

## Notice of Public Path Order

Highways Act 1980 Section 119  
North Somerset District Council  
(Part of footpath LA 21/31, over land at North End Road, Yatton)  
Public Path Diversion Order No. 4 2024

The above Order, made on 22<sup>nd</sup> February 2024, under section 119 of the Highways Act 1980, will divert part of Public Footpath LA 21/31 in the Parish of Yatton within the district of North Somerset as described below:

**from** point A (grid reference ST 41568 66999) running in a north easterly direction for approximately 200 metres to point B (grid reference ST 41727 67119).

**to** point A (grid reference ST 41568 66999), running a south, south easterly direction to point C (grid reference ST 41571 66994) then in a North Easterly direction to point D (grid ref. ST 41663 67064) then in a Northerly direction to point E (grid reference ST 41667 67074) then in a North Easterly direction to point F (grid reference ST 41724 67126).

The proposal is shown on the Order Map No. PPO 177: the existing route is shown with a bold black line and the proposed route shown by bold black dashes. References to lettered points in this notice are references to points marked on the Order Map. The footpath has a width of 3 metres with a reinforced tarmac surface.

The Order and Order Map can be viewed online at [www.n-somerset.gov.uk/notices](http://www.n-somerset.gov.uk/notices) or a free copy can be obtained by emailing [Laura.Baber@n-somerset.gov.uk](mailto:Laura.Baber@n-somerset.gov.uk) or phoning 01934 427312. Alternatively, visit Yatton Library and Children's Centre, 48 High Street, Yatton, Bristol, BS49 4HJ, Monday, Tuesday, and Thursday 09:30-17:00, Saturday 09:30- 13:00.

Any representation about or objection to the Order may be sent or delivered in writing addressed to the Natural Environment Team, North Somerset Council, at the Town Hall address below not later than **10th April 2024**, quoting ref. **LEB/PPO 177**. Please state the grounds on which it is made.

If no such representations or objections are duly made, or if any so made are withdrawn, North Somerset District Council may itself confirm the Order as an unopposed Order.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to the Secretary of State for the Environment for confirmation, any representations or objections which have not been withdrawn will be sent with the Order.

Dated: 13<sup>th</sup> March 2024

**John Flannigan, Head of Open Spaces, Natural Environment and Leisure**, North Somerset Council, Town Hall, Walliscote Grove Road, Weston-super-Mare BS23 1UJ

Date: 8<sup>th</sup> February 2024

Highways Act 1980  
Section 119

North Somerset District Council

(Part of footpath LA 21/31,  
over land at North End Road, Yatton)

Public Path Diversion Order  
No. 4 2024

N P Brain  
Asst Director Legal & Governance  
Town Hall  
Walliscote Grove Road  
Weston-super-Mare  
BS23 1UJ

**Highways Act 1980**  
**NORTH SOMERSET DISTRICT COUNCIL**

**(PART OF FOOTPATH LA 21/31,**  
**OVER LAND AT NORTH END ROAD, YATTON)**  
**PUBLIC PATH DIVERSION ORDER NO. 4 2024**

This Order is made by North Somerset District Council (“the authority”) under Section 119 of the Highways Act 1980 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 and the public, it is expedient that the line of the path should be diverted.

The applicants have 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 at North End, Yatton and shown by a bold continuous line on the map ‘PPO 177’ 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, National Grid Group, 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 at North End, Yatton described in Part 2 of the Schedule and shown by a bold broken line on the map ‘PPO 177’ contained in this order.
4. 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**

Part of footpath LA 21/31 in the Parish of Yatton, from point A (grid reference ST 41568 66999) running in a north easterly direction for approximately 200 metres to point B (grid reference ST 41727 67119), as shown by a bold black line of the attached Map No. PPO 177.

### **PART 2**

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

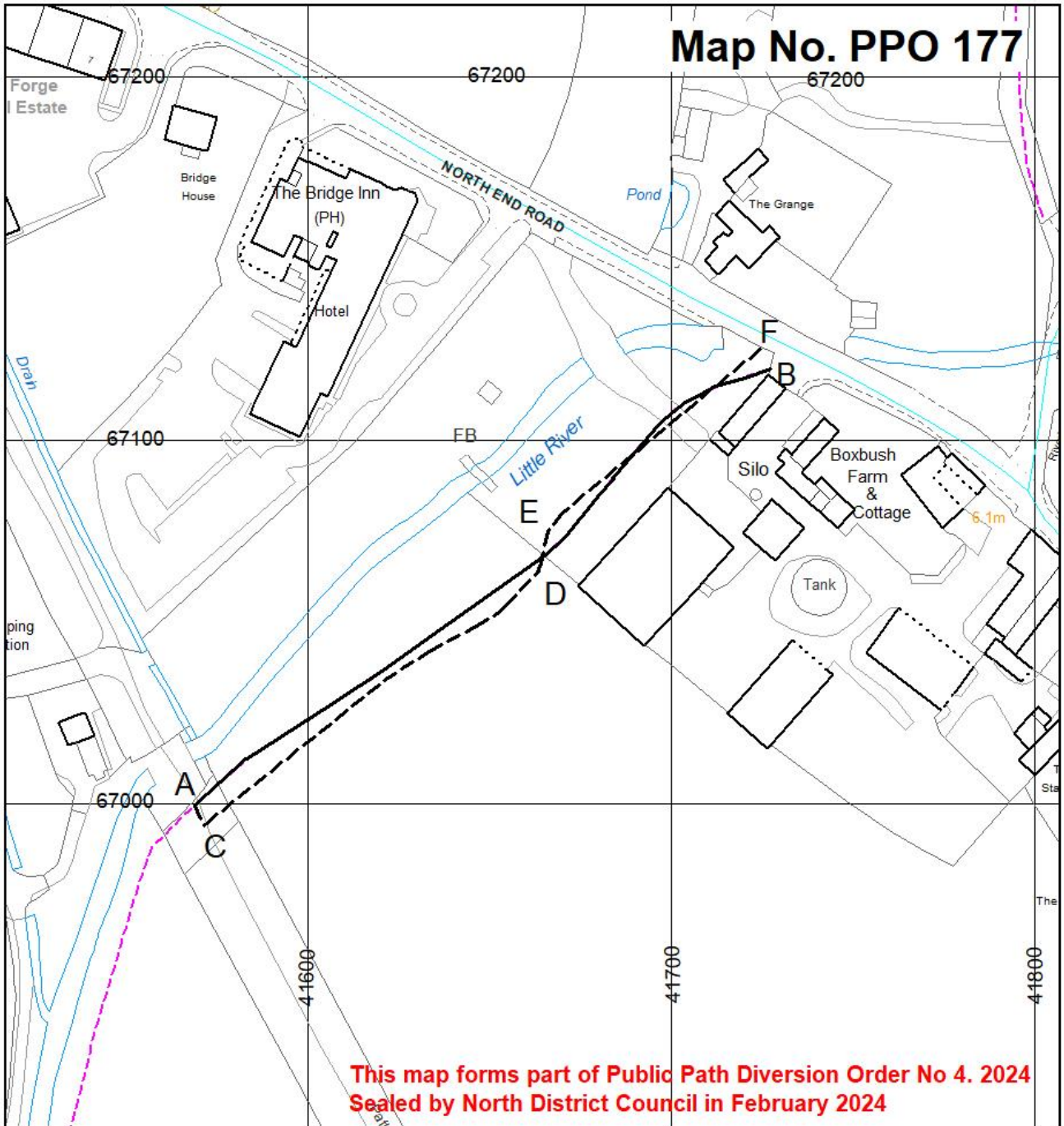
A footpath from point A (grid reference ST 41568 66999), running a south, south easterly direction to point C (grid reference ST 41571 66994) then in a North Easterly direction to point D (grid ref. ST 41663 67064) then in a Northerly direction to point E (grid ref. ST 41667 67074) then in a North Easterly direction to point F (grid ref. ST 41724 67126). This is shown by bold black dashes on the attached Map No. PPO 177.

The diverted path has a width of 3 metres and a reinforced tarmac surface.

### **PART 3**

#### **LIMITATIONS AND CONDITIONS**

Point A - Point C - Point D - point E - Point F	Establishment of path including reinforced tarmac surface BS EN 13108- 1:2006
Point E - Point F	Bollard
Point F	Bollard sign (diag 957)
Point F	Bollard sign (diag 965)
Point E - to point F	Overlapping pedestrian barrier BS 7818:1995



Highways Act 1980 - Section 119 North Somerset District Council

## Public Path Diversion Order No. 4 2024

### Part of Public Footpath LA 21/31, North End Road, Yatton



**Place Directorate**  
Public Rights of Way  
Streets and Open Spaces  
North Somerset Council  
Town Hall  
Walliscote Grove Road  
Weston-super-Mare  
BS23 1UJ  
Tel: 01934 888 802



Scale 1:1500



Date 24th January 2024

Grid Square ST 4167

Drawn by **Laura Baber**  
**PATH TO BE DIVERTED**

- Existing
- Proposed
- Connecting Paths

Given under the Common Seal of North Somerset District Council the 8<sup>th</sup> day of February 2024

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

23/24 - 757

A Red

For Asst Director Legal & Governance

## EXPLANATORY STATEMENT

### HIGHWAYS ACT 1980

#### NORTH SOMERSET DISTRICT COUNCIL (PART OF FOOTPATH LA 21/31, OVER LAND AT NORTH END ROAD, YATTON) PUBLIC PATH DIVERSION ORDER NO. 4 2024

#### **THIS STATEMENT IS FOR INFORMATION ONLY AND DOES NOT FORM PART OF THE ORDER**

Under the provisions of S.119 of the Highways Act 1980 County and District Councils have the power to make orders to divert public rights of way. A notice that such an order has been made has to be advertised on the site of the path in question and in the local press. This provides an opportunity for objections or representations to be made to the proposed change.

North Somerset District Council ("the Council") has made this Order because it appears to the council that in the interests of the owner of the land crossed by the footpath and of the public it is expedient that the line of the path should be diverted.

The application has been submitted for the following reasons:

Planning permission was granted by North Somerset Council for Bloor Homes Ltd to erect up to 200 dwellings including specialist housing units, land for primary school, open space, and all associated infrastructure (application No. 17/P/2253/RM).

Development has now taken place and the completed groundworks of this realignment are not currently legal, with the public still only being able to view the old alignment on the Council's Definitive Map of Public Rights of Way.

The application complies with the provisions of Section 119 (1) of the Highways Act 1980 on the basis that, in the interests of the owners of the land crossed by the paths or ways and of the public it is expedient that the lines of the paths or ways or parts of those lines should be diverted. It further complies with Section 119 (6) in that the paths or ways will not be substantially less convenient to the public in consequence of the diversion.

The Order will come into effect only on the confirmation/certification of the Order. Making and advertising the Order simply provides an opportunity for objections or representations to be made.

Any Objections or representations relating to the Order must be made in writing by **10th April 2024**. to the Director of Development and Environment, Natural Environment Team, Streets and Open Spaces, Town Hall, Walliscote Grove Road, Weston-super-Mare, BS23 1UJ quoting reference **LEB/PPO 177** and stating the grounds on which they are made.

If any objections are made and not withdrawn the matter will be referred to the Council's Public Rights of Way Sub-Committee, to advise that the Orders will be submitted to the Planning Inspectorate (as agent for the Secretary of State for the Environment, Food and Rural Affairs) for determination. Once submitted, the Planning Inspectorate will then appoint an Inspector who will determine whether to deal with the matter by written representations, a hearing or a public inquiry. The inspector can confirm an Order, confirm it with modifications, or refuse to confirm it. In some cases the Inspectorate may award costs

against objectors. If no objections are received the Council will be able to confirm the Order itself but has no powers to modify Orders.

The right of objection to an Order is a statutory right, but it should be exercised in a reasonable manner. If you objected at the pre-order stage and still wish to object now that the Order has been made you will need to re-submit your objection by the deadline specified above. Only objections received during this statutory period will be forwarded to the Secretary of State.

