RAIL CROSSING DIVERSION ORDER
HIGHWAYS ACT 1980, SECTION 119A
WILDLIFE AND COUNTRYSIDE ACT 1981
KENT COUNTY COUNCIL
The Kent County Council (Public Footpath MR443 (part) Ditton and Aylesford) Rail Crossing Diversion Order and Definitive Map and Statement Modification Order 2014

This Order is made by Kent County Council ("the authority") under section 119A of the Highways Act 1980 ("the 1980 Act").

The Public Footpath MR443 described in paragraph 1 of this order in the authority's area crosses a railway otherwise than by a tunnel or bridge.

It appears to the authority that it is expedient in the interests of the safety of members of the public using, or likely to use, the said public footpath that it should be diverted onto land of the same owner.

The Kent County Council has required the operator of the railway to enter into an agreement to defray any compensation which becomes payable in consequence of the coming into force of this order any expenses which are incurred in the erection or maintenance of barriers and signs and in bringing the new site of the public footpath into a fit condition for use by the public.

Tonbridge and Malling Borough Council have been consulted and have consented to the making of the 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 Ditton and Aylesford and shown by a bold continuous line on the map attached to this order and described in Part 1 of the Schedule hereto shall be extinguished after 28 days from the date of confirmation of this order.

2. 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 Ditton and Aylesford described in Part 2 of the Schedule and shown by a bold broken line on the map attached to this order, and thereupon the definitive map for the County of Kent (Map Sheet 061 (TQ 75 NE)) 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.

3. The operator of the railway crossed by the footpath described in paragraph 1 shall maintain the bridge structure shown between points C and G on the said map of the footpath created by this order.
SCHEDULE

PART 1

DESCRIPTION OF SITE OF EXISTING PATH OR WAY

The entire width of that part of Public Footpath MR443 from NGR TQ 7180 5879 (Point A), then in a generally north east direction over the railway line for a distance of approximately 28 metres to NGR TQ 7182 5881 (Point B) as shown on the map contained in this order.

PART 2

DESCRIPTION OF SITE OF NEW PATH OR WAY

A new length of Public Footpath numbered MR443 with a width of 2 metres, which commences on Mill Hall Road NGR TQ 7180 5879 (Point A) and runs in a generally north north westerly direction for approximately 19 metres to NGR TQ 7179 5881 (Point C) and then north east for approximately 7 metres to point NGR TQ 7180 5881 (Point D) to cross a footbridge over the railway, initially by steps, for approximately 7 metres north westerly then turning for approximately 20 metres in a north easterly direction, then turning south east for approximately 26 metres (utilising a flight of steps between the points F and G) to rejoin the existing line of MR443 at NGR TQ 7182 5881 (Point B). Between the points A, C, D, E, F, G and B on the Order Plan.

<table>
<thead>
<tr>
<th>Section of Public Footpath MR443</th>
<th>Details of owners, lessees and tenants</th>
</tr>
</thead>
<tbody>
<tr>
<td>Sections C – D – E – F – G – B</td>
<td>Network Rail Infrastructure Ltd</td>
</tr>
<tr>
<td></td>
<td>Kings Place</td>
</tr>
<tr>
<td></td>
<td>90 York Way</td>
</tr>
<tr>
<td></td>
<td>London N1 9AG</td>
</tr>
<tr>
<td>Section A – C</td>
<td>Aylesford Newsprint Ltd</td>
</tr>
<tr>
<td></td>
<td>Newsprint House</td>
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<tr>
<td></td>
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<tr>
<td></td>
<td>Aylesford</td>
</tr>
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<td></td>
<td>Kent ME20 7DL</td>
</tr>
</tbody>
</table>

PART 3

LIMITATIONS AND CONDITIONS

There are none
PART 4

MODIFICATION OF DEFINITIVE STATEMENT

The entry for public footpath numbered MR443 is modified by the addition of the following:

Part diverted by the Kent County Council (Public Footpath MR443 (part) Ditton and Aylesford), Rail Crossing Order and Definitive Map and Statement Modification Order 2014 with a width of two metres for the new length of path.

The path crosses a pedestrian footbridge between points C and G as shown on the order plan.

GIVEN UNDER THE SEAL OF THE KENT COUNTY COUNCIL THIS 10th 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:-

Authorised Signatory

RAIL CROSSING DIVERSION ORDER
HIGHWAYS ACT 1980, SECTION 119A
WILDLIFE AND COUNTRYSIDE ACT 1981
KENT COUNTY COUNCIL

The Kent County Council (Public Footpath MR443 (Part) Ditton and Aylesford)
Rail Crossing Diversion Order and Definitive Map and Statement Modification Order 2014.