IN THE BOROUGH OF MAIDSTONE

HIGHWAYS ACT 1980
WILDLIFE AND COUNTRYSIDE ACT 1981

THE KENT COUNTY COUNCIL (PUBLIC FOOTPATH KM275, MARDEN)
PUBLIC PATH DIVERSION AND DEFINITIVE MAP AND STATEMENT
MODIFICATION ORDER No.2, 2016

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 owners of the land crossed by the Footpath described in paragraph 1 of this Order it is expedient that the line of Public Footpath KM275 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 058 (TQ74SE)) 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:

Maidstone 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 Marden 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 upon which the Highway Authority certifies that the works required to bring the new route into a fit condition for public use have been completed, and thereupon the Definitive Map for the County of Kent (Map Sheet 058 (TQ74SE)) 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 upon which the Highway Authority certifies that the works required to bring the new route into a fit condition for public use have been completed, a Public Footpath over the land situate at Marden 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 058 (TQ74SE)) shall be modified by adding the path to it.

3A. The Definitive Statement for the County of Kent (Map Sheet 058 (TQ74SE)) shall be modified as described in Part IV of the schedule to this Order.
GIVEN UNDER THE SEAL OF THE KENT COUNTY COUNCIL THIS DAY OF
IN THE YEAR TWO THOUSAND AND SIXTEEN.

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


Authorised Signatory
SCHEDULE

PART I:
DESCRIPTION OF SITE OF EXISTING PATH OR WAY

The entire width and length of Public Footpath numbered KM275, which commences on Howland Road at NGR TQ 7560 4454 (point A) and runs generally south-south-east for approximately 39.0 metres, then turns to run generally east-south-east for approximately 451.0 metres to its connection with Park Road at NGR TQ 7605 4441 (point B). Between the points A-B on the Order plan.

PART II:
DESCRIPTION OF SITE OF NEW PATH OR WAY

A new length of Public Footpath numbered KM275, which commences on Park Road at the aforementioned point B and follows the existing public highway, Park Road, generally south-south-west for approximately 189.0 metres to NGR TQ 7599 4423 (point C), 5.0 metres north-east of the drain. The path then runs generally north-west for approximately 234.0 metres. There will be a bridge at NGR TQ 7590 4426 (point D). The path then continues to run generally north for approximately 57.0 metres to NGR TQ 7579 4435 (point E) where there will be another bridge. The path then runs generally west for approximately 119.0 metres and then generally south-south-west for approximately 46.0 metres and then generally west for approximately 101.0 metres to its connection with Copper Lane at NGR TQ 7554 4434 (point F). Between the points B-C-D-E-F on the Order plan. The path will have a width of 2.0 metres and will be located 5 metres away from the drain between the points C-D.

PART III:
LIMITATIONS AND CONDITIONS

None.

PART IV:
MODIFICATION OF DEFINITIVE STATEMENT

The entry for Public Footpath KM275 is modified by the addition of the following:

Diverted by the Kent County Council (Public Footpath KM275, Marden) Public Path Diversion and Definitive Map and Statement Modification Order No.2, 2016 with a width of 2.0 metres for the new length of path and which will be located 5 metres away from the drain between the points C-D.
There will be a bridge at NGR TQ 7579 4435 (point D) and NGR TQ 7590 4425 (point E).

HIGHWAYS ACT 1980
WILDLIFE AND COUNTRYSIDE ACT 1981

THE KENT COUNTY COUNCIL (PUBLIC FOOTPATH KM275, MARDEN)
PUBLIC PATH DIVERSION AND DEFINITIVE MAP AND STATEMENT
MODIFICATION ORDER No.2, 2016
IN THE BOROUGH OF MAIDSTONE

NOTICE OF PUBLIC PATH ORDER

HIGHWAYS ACT 1980
WILDLIFE AND COUNTRYSIDE ACT 1981

THE KENT COUNTY COUNCIL (PUBLIC FOOTPATH KM275, MARDEN)
PUBLIC PATH DIVERSION AND DEFINITIVE MAP AND STATEMENT MODIFICATION
ORDER No.2, 2016

The above named Order made on 31st May 2016 under Section 119 of the Highways Act 1980 will divert the entire width of that length of public footpath numbered KM275, which commences on Howland Road at NGR TQ 7560 4454 (point A) and runs south-south-east for 39.0 metres, then turns to run east-south-east for 451.0 metres to its connection with Park Road at NGR TQ 7605 4444 (point B), between the points A-B on the Order plan, and will add a new length of public footpath numbered KM275, which commences on Park Road at the aforementioned point B and follows the existing public highway, Park Road, south-south-west for 189.0 metres to NGR TQ 7599 4423 (point C), 5.0 metres north-east of the drain. The path then runs north-west for 234.0 metres. There will be a bridge at NGR TQ 7590 4426 (point D). The path then continues to run north for 57.0 metres to NGR TQ 7579 4435 (point E) where there will be another bridge. The path then runs west for 119.0 metres and then south-south-west for 46.0 metres and then west for 101.0 metres to its connection with Copper Lane at NGR TQ 7554 4434 (point F). Between the points B-C-D-E-F on the Order plan. The path will have a width of 2.0 metres and will be located 5 metres away from the drain between the points C-D.

All directions general, all distances approximate.

A copy of the Order and the Map have been placed and may be seen free of charge at the Offices of Maidstone Borough Council, Maidstone House, King Street, Maidstone, Kent, ME15 6JQ or at the Kent County Council, PROW & Access Service, Invicta House, Maidstone, Kent, ME14 1XX, during office hours. Copies of the Order and Map may be purchased there at the price of £5.

Any representation about or objection to the Order may be sent in writing to Mrs Maria McLauchlan at the Kent County Council (address as below). (Tel: 03000 413420) (email: maria.mclauchlan@kent.gov.uk) not later than 13th May 2016. Please state the grounds on which they are made.

Please note that objections/representations cannot be treated as confidential and may come into the public domain. Copies of any objections or representations received may be disclosed to interested parties, including the Planning Inspectorate where the case is referred to it for determination.

If no such representations or objections are duly made, or if any so made are withdrawn, the Kent County Council may confirm the Order as an unopposed Order. If the Order is sent to the Secretary of State for the Environment for confirmation any representations and objections which have not been withdrawn will be sent with the Order.

PROW & Access Service
Invicta House
Maidstone
Kent
ME14 1XX
Tel: 03000 413420

Dated: 17th June 2016

This document is available in alternative formats and can be explained in a range of languages.