

**NOTICE OF MAKING OF A PUBLIC PATH DIVERSION AND
DEFINITIVE MAP AND STATEMENT MODIFICATION ORDER
HIGHWAYS ACT 1980
WILDLIFE AND COUNTRYSIDE ACT 1981
NORTH YORKSHIRE COUNTY COUNCIL
FOOTPATH NO. 10.141/2 GOOSE FARM, SUTTON ON THE FOREST DIVERSION ORDER 2018**

The above Order, made on 08 June 2018 under Section 119 of the Highways Act 1980 and Section 53A(2) of the Wildlife and Countryside Act 1981, will divert the public footpath described below and modify The District of Hambleton (Outside the North York Moors National Park) Definitive Map and Statement accordingly.

Footpath 10.141/2 from its junction with Goose Lane at GR 45911 46279 and running generally northwest then north to GR 45907 46290 will be diverted onto a new line from GR 45911 46279 running north-north-west through three gates to GR 45907 46290.

A copy of the Order and the Order map have been placed and may be seen free of charge during normal office hours at Easingwold Community Library, North Yorkshire until 20 July 2018. Copies of the Order and map may be purchased from Waste & Countryside Services, North Yorkshire County Council, County Hall, Northallerton, North Yorkshire, DL7 8AD (tel: 01609 532512) at a cost of £2.00, or can be downloaded free from our website www.northyorks.gov.uk/pathnotices

Any representations about or objections to the Order may be sent in writing to Rachel Tyrer, Definitive Map Team, North Yorkshire County Council, County Hall, Northallerton, North Yorkshire DL7 8AD not later than 20 July 2018. Please state the grounds on which they are made.

Please note that objections/representations cannot be treated as confidential and may come into the public domain. Copies of any objections or representations received may be disclosed to interested parties, including the Planning Inspectorate where the case is referred to it for determination.

If no such representations or objections are duly made, or if any so made are withdrawn, North Yorkshire County Council may confirm the Order as an unopposed Order. If the Order is sent to the Secretary of State for the Environment for confirmation, any representations and objections which have not been withdrawn will be sent with the Order.

Dated 22 June 2018

Barry Khan
Assistant Chief Executive
(Legal and Democratic Services)
County Hall
Northallerton
North Yorkshire
DL7 8AH



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NORTH YORKSHIRE COUNTY COUNCIL

**FOOTPATH NO.10.141/2 GOOSE FARM, SUTTON ON THE FOREST
DIVERSION ORDER 2018**

This Order is made by North Yorkshire County Council ("the Authority") under Section 119 of the Highways Act 1980 ("the 1980 Act") because it appears to the Authority that in the interests of the owner of the land crossed by the footpath described in Paragraph 1 of this Order it is expedient that the line of the path should be diverted.

This Order is also made under section 53A(2) of the Wildlife and Countryside Act 1981 ("the 1981 Act") because it appears to the Authority that The District of Hambleton (Outside the North York Moors National Park) Definitive Map and Statement require modification in consequence of the occurrence of an event specified in section 53(3)(a)(i) of the 1981 Act, namely, the diversion (as authorised by this order) of a highway shown or required to be shown in the map and statement.

Mr David Plummer, Hightide Estates Limited, Goose Farm, Goose Lane, Sutton on the Forest, York, YO61 1ET has agreed to defray any compensation which becomes payable in consequence of the coming into force of this Order and any expenses which are incurred in bringing the new site of the path into a fit condition for use by the public.

Hambleton District Council and Sutton on the Forest Parish Council have been consulted as required by Section 120(2) of the 1980 Act.

BY THIS ORDER:

1. The public right of way over the land situated at Goose Farm, Sutton on the Forest described in Part 1 of the Schedule to this Order and shown by a bold continuous line on the map contained in this Order shall be stopped up from the date on which the Authority certifies, in accordance with Section 119(3)(b) of the 1980 Act, that work to the new section of path, described in Part 2 of the Schedule, has been completed, and thereupon The District of Hambleton (Outside the North York Moors National Park) Definitive Map shall be modified by deleting from it that public right of way. Under no circumstances shall such certification be given before the date of confirmation of this Order.

2. There shall from the date of the above mentioned certification be a public footpath over the land situated at Goose Farm, Sutton on the Forest described in Part 2 of the Schedule to this Order and shown by a bold broken line on the map contained in this Order, and thereupon The District of Hambleton (Outside the North York Moors National Park) Definitive Map shall be modified by adding that path to it.

2A. The District of Hambleton (Outside the North York Moors National Park) Definitive Statement shall be modified as described in Part 4 of the Schedule to this Order.

3. The rights conferred on the public under this Order shall be subject to the limitations and conditions set out in Part 3 of the Schedule.

4. For the purposes of this Order the relevant date upon which the Order comes fully into effect shall be the date of certification.

THE COMMON SEAL of NORTH
YORKSHIRE COUNTY COUNCIL
was hereunto affixed this 8th day
of JUNE 2018
in the presence of:-

W. Cooley
**AUTHORISED
SIGNATORY**



SCHEDULE

PART 1

DESCRIPTION OF SITE OF EXISTING FOOTPATH

<u>Section of Footpath as shown on the attached map</u>	<u>Position</u>	<u>Width</u>
Marked by a bold continuous line and shown as A- B- C on the attached plan	Commences at its junction with Goose Lane at Grid Reference 45911 46279 (Point A) and runs generally north west for approximately 70 metres to Grid Reference 45907 46284 (Point B) then north for approximately 55 metres to Grid Reference 45907 46290 (Point C)	No recorded width

PART 2

DESCRIPTION OF SITE OF NEW FOOTPATH

<u>Section of Footpath as shown on the attached map</u>	<u>Position</u>	<u>Width</u>
Marked by a bold broken line and shown as A- D- E- F- C on the attached plan.	Commences at its junction with Goose Lane at Grid Reference 45911 46279 (Point A) and runs north north west for approximately 8 metres to a pedestrian gate at Grid Reference 45911 46280 (Point D) then continuing north north west for approximately 22 metres to a pedestrian gate at Grid Reference 45910 46282 (Point E) then continuing north north west for approximately 19 metres to a pedestrian gate at Grid Reference 45909 46284 (Point F) then north north west for approximately 63 metres to Grid Reference 45907 46290 (Point C)	<p>2 metres from Grid Reference 45911 46279, to Grid Reference 45911 46280</p> <p>1.5 metres from Grid Reference 45911 46280 to Grid Reference 45910 46282 (D-E)</p> <p>1.3 metres from Grid Reference 45910 46282 to Grid Reference 45909 46284 (E-F)</p> <p>2 metres from Grid Reference 45909 46284 to Grid Reference 45907 46290 (F-C)</p>

PART 3

Limitations and Conditions

<u>Position on the Footpath to which limitations and conditions apply</u>	<u>Limitations and Conditions</u>
Grid reference 45911 46280- Point D Grid reference 45910 46282- Point E Grid reference 45909 46284- Point F	<p>Pedestrian gate to BS 5709:2018</p> <p>Pedestrian gate to BS 5709:2018</p> <p>Pedestrian gate to BS 5709:2018</p>

PART 4

Modification of Definitive Statement
Variation of Particulars of path or way

Path No.	Grid Reference End Points	Description	Nature of Surface	Length (Km)	Width (M)	Lawful Obstructions & Conditions
10.141/2	Start GR 45911 46279	Commences at its junction with Goose Lane at Grid Reference 45911 46279 and runs north north west for approximately 8 metres to a pedestrian gate at Grid Reference 45911 46280 then continuing north north west for approximately 22 metres to a pedestrian gate at Grid Reference 45910 46282 then continuing north north west for approximately 19 metres to a pedestrian gate at Grid Reference 45909 46284 then north north west for approximately 63 metres to Grid Reference 45907 46290	Grass from 45911 46279 to 45911 46280	0.008	2.0	Pedestrian gate to BS 5709:2018 at 45911 46280 Pedestrian gate to BS 5790:2018 at 45910 46282 Pedestrian gate to BS 5709:2018 at 45909 46284
			Earth from 45911 46280 to 45910 46282	0.022	1.5	
			Grass from 45910 46282 to 45909 46284	0.019	1.3	
			Pasture from 45909 46284 to 45907 46290	0.063	2.0	
	End Not Recorded	Not Recorded	Not Recorded	Not Recorded	Not Recorded	Not Recorded
				Total Not Recorded		

[text in bold to be added to Statement] [crossed-out text to be deleted from Statement]



462900

462800

462700

462900

462800

462700

Goose Farm
(Stables)

GOOSE LANE

GOOSE LANE

C

B

F

E

D

21.0m

A

19.4m

20591

W. Cooley

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459000

459100

459200



**North Yorkshire
County Council**

Public Rights of Way
Waste and Countryside Services
County Hall
Northallerton
DL7 8AH

Key:

- Footpath to be added
- Footpath to be deleted
- Other footpaths
- Maintainable Highways

Map drawn on 20 March 2018

Drawn by RCT

Scale 1:1250

North Yorkshire County Council

Highways Act 1980 Section 119
Wildlife & Countryside Act 1981

Footpath No. 10.141/2 Goose Farm
Sutton on the Forest
Diversion Order 2018

File Ref No. HAM/2018/09/DO