PUBLIC PATH DIVERSION ORDER

HIGHWAYS ACT 1980

CORNWALL COUNCIL

THE CORNWALL COUNCIL (BRIDLEWAY No. 62, MADRON (PART))
(CASTLE AN DINAS QUARRY) PUBLIC PATH DIVERSION ORDER 2016

THIS ORDER is made by Cornwall 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 bridleway described in paragraph 1 of this Order it is expedient that the line of the path should be diverted;

Cormac Solutions Ltd. 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 "Castle An Dinas Quarry" in the Parish of Madron 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 on the date on which Cornwall Council certify that work has been carried out to bring the site of the new highway mentioned in Part 2 of the Schedule to this Order into a fit condition for use by the public.

2. Notwithstanding paragraph 1 of this Order statutory undertakers shall have the same rights over the land referred to in paragraph 1 above, in respect of their apparatus under, in, upon, over, along, or across the said land as they had immediately before the date of confirmation of this Order.

3. There shall at the end of 28 days from the date of confirmation of this Order be a Public Bridleway over the land situate at "Castle An Dinas Quarry" in the Parish of Madron described in Part 2 of the Schedule to this Order and shown by a bold broken line with cross bars on the map attached to this Order.

4. The rights conferred on the public under this Order shall not be subject to any Limitation or Condition.

5. This Order may be cited as "The Cornwall Council (Bridleway No. 62, Madron (Part)) (Castle An Dinas Quarry) Public Path Diversion Order 2016".

GIVEN under the Common Seal of the Council this 12th day of December 2016

THE COMMON SEAL OF THE CORNWALL COUNCIL was hereunto affixed in the presence of:-

Authorised signatory

I Certify that this is a proper copy of the Order as it was:

AFTER THE CORNWALL COUNCIL CERTIFICATE WAS APPENDED

Signed: [Signature]

Date: 8th June 2017

017103
SCHEDULE

PART 1

DESCRIPTION OF SITE OF EXISTING PATH OR WAY

A length of Public Bridleway number 62 in the Parish of Madron commencing from a point where it has a junction with that part of Bridleway number 62 Madron to be retained approximately 147 metres north-west of the Weighbridge at Ordnance Survey Grid Reference (OSGR) SW 4829/3438 shown as Point “A” on the attached map thence running in a generally north-easterly, then south-easterly, then east-south-easterly, then south-south-easterly direction for a distance of 280 metres to a point where it has a junction with that part of Bridleway number 62 Madron to be retained approximately 77 metres south-east of the Weighbridge at OSGR SW 4849/3428 shown as point “B” on the attached map.

The Definitive Statement records no information regarding the width for Bridleway number 62 Madron. For the avoidance of doubt it is intended to stop up the highway described above in its entirety.

PART 2

DESCRIPTION OF SITE OF NEW PATH OR WAY

A length of Public Bridleway in the Parish of Madron commencing from a point where it has a junction with that part of Bridleway number 62 Madron to be retained approximately 147 metres north-west of the Weighbridge at Ordnance Survey Grid Reference (OSGR) SW 4829/3438 shown as Point “A” on the attached map thence running in a generally south-easterly, then east-north-easterly, then southerly, then south-south-easterly, then south-easterly, then easterly, and then north-easterly direction for a distance of 322 metres to a point where it has a junction with that part of Bridleway number 62 Madron to be retained approximately 77 metres south-east of the Weighbridge at OSGR SW 4849/3428 shown as Point “B” on the attached map.

The Public Bridleway described above shall have a width of 3.0 (three) metres throughout.
THE CORNWALL COUNCIL
(BRIDLEWAY No. 62, MADRON (PART))
(CASTLE AN DINAS QUARRY)
PUBLIC PATH DIVERSION ORDER 2016

Bridleway Number 62
Madron to be Retained

Part of Bridleway Number 62
to be Extinguished

Bridleway to be Created

Bridleway Number 62
Madron to be Retained

KEY
Scale: 1:2,000

Bridleway to be Retained:

Bridleway to be Created:

Bridleway to be Extinguished:

The fact that this map does not show a Public Right of Way does not mean that each right may not be the subject of a current claim or claimed and proved sometime in the future.

This plan has been produced specifically to supply an individual with value added Local Authority information. It requires the property of Cornwall Council and must not be copied.

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This map has been produced by Right of Way from the Ordnance Survey. The precise line of a Right of Way can only be determined by reference to the Definitive Map.

Cornwall Council cannot accept responsibility for any error or omission which may arise from the transposition of the Rights of Way Definitive Map.

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OS SHEET: SW 4834
This Order was confirmed on 10th February 2017 as an unopposed Order.

HIGHWAYS ACT 1980
SECTION 119
CORNWALL COUNCIL
(BRIDLEWAY No. 62, MADRON (PART))
(CASTLE AN DINAS QUARRY)
PUBLIC PATH DIVERSION ORDER
2016
MADE BY CORNWALL COUNCIL ON:
12 DECEMBER 2016

HIGHWAYS ACT 1980 SECTION 119
CORNWALL COUNCIL
CERTIFICATE OF THE HIGHWAY AUTHORITY [HIGHWAYS ACT 1980 S119 (3)(b)] IN RESPECT OF AND ANNEXED TO:
THE CORNWALL COUNCIL (BRIDLEWAY No. 62, MADRON (PART)) (CASTLE AN DINAS QUARRY) PUBLIC PATH DIVERSION ORDER 2016

I hereby certify that the terms of Article 1 of the abovementioned order requiring works to be carried out to bring the site of the new highway described in Part 2 of the Schedule to the order into a fit condition for use by the public have been complied with, thereby enabling the order to come into force.

Dated this 08 day of June 2017

[signature]
Michael K Eastwood
Countryside Access Team Leader