IN THE BOROUGH OF SWALE

HIGHWAYS ACT 1980
WILDLIFE AND COUNTRYSIDE ACT 1981

THE KENT COUNTY COUNCIL
(PUBLIC FOOTPATH ZR634 (part), BOUGHTON-UNDER-BLEAN)
PUBLIC PATH DIVERSION AND DEFINITIVE MAP AND STATEMENT
MODIFICATION ORDER 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 owner of the land crossed by the footpath described in paragraph 1 of this Order it is expedient that the line of Public Footpath ZR634 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 132 (TR05NW)) 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:

Swale 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 Boughton-under-Blean 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 28 days from the date of confirmation of this Order, and thereupon the Definitive Map for the County of Kent (Map Sheet 132 (TR05NW)) 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 28 days from the date of confirmation of this Order, a Public Footpath over the land situate at Boughton-under-Blean 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 132 (TR05NW)) shall be modified by adding the path to it.

3A. The Definitive Statement for the County of Kent (Map Sheet 132 (TR05NW)) shall be modified as described in Part IV of the schedule to this Order.
GIVEN UNDER THE SEAL OF THE KENT COUNTY COUNCIL THIS 15th DAY OF
SEPTEMBER IN THE YEAR TWO THOUSAND AND SIXTEEN.

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

................................
Authorised Signatory

This Order was confirmed by the Kent County Council on this 3rd day of NOVEMBER in the year two thousand and sixteen

................................
Authorised signatory

12/12/2016
SCHEDULE

PART I:
DESCRIPTION OF SITE OF EXISTING PATH OR WAY

The entire width of that length of public footpath numbered ZR634 which commences on Brenley Lane at NGR TR 0411 5901 (point A) and runs generally south-east for approximately 212.0 metres to NGR TR 0427 5887 (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 ZR634, with a width of 2.5 metres starting 0.5 metre from the root of the hedge lines, which commences at the aforementioned point A and runs generally south for approximately 45.0 metres to NGR TR 0411 5897 (point C), then generally south-east for approximately 186.0 metres to NGR TR 0426 5887 (point D), and then generally north-east for approximately 9.0 metres to the aforementioned point B. Between the points A-C-D-B on the Order plan.

PART III:
LIMITATIONS AND CONDITIONS

None.

PART IV:
MODIFICATION OF DEFINITIVE STATEMENT

The entry for Public Footpath ZR634 is modified by the addition of the following:

Part diverted by the Kent County Council (Public Footpath ZR634 (part), Boughton-under-Blean) Public Path Diversion and Definitive Map and Statement Modification Order 2016 with a width of 2.5 metres starting 0.5 metre from the root of the hedge lines for the new length of path.

There are no amendments to the connections item.

HIGHWAYS ACT 1980
WILDLIFE AND COUNTRYSIDE ACT 1981

THE KENT COUNTY COUNCIL
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PUBLIC PATH DIVERSION AND DEFINITIVE MAP AND STATEMENT
MODIFICATION ORDER 2016
THE COMMON SEAL OF THE KENT COUNTY COUNCIL WAS HEREUNTO AFFIXED, IN THE PRESENCE OF:—

Authorised Signatory

Key
- Route to be diverted
- New Length of route
- Unaffected Routes

Highways Act 1980
Kent County Council (Public Footpath ZR634 (part), Boughton-under-Blean)
Public Path Diversion and Definitive Map and Statement Modification Order 2016
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Reference: PROW/2R634/1449

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IN THE BOROUGH OF SWALE

NOTICE OF CONFIRMATION OF PUBLIC PATH ORDER

HIGHWAYS ACT 1980
WILDLIFE AND COUNTRYSIDE ACT 1981

THE KENT COUNTY COUNCIL
(PUBLIC FOOTPATH ZR634 (part), BOUGHTON-UNDER-BLEAN)
PUBLIC PATH DIVERSION AND DEFINITIVE MAP AND STATEMENT
MODIFICATION ORDER 2016

On 3rd November 2016 the Kent County Council confirmed the above Order under Section 119 of the Highways Act 1980.

The effect of that Order as confirmed is to divert that length of public footpath numbered ZR634 which commences on Brenley Lane at NGR TR 0411 5901 (point A) and runs south-east for 211.0 metres to NGR TR 0427 5887 (point B), between the points A-B on the Order plan, and to provide a new length of public footpath numbered ZR634, with a width of 2.5 metres starting 0.5 metre from the root of the hedge lines, which commences at the aforementioned point A and runs south for 45.0 metres to NGR TR 0411 5897 (point C), then south-east for 186.0 metres to NGR TR 0426 5887 (point D, and then north-east for 9.0 metres to the aforementioned point B, between the points A-C-D-B on the Order plan.

All directions general, all distances approximate.

A copy of the Order as confirmed and the Order Map have been placed and may be seen free of charge at the Offices of Swale Borough Council, Swale House, East Street, Sittingbourne, Kent, ME10 3HT or at the Kent County Council, PROW & Access Service, Invicta House, Maidstone, Kent, ME14 1XX. Copies of the Order and Map may be purchased there at the price of £5.

The Order comes into force on 9th December 2016, but if a person aggrieved by the Order wants to question its validity, or that of any provision contained in it, on the ground that it is not within the powers of the Highways Act 1980, as amended, or on the ground that any requirement of the Act, as amended, or of any regulation made under the Act which has not been complied with in relation to the Order, he or she may under Paragraph 2 of Schedule 2 to the Act as applied by Paragraph 5 of Schedule 6 to the Act, within 6 weeks from the 11th November 2016, make an application to the High Court.

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

Dated: 11th November 2016

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