

PUBLIC PATH DIVERSION AND DEFINITIVE MAP AND STATEMENT MODIFICATION ORDER

**HIGHWAYS ACT 1980
WILDLIFE AND COUNTRYSIDE ACT 1981**

**LANCASHIRE COUNTY COUNCIL
PART OF FOOTPATH FP0106009
AT MONKSWELL, BOLTON-LE-SANDS
PUBLIC PATH DIVERSION ORDER 2024**

This Order is made by the Lancashire 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 the path 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 of Public Rights of Way for the County of Lancashire require modification in consequence of the occurrence of an event specified in section 53(3)(a)(i) of the 1981 Act, namely, a highway shown or required to be shown in the Definitive Map and Statement has been authorised by this Order to be diverted.

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

Bolton-le-Sands Parish Council and Lancaster City Council have been consulted as required by section 120(2) of the 1980 Act.

BY THIS ORDER

1. The public right of way over the land situated at the property known as Monkswell, Bolton-le-Sands, and shown by a bold continuous line on the map contained in this Order and described in Part 1 of the Schedule to this Order shall be stopped up as from the date that the Authority certifies that all work to bring the public footpath described in Part 2 of the Schedule into a fit condition for use by the public has been carried out, and thereupon the Definitive Map of Public Rights of Way for the County of Lancashire shall be modified by deleting from it, that public right of way.
2. There shall at the end of 14 days from the date of confirmation of this Order be a public footpath over the land situated at Monkswell, Bolton-le-Sands as described in Part 2 of the Schedule and shown by a bold broken line on the map contained in this Order, and thereupon the Definitive Map of Public Rights of Way for the County of Lancashire shall be modified by adding to it, that public right of way.
3. The Definitive Statement of Public Rights of Way for the County of Lancashire shall be modified as described in Part 4 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 3 of the Schedule.

SCHEDULE

PART 1

DESCRIPTION OF SITE OF EXISTING PATH OR WAY

Section of footpath as shown on the Order map	Position (All lengths and compass points are approximate)	Width
Part of FP0106009 shown by a bold continuous line A-B	Starting from a point on Bye-Pass Road at SD 4831 6800, north through the private grounds of Monkswell directly in front of the house for 30 meters.	The entire width
Total length of existing footpath: 30 metres		

PART 2

DESCRIPTION OF SITE OF NEW PATH OR WAY

Section of footpath as shown on the Order map	Position (All lengths and compass points are approximate)	Width
A footpath shown by a bold broken line C-D-B	Starting from a point at the rear of the footway on Bye-Pass Road 35m to the north-east of the current starting point, enter the grounds of Monkswell and follow the boundary of the property, crossing the stream via a new bridge, continuing 4m to meet the existing path.	2.0 metres
Total length of new footpath: 25 metres		

PART 3

LIMITATIONS AND CONDITIONS

The public footpath to be created by the proposed Order will not be subject any limitations and conditions.

PART 4

MODIFICATION OF DEFINITIVE STATEMENT

VARIATION OF PARTICULARS OF PATH OR WAY

The Definitive Statement for Footpath Bolton-le-Sands 9 to be amended as follows:

Position:

From Bye-Pass Road, Bolton-le-Sands at SD 4833 6803, on a compacted stone path, north-west, then west-south-west crossing a bridge over St Michael's River, to SD 4831 6803, then continuing in a generally northerly direction to Mill Lane. (All compass points given are approximate).

Length:

0.42 km

Other Particulars:

The width between SD 4833 6803 and SD 4831 6803 the width is 2m.

Between SD 4833 6803 and SD 4831 6803 there are no limitations."

Dated this 18th day of September 2024

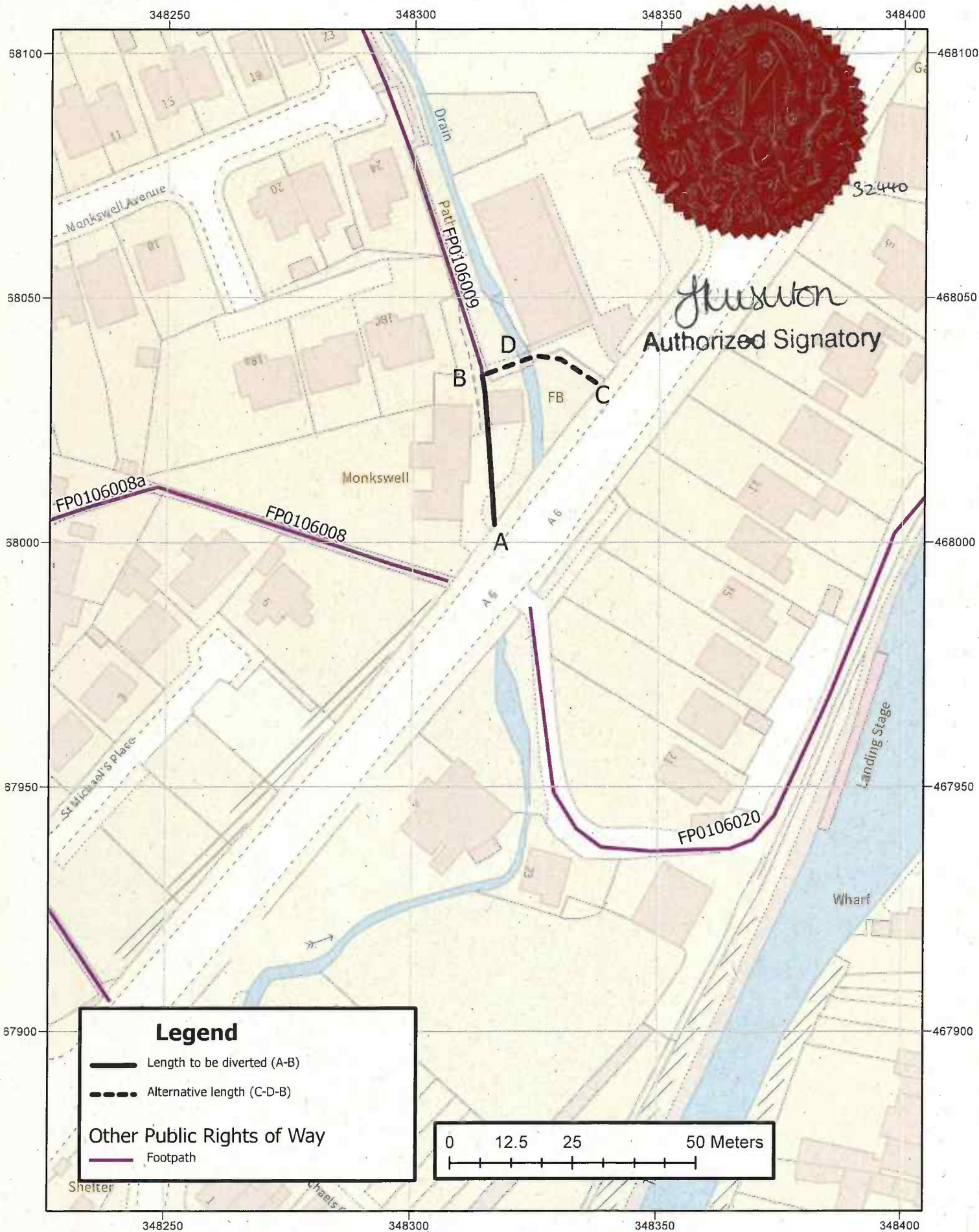
THE COMMON SEAL of the)
Lancashire County Council)
was hereunto affixed in)
the presence of)

flushton

Authorised Signatory



32440



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