CORNWALL COUNTY COUNCIL
HIGHWAYS ACT 1980
THE COUNTY OF CORNWALL (PART OF FOOTPATH NO. 1, ST KEVERNE)
PUBLIC PATH DIVERSION ORDER 2004

THIS ORDER is made by Cornwall County Council ("the authority") under Section 119 of the Highways Act 1980 ("the 1980 Act") because it appears to the authority as respects the footpath referred to in paragraph 1 of this order that in the interests of the owner of the land crossed by the path it is expedient that the line of the path should be diverted;

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 Rural District Council have been consulted as to the making of this order as required by Section 120(2) of the 1980 Act.

BY THIS ORDER:

1. The public right of way over the land situate at Tregoss Barton in the Parish of St Keverne 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 County Council certify that work has been carried out to bring the site of the new highway mentioned in Part 2 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 footpath over the land situate at Tregoss Barton in the Parish of St Keverne described in Part 2 of the Schedule to this Order and shown by a bold broken line on the map attached to 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.

5. This Order may be cited as "The County of Cornwall (Part of Footpath No. 1, St Keverne) Public Path Diversion Order 2004".

GIVEN under the Common Seal of the Council this 24th day of May 2004

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

R. WILLIAMS
HEAD OF LEGAL SERVICES

Authorised signatory
SCHEDULE

PART 1

Description of Site of Existing Path

Position

From a point situated on Footpath Number 1 in the Parish of St Keverne at OS Grid Reference SW 7947 2238 and running in a generally south-westerly direction for a distance of approximately 44 metres and thence in a generally southerly direction for a distance of approximately 16 metres to a point situated at OS Grid Reference SW 7944 2233.

(a total distance of approximately 60 metres)

Average Width

Undefined

PART 2

Description of Site of New Path

Position

From a point situated on Footpath Number 1 in the Parish of St Keverne at OS Grid Reference SW 7947 2238 and running in a generally south-westerly direction for a distance of approximately 45 metres and thence in a generally south-south-easterly direction for a distance of approximately 20 metres to a point situated at OS Grid Reference SW 7944 2233.

(a total distance of approximately 65 metres)

Minimum Width

1.5 m

PART 3

Limitations and Conditions

The new section of path described in Part 2 of the Schedule to this order is subject to limitations such as a stile or a gate.

Gate - OS Grid Reference SW 79470 22387
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This order was confirmed on 15th November 2004 as an unopposed order