

# NOTICE OF CONFIRMATION OF AN ORDER

## HIGHWAYS ACT 1980

### WARWICKSHIRE COUNTY COUNCIL

#### (PARTS OF FOOTPATHS M421 M423A AND M424 OVER WHITACRE)

#### PUBLIC PATH DIVERSION ORDER 2012

On 18 March 2015, Warwickshire County 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 section of public footpath M421 from Point A being approximately 120 metres north north east of Hall Farm (grid reference 42602 29219), running in a general south-south-west direction for approximately 195 metres to Point B (grid reference 42597 29201) as shown on the Order Plan. **TO A LINE** from Point B at Hall Farm (grid reference 42597 29201), running in a general north-north-easterly direction for approximately 90 metres to Point C (grid reference 42603 29207) thence generally north for approximately 120 metres to Point D (grid reference 42604 29220) as shown on the Order Plan. **DIVERT** that section of Public Footpath M421 from Point E at Hall Farm (grid reference 42598 29197), running in a general south westerly direction for approximately 340 metres to Point G (grid reference 42572 29176) thence generally west-south-west for approximately 195 metres to Point H (grid reference 42554 29172) as shown on the Order Plan. **TO A LINE** from Point E at Hall Farm (grid reference 42598 29197), running in a general south-south-easterly direction for approximately 65 metres to Point I (grid reference 42601 29191) as shown on the Order Plan. **DIVERT** that section of Public Footpath M423a from Point J at Hall Farm (grid reference 42582 29198), running in a general easterly direction for approximately 160 metres to Point L (grid reference 42597 29199) as shown on the Order Plan. **TO A LINE** from Point J at Hall Farm (grid reference 42582 29198), running in a general south-south-easterly direction for approximately 195 metres, crossing a watercourse at Point F (grid reference 42590 29185), to Point K (grid reference 42593 29187) as shown on the Order Plan. **DIVERT** that section of Public Footpath M424 from Point G being approximately 400 metres west of Sandy Lane (grid reference 42572 29176), running east for approximately 10 metres to Point M (grid reference 42573 29176) as shown on the Order Plan. **TO A LINE** from Point H being approximately 220 metres east of Sandy Lane (grid reference 42554 29172), running in a general east-north-easterly direction for approximately 195 metres to Point M (grid reference 42573 29176) as shown on the Order Plan. The new paths will have a width of 2 metres.

A copy of the Order and the Order Plan have been placed and may be seen free of charge at the offices of Warwickshire County Council, Shire Hall, Market Square, Warwick CV34 4SA from 8am - 5.30pm on weekdays, (5pm Fridays) and 9am - 4pm Saturdays. A copy of the Order and Order Plan may be bought there at the price of £5.45. Copies may also be inspected at the offices of the North Warwickshire Borough Council, The Council House, South Street, Atherstone, CV9 1BD between 8.50am and 5.15pm weekdays, and at [www.warwickshire.gov.uk/pathorders](http://www.warwickshire.gov.uk/pathorders).

The Order comes into force on 26 March 2015, but if a person aggrieved by the order wants to question its validity, or that of any provision contained in it, on the ground that any requirement of the Act, as amended, or if 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 6 weeks from [19 March 2015], make an application to the High Court.

Dated 18 March 2015  
Shire Hall, Warwick

Sarah Duxbury  
Head of Law and Governance

# **PUBLIC PATH DIVERSION ORDER**

## **HIGHWAYS ACT 1980**

### **WARWICKSHIRE COUNTY COUNCIL**

#### **(PARTS OF FOOTPATHS M421, M423A AND M424 OVER WHITACRE) PUBLIC PATH DIVERSION ORDER 2012**

This Order is made by Warwickshire 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 footpaths described in paragraph 1 of this Order it is expedient that the line of the path should be diverted.

**Mr R N Varnam** 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.

North Warwickshire Borough Council has been consulted as required by section 120(2) of the 1980 Act;

#### **BY THIS ORDER:**

1. The public right of way over the land situate at **Over Whitacre** and shown by a bold continuous line on the plan numbered P2008/021G contained in this Order ('the Order Plan') and described in Part 1 of the Schedule to this Order shall be stopped up upon written certification that all of the works to implement the Order have been satisfactory completed.
2. There shall at the end of 7 days from the date of confirmation of this Order be public footpaths over the land situate at **Over Whitacre** described in Part 2 of the Schedule and shown by bold broken lines on the Order Plan.
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**

##### **Public Footpath M421**

Between Points A and B on the Order Plan

That section of Public Footpath M421 from Point A being approximately 120 metres north-north-east of Hall Farm (grid reference 42602 29219), running in a general south-south-west direction for approximately 195 metres to Point B (grid reference 42597 29201) as shown on the Order Plan.

**Public Footpath M421**  
Between Points E-G-H on the Order Plan

That section of Public Footpath M421 from Point E at Hall Farm (grid reference 42598 29197), running in a general south westerly direction for approximately 340 metres to Point G (grid reference 42572 29176) thence generally west-south-west for approximately 195 metres to Point H (grid reference 42554 29172) as shown on the Order Plan.

**Public Footpath M423a**  
Between Points J and L on the Order Plan

That section of Public Footpath M423a from Point J at Hall Farm (grid reference 42582 29198), running in a general easterly direction for approximately 160 metres to Point L (grid reference 42597 29199) as shown on the Order Plan.

**Public Footpath M424**  
Between Points G and M on the Order Plan

That section of Public Footpath M424 from Point G being approximately 400 metres west of Sandy Lane (grid reference 42572 29176), running east for approximately 10 metres to Point M (grid reference 42573 29176) as shown on the Order Plan.

**PART 2**  
**DESCRIPTION OF SITE OF NEW PATH OR WAY**

**Public Footpath M421**  
Between Points B-C-D on the Order Plan

From Point B at Hall Farm (grid reference 42597 29201), running in a general north-north-easterly direction for approximately 90 metres to Point C (grid reference 42603 29207) thence generally north for approximately 120 metres to Point D (grid reference 42604 29220) as shown on the Order Plan.

The new path shall have a width of 2 metres.

**Public Footpath M421**  
Between Points E and I on the Order Plan

From Point E at Hall Farm (grid reference 42598 29197), running in a general south-south-easterly direction for approximately 65 metres to Point I (grid reference 42601 29191) as shown on the Order Plan.

The new path shall have a width of 2 metres.

**Public Footpath M423a**  
Between Points J-F-K on the Order Plan

From Point J at Hall Farm (grid reference 42582 29198), running in a general south-south-easterly direction for approximately 195 metres, crossing a watercourse at Point F (grid reference 42590 29185), to Point K (grid reference 42593 291827) as shown on the Order Plan.

The new path shall have a width of 2 metres.

**Public Footpath M424**  
Between Points H and M on the Order Plan

From Point H being approximately 220 metres east of Sandy Lane (grid reference 42554 29172), running in a general east-north-eastly direction for approximately 195 metres to Point M (grid reference 42573 29176) as shown on the Order Plan.

The new path shall have a width of 2 metres.

**PART 3**  
**LIMITATIONS AND CONDITIONS**

There are no limitations or conditions.

GIVEN under the Seal of the Council this 7 day of November 2012.

The COMMON SEAL of the  
Warwickshire County Council  
was hereunto affixed in  
the presence of:-

*H. Board*

**Designated Officer.**



1296/12

The Warwickshire County Council in pursuance of their powers under Section 119 of the Highways Act, 1980 hereby confirm the Order as an unopposed Order.

GIVEN under the seal of the County Council this 18 day of March 2013.

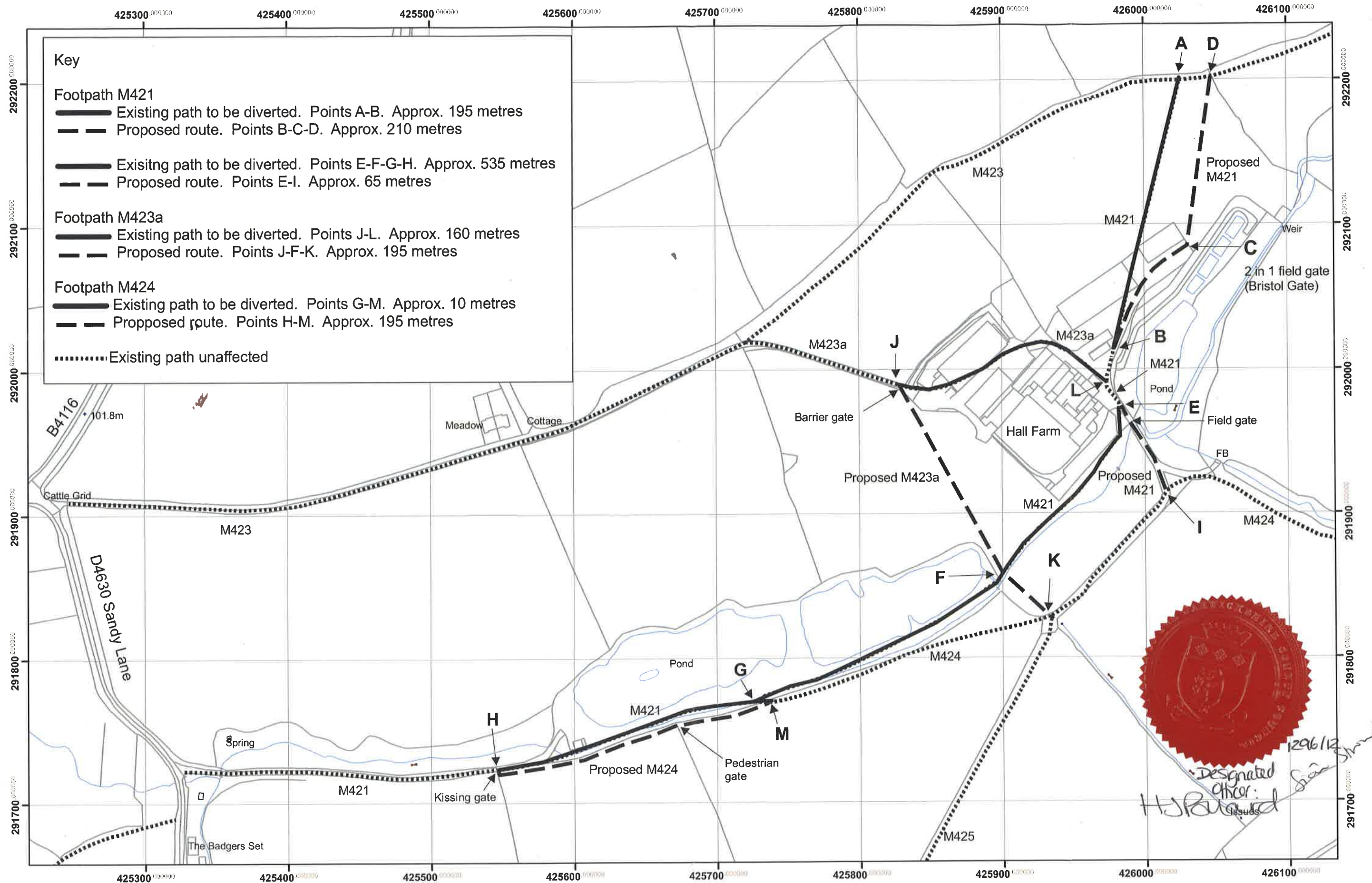
The COMMON SEAL of the  
Warwickshire County Council  
was hereunto affixed in  
the presence of:-

*Gian Shand*

**Designated Officer.**



228-15

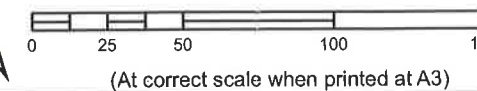


Proposed diversion of Public Footpaths M421 (part), M423a (part) and M424 (part) in the Parish of Over Whitacre  
Highways Act 1980 Section 119

Plam Ref: P2008/021G



Scale: 1:2,500



DATED 7 November 2012

HIGHWAYS ACT 1980

WARWICKSHIRE COUNTY COUNCIL

DUPLICATE

THE WARWICKSHIRE COUNTY COUNCIL  
(PARTS OF FOOTPATHS M421, M423A AND M424 OVER  
WHITACRE) PUBLIC PATH DIVERSION ORDER 2012