

**NOTICE OF MAKING OF AN ORDER**

**HIGHWAYS ACT 1980**

**NORTH SOMERSET DISTRICT COUNCIL**  
**(PART OF FOOTPATH AX 29/14,**  
**OVER LAND WEST OF A371 BANWELL ROAD, WINSCOMBE AND SANDFORD)**  
**PUBLIC PATH DIVERSION ORDER NO. 1 2017**

The above Order, made on 27<sup>th</sup> January 2017, under section 119 of the Highways Act 1980, will divert that part of Public Footpath AX 29/14 in the Parish of Winscombe and Sandford within the District of North Somerset as described below:

**from** the western side of the A371 Banwell Road at point D (grid reference ST 41142 57986) running in a westerly direction for approximately 186 metres to a stone slab stile at point C (grid reference ST 40955 57993) then running in a westerly direction for approximately 11 metres to point B (grid reference ST 40944 57993) and then running in a north, north westerly direction for approximately 5 metres to point A (grid reference ST 40942 57998), as shown by a bold continuous line on the Order Map No. PPO 167.

**to** a footpath running from a pedestrian gate at point E (grid reference ST 41143 57982), at the western side of the A371 Banwell Road, in a west, south westerly direction for approximately 81 metres to point F (grid reference ST 41069 57948), then running in a west, north westerly direction for approximately 36 metres to point G (grid reference ST41037 57964), then running in a west, south westerly direction for approximately 66 metres, to cross a piped culvert bridge over the ditch at point H (grid reference ST 40972 57958) and running in a westerly direction for approximately 2 metres to point I (grid reference ST 40970 57958). The proposed route then turns to run in a generally north, north westerly direction for approximately 50 metres to point A (grid reference ST 40942 57998), as shown by a bold broken line on the Order map No. PPO 167.

The proposed diverted route will have a stone track surface and a width of 2.5 metres between points E to H, with the remainder, on the west side of the ditch between points H to A, being on a pasture surface with a width of 2 metres. References to the lettered points above are references to the points on the Order Map No. PPO 167.

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, Town Hall, Walliscote Grove Road, Weston-super-Mare BS23 1UJ 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](http://www.n-somerset.gov.uk/notices)). Copies are also available for inspection at Winscombe Library, 23 Woodborough Road, Winscombe BS25 1AB during normal opening hours (Tuesdays and Thursdays 10am to 12.30pm and 1.30pm to 5pm, Fridays 10am to 12.30pm and 1.30pm to 6pm and Saturdays 10am to 12.30pm). A copy can be obtained from North Somerset Council at the price of £6.50 if collected and £7.80 if posted out.

Any representations about or objections to the Order may be sent in writing to the Director of Development and Environment, Natural Environment Team, Streets and Open Spaces, North Somerset Council, Town Hall, Walliscote Grove Road, Weston-super-Mare, BS23 1UJ not later than **3<sup>rd</sup> March 2017**, quoting the reference **PAP/PPO 167**. Please state the grounds on which they are made.

If no such representations or objections are duly made, or if any so made are withdrawn, North Somerset District 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: 2<sup>nd</sup> February 2017

**David Carter**  
**Director of Development and Environment**

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



**Highways Act 1980  
Section 119**

**North Somerset District Council**

**(Part of Footpath AX 29/14,  
over land west of A371 Banwell Road,  
Winscombe and Sandford)**

**Public Path Diversion Order  
No. 1 2017**

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

Ref: PPO 167

**HIGHWAYS ACT 1980**

**NORTH SOMERSET DISTRICT COUNCIL**

**(PART OF FOOTPATH AX 29/14,  
OVER LAND WEST OF A371 BANWELL ROAD,  
WINSCOMBE AND SANDFORD)**

**PUBLIC PATH DIVERSION ORDER NO. 1 2017**

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 west of A371 Banwell Road, Winscombe and Sandford and shown by a bold continuous line on the Map No. PPO 167 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 British Telecommunications 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 west of A371 Banwell Road, Winscombe and Sandford described in Part 2 of the Schedule and shown by a bold broken line on the Map No. PPO 167 attached 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.

## **SCHEDULE**

### **PART 1**

#### **DESCRIPTION OF SITE OF EXISTING PATH OR WAY**

That part of footpath AX 29/14 in the Parish of Winscombe and Sandford from the western side of the A371 Banwell Road at point D (grid reference ST 41142 57986) running in a westerly direction for approximately 186 metres to a stone slab stile at point C (grid reference ST 40955 57993) then running in a westerly direction for approximately 11 metres to point B (grid reference ST 40944 57993) and then running in a north, north westerly direction for approximately 5 metres to point A (grid reference ST 40942 57998), as shown by a bold continuous line on the attached Map No. PPO 167.

### **PART 2**

#### **DESCRIPTION OF SITE OF NEW PATH OR WAY**

To a footpath running from a pedestrian gate at point E (grid reference ST 41143 57982), at the western side of the A371 Banwell Road, in a west, south westerly direction for approximately 81 metres to point F (grid reference ST 41069 57948), then running in a west, north westerly direction for approximately 36 metres to point G (grid reference ST41037 57964), then running in a west, south westerly direction for approximately 66 metres, to cross a piped culvert bridge over the ditch at point H (grid reference ST 40972 57958) and running in a westerly direction for approximately 2 metres to point I (grid reference ST 40970 57958). The proposed route then turns to run in a generally north, north westerly direction for approximately 50 metres to point A (grid reference ST 40942 57998), as shown by a bold broken line on the attached map No. PPO 167.

The proposed diverted route will have a stone track surface and a width of 2.5 metres between points E to H, with the remainder, on the west side of the ditch between points H to A, being on a pasture surface with a width of 2 metres.

**PART 3**

**LIMITATIONS AND CONDITIONS**

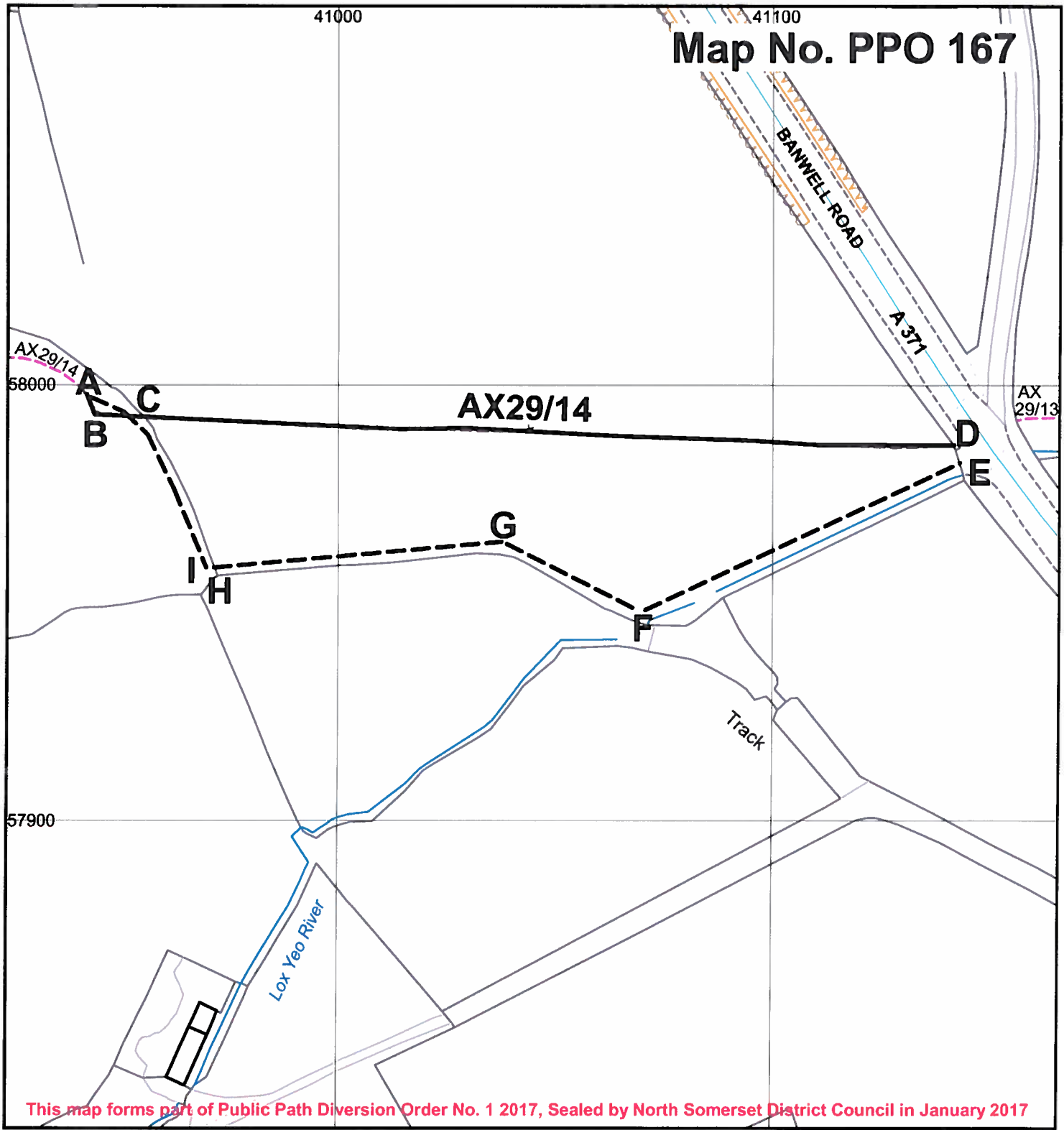
Point E (Grid Reference ST 41143 57982)	Pedestrian gate
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The pedestrian gate specified above is to be provided to comply with BS 5709.2006 and should be considered for removal in the event that it is no longer required to prevent the ingress or egress of animals or if the land is no longer used for agricultural purposes (including forestry and the keeping of horses).

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41100

# Map No. PPO 167



This map forms part of Public Path Diversion Order No. 1 2017, Sealed by North Somerset District Council in January 2017

Highways Act 1980 - Section 119 North Somerset District Council

## Public Path Diversion Order No. 1 2017

Part of Public Footpath AX 29/14,  
over land west of A371 Banwell Road, Winscombe and Sandford Parish

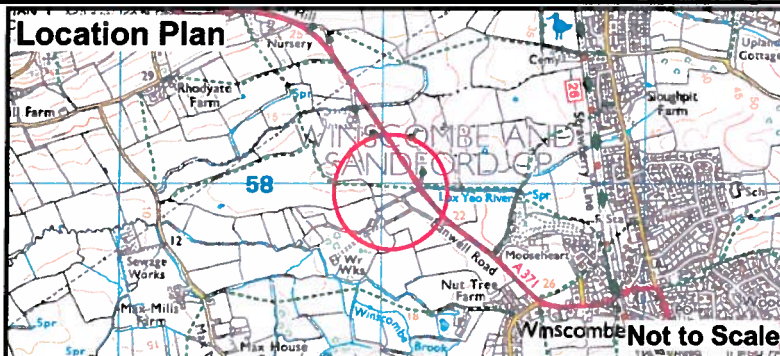
*NS*



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 January 2017

Grid Squares  
ST4057 & ST4157

Drawn by Penny Price

### PATH TO BE DIVERTED

Existing (D-C-B-A)

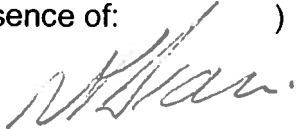
Proposed (E-F-G-H-I-A)

Connecting Paths

Given under the Common Seal of North Somerset District Council the 27<sup>th</sup> day of January 2017.

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

17093

A handwritten signature in black ink, appearing to be 'M. Han', written over the closing parenthesis of the text above.

HEAD OF LEGAL AND DEMOCRATIC SERVICES