



Clerk to Pinvin Parish Council
Ms Carole Hirst
27 Ryecroft Way
Martley
WR6 6BF
clerk@pinvin.org.uk

23 April 2019

Our ref: MW/4020/572
Ask for: Marilyn Williams

Dear Carole,

**WORCESTERSHIRE COUNTY COUNCIL
DIVERSION OF FOOTPATH PV-530 (PART) (FORMERLY FOOTPATH 16) IN
THE PARISH OF PINVIN
PUBLIC PATH DIVERSION AND DEFINITIVE MAP AND STATEMENT
MODIFICATION DIVERSION ORDER 2019**

On 18 April 2019 the County Council made this Order and I enclose by way of service a copy of the Order and Plan, together with a copy of the Public Notice.

I should be grateful if you would make these documents available for public inspection and display the Notice on the Parish Hall noticeboard or in a prominent position within the Parish, until the end of the objection period referred to in the Notice (30 May 2019).

If the Parish Council has appointed a Footpath Officer, please would you arrange for a copy of the Order to be made available to them.

I also enclose for your information a copy of a statement of reasons.

Yours sincerely

Marilyn Williams
Legal Clerk
Encs

Simon Mallinson
Solicitor
Head of Legal and
Democratic Services

County Hall
Spetchley Road
Worcester
WR5 2NP

PUBLIC NOTICE

WORCESTERSHIRE COUNTY COUNCIL

**HIGHWAYS ACT 1980 SECTION 119
WILDLIFE AND COUNTRYSIDE ACT 1981 Section 53(A)2**

**DIVERSION OF FOOTPATH PV-530 (PART) (FORMERLY FOOTPATH 16) IN THE
PARISH OF PINVIN**

**PUBLIC PATH DIVERSION AND DEFINITIVE MAP AND STATEMENT MODIFICATION
ORDER 2019**

The above Order, made on 18 April 2019 under Section 119 of the Highways Act 1980, will modify the definitive map and statement for the area by:

By diverting the length and entire width of Footpath PV-530(part) in the parish of Pinvin to commencing at Ordnance Survey grid reference (OSGR) SO 9554 4812 and proceeding in a southerly direction for 114 metres. The path then arcs and continues in an east south easterly direction for 5 metres, where it terminates at OSGR SO 9553 4800. The total distance of footpaths to be diverted is 119 metres.

To a point commencing at Ordnance Survey grid reference (OSGR) SO 9555 4811 at the highway boundary with the A44 with a width of 3 metres and proceeding in a south westerly direction for 3 metres to OSGR SO 9555 4811. The path then heads in a south easterly direction for 14 metres to OSGR SO 9556 4810, and then in a southerly direction for 64 metres to OSGR 9555 4803. It then turns to head in a westerly direction for 2 metres, where it terminates at its junction with the highway boundary of U47099 Dawes Way at OSGR SO 9555 4803. The path commences again on the opposite side of U47099 Dawes Way at OSGR SO 9553 4801, and proceeds in a southerly direction for 15 metres to OSGR SO 9553 4800, where it joins the remainder of footpath PV-530. The total distance of the diverted footpath is 98 metres.

A copy of the Order and the Order map have been placed and may be seen free of charge at County Hall, Spetchley Road, Worcester, and at Wychavon District Council, The Civic Centre, Queen Elizabeth Drive, Station Road, Pershore, Worcestershire, WR10 1PT on Mondays to Fridays during normal office hours. Copies of the Order and map may be bought at County Hall, Worcester at the price of £7.50.

Any representations about or objections to the Order may be sent in writing to the Head of Legal and Democratic Services, County Hall, Spetchley Road, Worcester, WR5 2NP quoting the reference MW/4020/572 or e-mail Footpaths@worcestershires.gov.uk not later than 30 May 2019 (28 days). 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 the County Council may confirm the Order as an unopposed Order. If the Order is sent to the Secretary of State for the Environment, Food and Rural Affairs for confirmation any representations and objections which have not been withdrawn will be sent with the Order.

Dated 2 May 2019

SIMON MALLINSON
Head of Legal and Democratic Services



worcestershire
countycouncil

PUBLIC PATH DIVERSION ORDER

**HIGHWAYS ACT 1980 SECTION 119
WILDLIFE AND COUNTRYSIDE ACT 1981 Section 53(A)2**

WORCESTERSHIRE COUNTY COUNCIL

**DIVERSION OF FOOTPATH PV-530 (PART) (FORMERLY FOOTPATH 16) IN THE
PARISH OF PINVIN**

**PUBLIC PATH DIVERSION AND DEFINITIVE MAP AND STATEMENT MODIFICATION
ORDER 2019**

This Order is made by Worcestershire 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 owners of the land crossed by the footpath it is expedient that the line of the footpath 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 County of Worcestershire 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.

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 footpath into a fit condition for use by the public ("the works to the new site").

Wychavon District Council have been consulted about the making of the Order as required by Section 120(2) of the 1980 Act.

BY THIS ORDER:

1. The public right of way over the land situated in Pinvin and shown by a continuous bold line on the map contained in this Order and described in Part 1 of the Schedule to this Order shall be stopped up either from the date on which the authority certifies that the works to the new site have been carried out or the date of confirmation, whichever shall be later, and thereupon the County of Worcestershire definitive map shall be modified by deleting from it that public right of way.
2. There shall at the end of the date referred to in Article 1 be a public footpath over the land situated in Pinvin described in Part 2 of the Schedule and shown by a bold broken line on the map contained in this Order, and thereupon the County of Worcestershire definitive map shall be modified by adding that footpath to it.
3. The County of Worcestershire definitive statement shall be modified as described in Part 4 of the schedule of this Order.
4. Notwithstanding this Order, any undertaker as shall for the time being have statutory powers in that respect) shall have the right to open up the land referred to in paragraph 1 to install, maintain or alter their apparatus.

5. 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.

Dated 18 April 2019

The Common Seal of)
Worcestershire County Council)
was affixed hereto in the presence of:-)



A handwritten signature in black ink, consisting of several overlapping loops and strokes, positioned above the title 'SENIOR SOLICITOR'.

SENIOR SOLICITOR

SCHEDULE

PART 1

Description of Site of Existing Footpath

FOOTPATH PV-530 (PART) (FORMERLY FOOTPATH 16)

The length and entire width of footpath PV-530(part) in the parish of Pinvin to be diverted commences at Ordnance Survey grid reference (OSGR) SO 9554 4812 (Point A on the Order map) and proceeds in a southerly direction for 114 metres. The path then arcs and continues in an east south easterly direction for 5 metres, where it terminates at OSGR SO 9553 4800 (Point B on the Order map).

The total distance of footpaths to be diverted is 119 metres.

PART 2

Description of Site of New Footpath

FOOTPATH PV-530 (PART) (FORMERLY FOOTPATH 16)

The length of footpath PV-530(part) in the parish of Pinvin commences at Ordnance Survey grid reference (OSGR) SO 9555 4811 (Point C on the Order map) at the highway boundary with the A44 with a width of 3 metres and proceeds in a south westerly direction for 3 metres to OSGR SO 9555 4811 (Point D on the Order map). The path then heads in a south easterly direction for 14 metres to OSGR SO 9556 4810 (Point E on the Order map), and then in a southerly direction for 64 metres to OSGR 9555 4803 (Point F on the Order map). It then turns to head in a westerly direction for 2 metres, where it terminates at its junction with the highway boundary of U47099 Dawes Way at OSGR SO 9555 4803 (Point G on the Order map). The path commences again on the opposite side of U47099 Dawes Way at OSGR SO 9553 4801 (Point H on the Order map), and proceeds in a southerly direction for 15 metres to OSGR SO 9553 4800 (Point B on the Order map), where it joins the remainder of footpath PV-530.

The total distance of the diverted footpath is 98 metres.

PART 3

Limitations and Conditions

Position on path to which Limitations and Conditions apply

None

Limitations and Conditions

None

PART 4

Modification of Definitive Statement

Variations of Particulars of Paths

(Variations to definitive statement shown in bold, text to be removed struck through)

FOOTPATH PV-530(PART) (FORMERLY FOOTPATH 16)

Parish of Pinvin

District of Wychavon

530 (FORMERLY NO. 16)

Classification: Footpath

Location

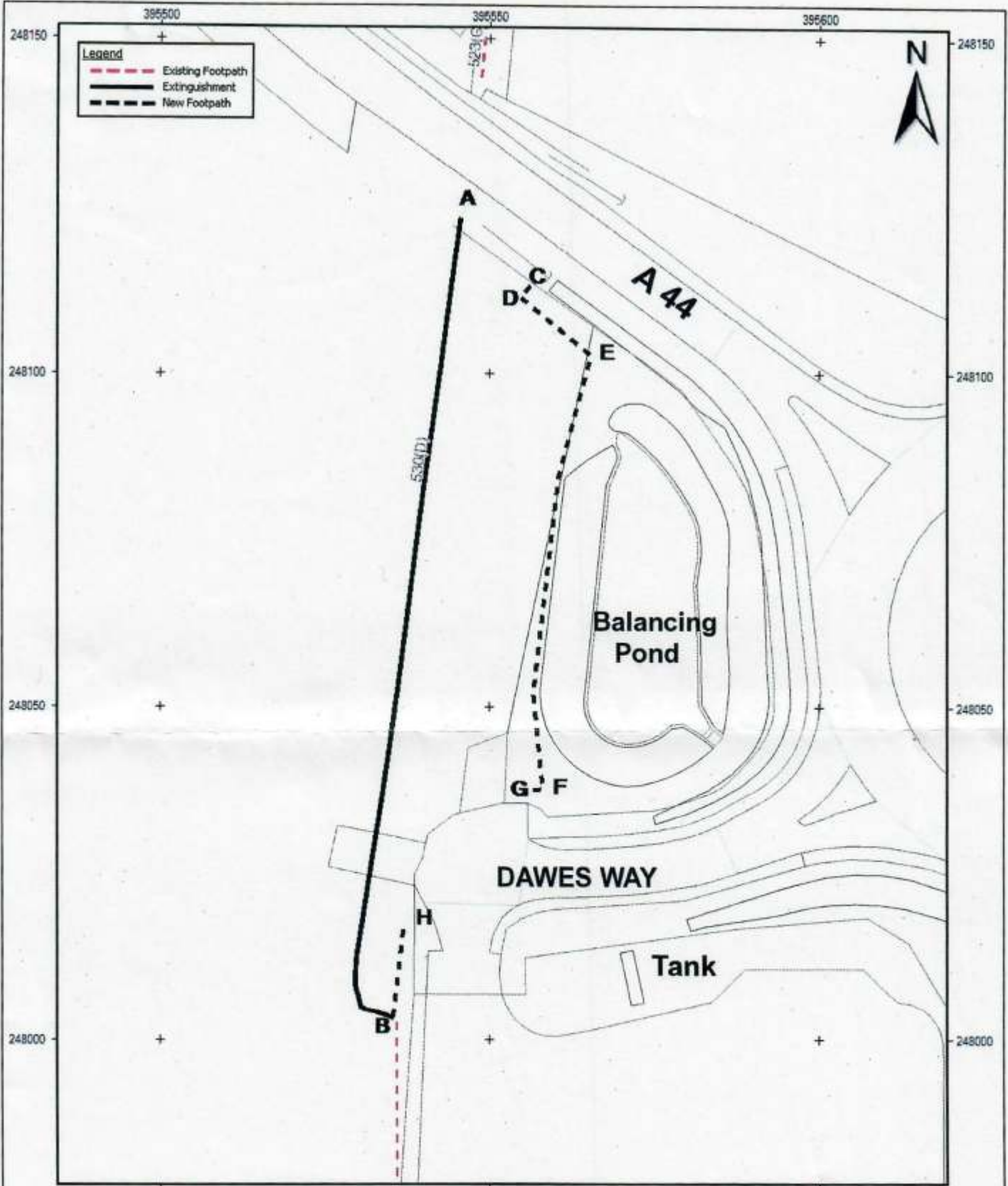
~~500 yards east of Pinvin cross roads. Commencing on south side of Spetchley — Evesham Road B.4084, opposite the end of Footpath No.11 and opposite end of row of Council houses. Path proceeds in a southerly direction for 130 yards, east for 60 yards,~~
Commencing at Ordnance Survey grid reference (OSGR) SO 9555 4811 at the highway boundary with the A44 with a width of 3 metres, the path proceeds in a south westerly direction for 3 metres to OSGR SO 9555 4811. The path then heads in a south easterly direction for 14 metres to OSGR SO 9556 4810, and then in a southerly direction for 64 metres to OSGR 9555 4803. It then turns to head in a westerly direction for 2 metres, where it terminates at its junction with the highway boundary of U47099 Dawes Way at OSGR SO 9555 4803. The path commences again on the opposite side of U47099 Dawes Way at OSGR SO 9553 4801, and proceeds in a southerly direction for 15 metres to OSGR SO 9553 4800, where it joins the remainder of footpath PV-530. †Then continues south crossing Railway (Oxford Worcester and Wolverhampton line) to end at a junction with Footpath No. 10 (Y).

Description General

Footbridge. Grassed surface. Across U47099 Dawes Way. Through gap in hedge, grass field.

Stiles, Gates

None



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 Ordnance Survey 100024230.

Indicative Scale: 1:800

Date Printed: 2/4/2019

0 5 25 50 metres

D568
 District of Wychavon
 Parish of Pinvin
 Proposed diversion of footpath PV-530(part) (formerly footpath 16)

 **worcestershire**
 county council

Countryside Service
 Worcester Woods Country Park
 Wildwood Drive
 Worcester
 WR5 2LG