

NOTICE OF CONFIRMATION OF AN ORDER

HIGHWAYS ACT 1980

NORTH SOMERSET DISTRICT COUNCIL

(PART OF FOOTPATH LA 20/59,

RUNNING NORTH EASTERLY FROM CHARLTON DRIVE, WRAXALL AND FAILAND)

PUBLIC PATH DIVERSION ORDER NO. 7 2018

On 29th November 2018 North Somerset Council confirmed the above Order, made under section 119 of the Highways Act 1980. The effect of the Order as confirmed is to divert that part of Public Footpath LA 20/59 in the Parish of Wraxall and Failand within the District of North Somerset as described below:

From that part of footpath LA 20/59 from point A (grid ref. ST 49532 73103) at Charlton Drive, running in a generally north, north easterly direction for approximately 45 metres, to point B (grid ref. ST 49541 73146);

to a footpath from point A (grid ref. ST 49532 73103) at Charlton Drive, running in a north westerly direction for approximately 27 metres to point C (grid ref. ST 49514 73123), then in a north easterly direction for approximately 35 metres to point B (grid ref. ST 49541 73146).

The path will have a width of 2 metres and will run along the road of Charlton Drive between points A-C and then along a surfaced agricultural access track between points C-B.

The diversion is shown on the Order Map No. PPO 176, with the existing route shown by a bold continuous line and the diverted route shown by bold broken lines. References to lettered points in this Notice are references to the points marked on the Order Map.

Copies of the Order and Order map have been placed and may be seen free of charge at the Reception desk, North Somerset Council Offices, Castlewood, Tickenham Road, Clevedon, BS21 6FW from 9.00am to 4.30pm Mondays to Thursdays and 9.00am to 4.00pm on Fridays, or may be viewed on the Council's Web site (at the address: www.n-somerset.gov.uk/notices). Copies are also available for inspection at Failand Post Office, Failand, Bristol BS8 3UL, during normal opening hours (9.00am-5.30pm Mondays, Tuesdays, Thursdays and Fridays, 9.00am-1pm, Wednesdays and 9.00am-12.30pm Saturdays). A copy can be obtained from North Somerset Council at the price of £6.60 if collected and £7.90 if posted out.

The Order comes into force on 27th December 2018 but, if any person aggrieved by the Order desires to question its validity, or that of any provision contained in it, on the ground that it is not within the powers of the Highways Act 1980, as amended, or on the ground that any requirement of the Act, as amended, or of any regulation made under the Act has not been complied with in relation to the Order, he or she may under paragraph 2 of Schedule 2 to the Act as applied by paragraph 5 of Schedule 6 to the Act, within six weeks from 13th December 2018, make an application to the High Court.

Dated: 13th December 2018

Colin Medus
Head of Highways and Transport

North Somerset Council
Town Hall, Walliscote Grove Road, Weston-super-Mare BS23 1UJ



Date: 28th September 2018

Highways Act 1980
Section 119

North Somerset District Council

(Part of Footpath LA 20/59,
running north easterly from Charlton Drive,
Wraxall and Failand)

Public Path Diversion Order
No. 7 2018

N P Brain
Head of Legal and Democratic Services
Town Hall
Walliscote Grove Road
Weston-super-Mare
BS23 1UJ

Ref: PPO 176

HIGHWAYS ACT 1980

NORTH SOMERSET DISTRICT COUNCIL

**(PART OF FOOTPATH LA 20/59,
RUNNING NORTH EASTERLY FROM CHARLTON DRIVE,
WRAXALL AND FAILAND)**

PUBLIC PATH DIVERSION ORDER NO. 7 2018

This Order is made by North Somerset District 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 the order and of the public it is expedient that the line of the path should be diverted.

The applicant 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.

BY THIS ORDER:

- 1 The public right of way over the land situated running north easterly from Charlton Drive, Wraxall and Failand and shown by a bold continuous line on the Map No. PPO 176 contained in this order and described in Part 1 of the Schedule to this order shall be stopped up on the date on which North Somerset District Council certify that work has been carried out to bring the site of the new highway mentioned in Part 2 of the Schedule into a fit condition for use by the public.
2. Notwithstanding this order Western Power Distribution Plc, Wales and West utilities and Bristol Water Plc shall have the following rights over the land referred to in paragraph 1 namely: they shall for the purpose of carrying out their undertaking continue to have the same rights in respect of their apparatus as they had immediately before the date on which the footpath is diverted.
3. There shall at the end of 28 days from the date of confirmation of this order be a public footpath over the land situated running north easterly from Charlton Drive, Wraxall and Failand, described in Part 2 of the Schedule and shown by a bold broken line on the Map No. PPO 176 attached to this order.

SCHEDULE

PART 1

DESCRIPTION OF SITE OF EXISTING PATH OR WAY

That part of footpath LA 20/59 in the Parish of Wraxall and Failand from point A (grid reference ST 49532 73103) at Charlton Drive, running in a generally north, north easterly direction for approximately 45 metres, to point B (grid reference ST 49541 73146), as shown by a bold continuous line on the attached Map No. PPO 176.

PART 2

DESCRIPTION OF SITE OF NEW PATH OR WAY

A footpath from point A (grid reference ST 49532 73103) at Charlton Drive, running in a north westerly direction for approximately 27 metres to point C (grid reference ST 49514 73123), then in a north easterly direction for approximately 35 metres to point B (grid reference ST 49541 73146), as shown with bold broken lines on the attached Map No. PPO 176.

The path will have a width of 2 metres and will run along the road of Charlton Drive between points A-C and then along a surfaced agricultural access track between points C-B.

49500

49600

Map No. PPO 176

73200

73100

73000

CHARLTON DRIVE

Track

Track

Track

Track

140.2m

LA 20/59

LA 20/60

LA 20/59/20

LA 20/59

TO CLEVEDON ROAD

LA 20/59

NP

This map forms part of Public Path Diversion Order No. 7 2018,
Sealed by North Somerset District Council in September 2018

Highways Act 1980 - Section 119 North Somerset District Council

Public Path Diversion Order No. 7 2018

Part of Public Footpath LA 20/59, running north easterly from Charlton Drive, Wraxall and Failand Parish



Development & Environment

Public Rights of Way
Streets and Open Spaces
North Somerset Council
Town Hall
Wallscote Grove Road
Weston-super-Mare
BS23 1UJ

Tel: 01934 888 802



Scale 1:1250



Date 27 September 2018

Grid Square ST 4973

Drawn by Penny Price
PATH TO BE DIVERTED

Existing (A-B)

Proposed (A-C-B)

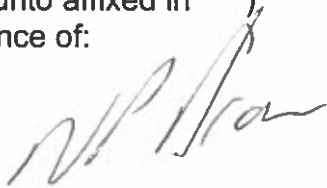
Connecting paths

Not to Scale

Given under the Common Seal of North Somerset District Council the 28th day of September 2018.

13857

THE COMMON SEAL of)
NORTH SOMERSET)
DISTRICT COUNCIL)
was hereunto affixed in)
the presence of:)

A handwritten signature in black ink, appearing to read 'N.P. Han', is written over the closing parenthesis of the text above.

HEAD OF LEGAL AND DEMOCRATIC SERVICES

North Somerset District Council)
hereby confirms the foregoing)
Order as an unopposed Order)
this 29th day of November 2018)

A. Rich.

13977

FOR: HEAD OF LEGAL AND DEMOCRATIC SERVICES