PUBLIC PATH DIVERSION ORDER
HIGHWAYS ACT 1980 SECTION 119
CORNWALL COUNCIL

THE CORNWALL COUNCIL (FOOTPATH No. 21, SOUTH HILL (PART))
(THE OLD POST OFFICE, GOLBERDON)
PUBLIC PATH DIVERSION ORDER 2017

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 Public Footpath described in paragraph 1 of this Order it is expedient that the line of the path should be diverted.

[Redacted] of 'The Old Post Office' have 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 "The Old Post Office" in the Parish of South Hill shown by a continuous bold black 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.

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.

There shall at the end of 28 days from the date of confirmation of this Order be Footpath over the land situate north and west of "The Old Post Office" in the Parish of South Hill described in Part 2 of the Schedule to this Order and shown by a broken bold black line on the map attached to this Order.

4. This Order may be cited as "The Cornwall Council (Footpath No.21, South Hill (Part)) (The Old Post Office, Golberdon) Public Path Diversion Order 2017".

GIVEN under the Common Seal of the Council this 7th day of November 2017

EXECUTED as a Deed by affixing
THE COMMON SEAL OF THE
CORNWALL COUNCIL
In the presence of:-

[Signature]
Authorised signatory

Mark Andrews (Solicitor)
Senior Legal Officer
Legal Services
CORNWALL COUNCIL

I Certify that this is a proper copy of the Order as it was:
AFTER THE CORNWALL COUNCIL CERTIFICATE WAS APPENDED
Signed: [Blacked out]
Date: 18 January 2019
SCHEDULE

PART 1

DESCRIPTION OF SITE OF EXISTING PATH OR WAY

A length of Public Footpath No. 21 to be Extinguished in the Parish of South Hill commencing at the western end of Public Footpath No. 21 South Hill to be Retained approximately 9 metres west-north-west of the property "The Old Post Office" at Ordnance Survey Grid Reference (OSGR) SX 3270/7122 shown as point "B" on the attached map then continuing in a west-south-westerly then southerly direction for a distance of 14 metres to a point where it has a junction with publicly maintained road C 0039 approximately 13 metres west-south-west of the property "The Old Post Office" at OSGR SX 3270/7121 shown as point "C" on the attached Order Map.

The Council of Cornwall (Golberdon Square to the Old Post Office) Modification Order 1999 records a minimum width of 1.0 metres for Public Footpath No. 21 South Hill. For the avoidance of doubt it is intended to stop up part of the highway described above.

PART 2

DESCRIPTION OF SITE OF NEW PATH OR WAY

A length of Public Footpath to be Created in the Parish of South Hill commencing at the western end of Public Footpath No. 21 South Hill to be Retained approximately 9 metres west-north-west of the property "The Old Post Office" at Ordnance Survey Grid Reference (OSGR) SX 3270/7122 shown as point "B" on the attached map and continuing in a north-north-westerly then west-south-westerly direction then southerly direction for a distance of 42 metres to a point where it has a junction with publicly maintained road C 0039 and a Public Footpath to be Created in another Order approximately 26 metres west-south-west of the property "The Old Post Office" at OSGR SX 3268/7120 shown as point "D" on the attached Order Map.

The Public Footpath described above shall have a width of 1.2 metres throughout.
THE CORNWALL COUNCIL (FOOTPATH No. 21, SOUTH HILL (PART)) (THE OLD POST OFFICE, GOLBERDON) PUBLIC PATH DIVERSION ORDER 2017

Public Footpath No. 13 South Hill CP to be Retained

Public Footpath No. 21 South Hill CP to be Created

Part of Public Footpath No. 21 South Hill CP to be Retained

Public Footpath to be Created in another Order

Part of Public Footpath No. 21 South Hill CP to be Extinguished

PUBLIC PATH DIVERSION ORDER 2017
This Order was confirmed on 4th January 2018

PUBLIC PATH DIVERSION ORDER

HIGHWAYS ACT 1980
SECTION 119

THE CORNWALL COUNCIL
(FOOTPATH No. 21, SOUTH HILL (PART))
(THE OLD POST OFFICE, GOLBERDON)
PUBLIC PATH DIVERSION ORDER 2017

MADE BY CORNWALL COUNCIL ON:

7th November 2017.

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 (FOOTPATH No. 21, SOUTH HILL (PART))
(THE OLD POST OFFICE, GOLBERDON)

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 18 day of January 2019

M.K. Eastwood

Michael K Eastwood
Countryside Access Team Leader