

PUBLIC PATH DIVERSION ORDER

HIGHWAYS ACT 1980

BATH AND NORTH EAST SOMERSET COUNCIL

BATH AND NORTH EAST SOMERSET COUNCIL (PUBLIC FOOTPATH CL9/36, BATH ROAD, FARMBOROUGH) PUBLIC PATH DIVERSION ORDER 2019

This order is made by Bath and North East Somerset 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 this order it is expedient that the line of the path should be diverted.

Elder Klitzko of 1a Tilley Lane, Cold Bath, Farmborough, Bath BA2 0BD 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 situate at Bath Road, Farmborough and shown by a bold continuous line on the map contained in this order and described in Part 1 of the Schedule to this order shall be stopped up from the date that the authority certifies that work has been carried out to bring the site of the new path described in Article 3 into a fit condition for use by the public.
2. Notwithstanding this order Bristol Water Plc shall have the following rights over the land referred to in paragraph 1 namely: where immediately before the date on which the footpath is diverted there is apparatus under, in, on, over, along or across it belonging to Bristol Water Plc for the purpose of carrying out their undertaking, Bristol Water Plc shall continue to have the same rights in respect of the apparatus as they then had.
3. There shall on the date that the authority certifies that the works to bring the site of the path described in Part 2 of the Schedule into a fit condition for use by the public have been completed to the reasonable satisfaction of the authority, be a public footpath over the land situate at Bath Road, Farmborough described in Part 2 of the Schedule and shown by a bold broken line on the map 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.

Given under the Common Seal of the Bath and North East Somerset Council on the 22nd day of August 2019.

The COMMON SEAL of the
BATH AND NORTH EAST SOMERSET
COUNCIL

was hereunto affixed
in the presence of:-



Authorised signatory



In pursuance of its powers conferred by Schedule 6 to the Highways Act 1980, the authority hereby confirms the foregoing order

The COMMON SEAL of the
BATH AND NORTH EAST SOMERSET
COUNCIL

was hereunto affixed
this day of 20
in the presence of:-

I hereby certify that the provisions of Article 3 of the foregoing order have been complied with

.....

Dated:.....

Craig Jackson

Team Manager - Highways Maintenance and Drainage

SCHEDULE

PART 1

DESCRIPTION OF SITE OF EXISTING PATH OR WAY

The full width of the section of Public Footpath CL9/36 commencing from grid reference ST 6538 6038 (point A on the Order Plan) and proceeding in a generally easterly direction for approximately 128 metres to a junction with Public Footpath CL9/42 and Bath Road at grid reference ST 6550 6039 (point B on the Order Plan).

PART 2

DESCRIPTION OF SITE OF NEW PATH OR WAY

A public footpath commencing from grid reference ST 6538 6038 (point A on the Order Plan) and proceeding in a generally east-north-easterly direction for approximately 125 metres to a junction with Public Footpath CL9/42 at grid reference ST 6550 6042 (point C on the Order Plan).

Width: 2.5 metres between grid references ST 6538 6038 (point A on the Order Plan) and ST 6550 6042 (point C on the Order Plan).

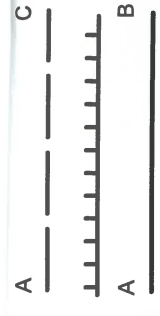
PART 3

LIMITATIONS AND CONDITIONS

None.

This map forms part of
 Bath and North East Somerset Council
 (Public Footpath CL9/36, Bath Road, Farmborough)
 Public Path Diversion Order 2019

- Public footpath to be created
- Unaffected public footpath
- Public footpath to be stopped up



Scale : 1:1,250

