IN THE BOROUGH OF TONBRIDGE AND MALLING

HIGHWAYS ACT 1980
WILDLIFE AND COUNTRYSIDE ACT 1981

THE KENT COUNTY COUNCIL
(PUBLIC FOOTPATH MR168 (PART) ADDINGTON)
PUBLIC PATH DIVERSION AND DEFINITIVE MAP AND STATEMENT
MODIFICATION ORDER 2014

This Order is made by the Kent County 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 Public Footpath MR168 should be diverted.

This Order is also made under Section 53A(2) of the Wildlife and Countryside Act 1981 ("the 1981 Act") because it appears to the authority that the Definitive Map and Statement for the County of Kent (Map Sheet 105) requires modification in consequence of the occurrence of an event specified in section 53(3)(a)(i) of the 1981 Act, namely, the diversion (as authorised by this Order) of a highway shown or required to be shown in the map and statement.

The applicant has agreed to defray any compensation which becomes payable in consequence of the coming into force of this Order and pay any expenses which are incurred in bringing the new site of the public right of way into a fit condition for use by the public.

Tonbridge and Malling Borough Council has been consulted as required by Section 120(2) of the 1980 Act.

BY THIS ORDER:

1. The public right of way over the land situate at Addington and shown by a bold continuous line on the attached map contained in the Order and described in Part I of the schedule to this Order shall be stopped up from the date of confirmation of this Order, and thereupon the Definitive Map for the County of Kent (Map Sheet 041) shall be modified by deleting from it that public right of way.

2. The relevant date of this Order will be as specified in paragraph 1.

3. There shall be from the date of confirmation of this Order a Public Footpath over the land situate at Addington described in Part II of the schedule and shown by a bold broken line on the Map contained in this Order, and thereupon the Definitive Map for the County of Kent (Map Sheet 041) shall be modified by adding the path to it.

3A. The Definitive Statement for the County of Kent (Map Sheet 041) shall be modified as described in Part IV of the schedule 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 III of the Schedule.

GIVEN UNDER THE SEAL OF THE KENT COUNTY COUNCIL THIS 31ST DAY OF APRIL IN THE YEAR TWO THOUSAND AND FOURTEEN

THE COMMON SEAL OF THE KENT COUNTY COUNCIL was hereto affixed in the presence of:

[Signature]

Authorised Signatory
SCHEDULE

PART I:
DESCRIPTION OF SITE OF EXISTING PATH OR WAY

The entire width of that length of Public Footpath numbered MR168 which commences at its junction with Public Footpath MR172 (at which point there is a footbridge) at TQ 6512 5880 and runs in a generally northerly direction for approximately 198 metres to its junction with Park Road at TQ 6509 5900, as shown between points A and B on the Order plan.

PART II:
DESCRIPTION OF SITE OF NEW PATH OR WAY

A new length of Public Footpath numbered MR168, with a width of 2 metres, which commences at the previously described point A (at TQ 6512 5880) and runs in a generally north-westerly through west-north-westerly direction for approximately 153 metres to a new junction with Park Road, opposite the northerly continuation of Public Footpath MR168, at TQ 6503 5892 (point C on the Order plan)

PART III:
LIMITATIONS AND CONDITIONS

There will be a gap with a width of 1.5 metres where the path passes between the pavilion and an adjacent vehicular access gate at point X on the Order plan (TQ 6507 5889).

PART IV:
MODIFICATION OF DEFINITIVE STATEMENT

The entry for Public Footpath MR168 is modified by the addition of the following:

Part diverted by the Kent County Council (Public Footpath MR168 (part) Addington) Public Path Diversion and Definitive Map and Statement Modification Order 2014 with a width of 2 metres for the new length of path. There is a gap of 1.5 metres where the path passes between the pavilion and an adjacent vehicular access gate at TQ 6507 5889.

The connections item for Public Footpath MR168 is modified as follows:

Delete: MR171

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