PUBLIC PATH DIVERSION ORDER
HIGHWAYS ACT 1980 SECTION 119
CORNWALL COUNCIL

THE CORNWALL COUNCIL (PUBLIC FOOTPATH No. 20 (PART) MORVAL) PUBLIC PATH DIVERSION ORDER 2018

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 footpaths described in paragraph 1 of this Order 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 path into a fit condition for use by the public.

BY THIS ORDER:

1. The Public Footpath over the land situate at the property known as "Hollyoak" in the Parish of Morval 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 extinguished after 14 days from the date of confirmation of this Order.

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 14 days from the date of confirmation of this Order be a Public Footpath over the land situate to the east and north-east of the property known as "Hollyoak" in the Parish of Morval 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 (Public Footpath No. 20 (Part) Morval Public Path Diversion Order 2018".

GIVEN under the Common Seal of the Council this 12th June 2018

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

Authorised signatory

Jade Cooper-Orton
Senior Legal Officer
Commercial & Employment
Legal Services
Cornwall Council

052814
SCHEDULE

PART 1

DESCRIPTION OF SITE CF EXISTING PATH OR WAY

(i) A length of Public Footpath No. 20 to be Extinguished in the Parish of Morval commencing at Public Footpath No. 20 Morval to be Retained approximately 53 metres east of the property “Hollyoak” at Ordnance Survey Grid Reference (OSGR) SX2776/5744 shown as point “A” on the attached map and continuing in a generally south-westerly direction for a distance of 32 metres to a point approximately 33 metres south east of the property “Hollyoak” at OSGR SX 2773/5742 shown as point “B” on the attached map then continuing in a generally north-westerly direction for a distance of 50 metres and terminating at Public Footpath No. 20 Morval to be Retained approximately 6 metres north-north-east of the property “Hollyoak” at OSGR SX2770/5746 shown as point “C” on the attached map.

The Definitive Statement records no information in respect of the width of this section of Public Footpath No. 20. For the avoidance of doubt the intention of the Order is to stop up the abovementioned length of Public Path in its entirety.

PART 2

DESCRIPTION OF SITE OF NEW PATH OR WAY

(i) A length of Public Footpath to be Created in the Parish of Morval commencing at Public Footpath No. 20 Morval to be Retained approximately 53 metres east of the property “Hollyoak” at Ordnance Survey Grid Reference (OSGR) SX2776/5744 shown as point “A” on the attached map and continuing in a generally north-westerly direction for a distance of 52 metres to a point approximately 32 metres north east of the property “Hollyoak” at OSGR SX 2773/5748 shown as point “D” on the attached map and continuing in a generally south-westerly direction for a distance of 30 metres and terminating at Public Footpath No. 20 Morval to be Retained approximately 6 metres north-north-east of the property “Hollyoak” at OSGR SX2770/5746 shown as point “C” on the attached map.

The Public Footpath described above shall have a width of 1.88 metres between points “A” and “D” and a width of 2.0 metres between points “D” and “C”.
PUBLIC PATH DIVERSION ORDER

HIGHWAYS ACT 1980
SECTION 119

THE CORNWALL COUNCIL
(PUBLIC FOOTPATH No. 20 (PART) MORVAL)
PUBLIC PATH DIVERSION ORDER 2018

MADE BY CORNWALL COUNCIL ON:

12th June 2018

This Order was confirmed on
9th August 2018 as an unopposed Order

Jade Cooper-Orton
Senior Legal Officer
Commercial & Employment Legal Services
Cornwall Council