IN THE BOROUGH OF ASHFORD

HIGHWAYS ACT 1980
WILDLIFE AND COUNTRYSIDE ACT 1981

THE KENT COUNTY COUNCIL (PUBLIC FOOTPATHS AT103 (part) & AT108 (part), STONE-CUM-EBONY)
PUBLIC PATH DIVERSION AND DEFINITIVE MAP AND STATEMENT MODIFICATION ORDER 2018

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 footpaths described in paragraph 1 of this Order it is expedient that the line of footpaths AT103 & AT108 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 095 (TQ92NW)) 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.

Ashford Borough Council has been consulted as required by Section 120(2) of the 1980 Act;

BY THIS ORDER:

1. The public rights of way over the land situated at Stone-cum-Ebony and shown by bold continuous lines on the attached map contained in the Order and described in Part I of the schedule to this Order shall be stopped up after 28 days from the date of confirmation of the Order and thereupon the Definitive Map for the County of Kent (Map Sheet 095 (TQ92NW)) shall be modified by deleting from it those public rights 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 the Order public footpaths over the land situate at Stone-cum-Ebony described in Part II of the schedule and shown by bold broken lines on the Map contained in this Order, and thereupon the Definitive Map for the County of Kent (Map Sheet 095 (TQ92NW)) shall be modified by adding the paths to it.

3A. The Definitive Statement for the County of Kent (Map Sheet 095 (TQ92NW)) shall be modified as described in Part IV of the schedule to this Order.
GIVEN UNDER THE SEAL OF THE KENT COUNTY COUNCIL THIS 22nd DAY OF JUNE IN THE YEAR TWO THOUSAND AND EIGHTEEN.

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

[Signature]

Authorised Signatory

SARAH CUDIAN

This Order was confirmed by the Kent County Council on this 20th day of September in the year two thousand and eighteen

[Signature]

Authorised signatory
SCHEDULE

PART I:
DESCRIPTION OF SITE OF EXISTING PATH OR WAY

The entire width of that length of public footpath numbered AT103 which commences approximately 186 metres south of its connection with Church Lane at NGR TQ 9407 2713 (point A) and runs generally south south-east for approximately 153 metres, to NGR TQ 9414 2699 (point B), shown as a bold continuous line between the points A-B on the Order plan.

The entire width of that length of public footpath numbered AT108 which commences approximately 76 metres east of the property known as Churchlands Farm at NGR TQ 9423 2736 (point C) and runs generally south-east for approximately 273 metres to NGR TQ 9441 2715 (point D), shown as a bold continuous line between the points C-D on the Order plan.

PART II:
DESCRIPTION OF SITE OF NEW PATH OR WAY

A new length of public footpath numbered AT103 with a width of 2.0 metres which commences at the aforementioned point A and runs generally south through to east south-east around the edge of the field for approximately 220 metres to the aforementioned point B, shown by a bold broken line between the points A-B on the Order plan.

A new length of public footpath numbered AT108 with a width of 2.0 metres which commences at the aforementioned point C and runs generally east through to south-east through to south-west for approximately 320 metres to the aforementioned point D, shown by a bold broken line between the points C-D on the Order plan.

PART III:
LIMITATIONS AND CONDITIONS

None.

PART IV:
MODIFICATION OF DEFINITIVE STATEMENT

The entry for Public Footpath AT103 is modified by the addition of the following:

Part diverted by the Kent County Council (Public Footpaths AT103 (part) & AT108 (part), Stone-cum-Ebony) Public Path Diversion and Definitive Map and Statement Modification Order 2018 with a width of 2.0 metres for the new lengths of paths.

Connections are unchanged.
IN THE BOROUGH OF ASHFORD

NOTICE OF PUBLIC PATH ORDER

HIGHWAYS ACT 1980
WILDLIFE AND COUNTRYSIDE ACT 1981

THE KENT COUNTY COUNCIL (PUBLIC FOOTPATHS AT103 (part) & AT108 (part), STONE-CUM-EBONY)
PUBLIC PATH DIVERSION AND DEFINITIVE MAP AND STATEMENT MODIFICATION ORDER 2018

On 20th September 2018 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 the entire width of that length of public footpath numbered AT103 which commences approximately 186 metres south of its connection with Church Lane at NGR TQ 9407 2713 (point A) and runs south south-east for 153 metres to NGR TQ 9414 2699 (point B), shown as a bold continuous line between the points A-B on the Order plan. It will add a new length of public footpath numbered AT103 with a width of 2.0 metres which commences at the aforementioned point A and runs south through to east south-east around the edge of the field for 220 metres to the aforementioned point B, shown by a bold broken line between the points A-B on the Order plan.

The Order will also divert the entire width of that length of public footpath numbered AT108 which commences 76 metres east of the property known as Churchlands Farm at NGR TQ 9423 2736 (point C) and runs south-east for approximately 273 metres to NGR TQ 9441 2715 (point D), shown as a bold continuous line between the points C-D on the Order plan. It will add a new length of public footpath numbered AT108 with a width of 2.0 metres which commences at the aforementioned point C and runs east through to south-east through to south-west for 320 metres to the aforementioned point D, shown by a bold broken line between the points C-D 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 Ashford Gateway Plus, Church Road, Ashford, Kent, TN23 1AS 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 £10.

The Order comes into force on 20th September 2018, 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 12th October 2018, make an application to the High Court.

PROW & Access Service, Invicta House, Maidstone, Kent, ME14 1XX

Dated: 12th October 2018