

DATED this 23rd day of March 2018

**PUBLIC PATH DIVERSION AND
DEFINITIVE MAP AND STATEMENT
MODIFICATION ORDER**

**TOWN & COUNTRY PLANNING ACT 1990, SECTION 257
WILDLIFE AND COUNTRYSIDE ACT 1981, SECTION 53A(2)**

THE EAST RIDING OF YORKSHIRE COUNCIL

**THE EAST RIDING OF YORKSHIRE COUNCIL
(SHIPTONTHORPE FOOTPATH NOS. 1 AND 3)
PUBLIC PATH DIVERSION AND DEFINITIVE
MAP AND STATEMENT MODIFICATION ORDER 2018**

Ref: DW/77092

**PUBLIC PATH DIVERSION AND
DEFINITIVE MAP AND STATEMENT
MODIFICATION ORDER**

**TOWN & COUNTRY PLANNING ACT 1990, SECTION 257
WILDLIFE AND COUNTRYSIDE ACT 1981, SECTION 53A(2)**

THE EAST RIDING OF YORKSHIRE COUNCIL

**THE EAST RIDING OF YORKSHIRE COUNCIL
(SHIPTONTHORPE FOOTPATH NOS. 1 AND 3)
PUBLIC PATH DIVERSION AND DEFINITIVE
MAP AND STATEMENT MODIFICATION ORDER 2018**

This Order is made by The East Riding of Yorkshire Council ("the authority") under section 257 of the Town & Country Planning Act 1990 ("the 1990 Act") because it is satisfied that it is necessary to divert the footpath to which this Order relates in order to enable development to be carried out in accordance with planning permission granted under Part III of the 1990 Act namely:

Change of use of land, demolition of existing redundant agricultural buildings, the erection of two storage buildings along with associated works and parking

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 Humberside County Council Borough of East Yorkshire Definitive Map and Statement of Public Rights of Way require 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.

BY THIS ORDER:

1. The footpath over the land shown by a bold black line on the map attached to this Order and marked PER/DM/SHIP/5344/PPDO/Drg04 ("the Map") and

described in **Part 1 of the Schedule** to this Order ("the Schedule") shall be diverted and The Humberside County Council Borough of East Yorkshire Definitive Map and Statement shall be modified as provided below;

2. There shall be created to the reasonable satisfaction of the Council an alternative highway for use as a replacement for the said footpath as provided in **Part 2 of the Schedule** and shown by a bold broken line on the Map;
3. The diversion of the footpath shall have effect on the date on which the Council certify that the terms of Article 2 above have been complied with and upon the occurrence of that diversion The Humberside County Council Borough of East Yorkshire Definitive Map shall be modified by deleting from it the path or way referred to in paragraph 1 of this Order and the path or way referred to in paragraph 2 of this Order shall be added to it and the Definitive Statement shall be modified as described in **Part 3 of the Schedule**;
4. For the purposes of this Order the relevant date is the date upon which the Order comes into effect.

SCHEDULE

PART 1

DESCRIPTION OF SITE OF EXISTING PATH OR WAY

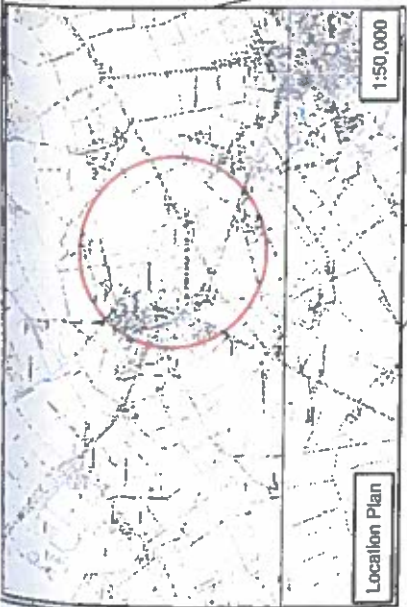
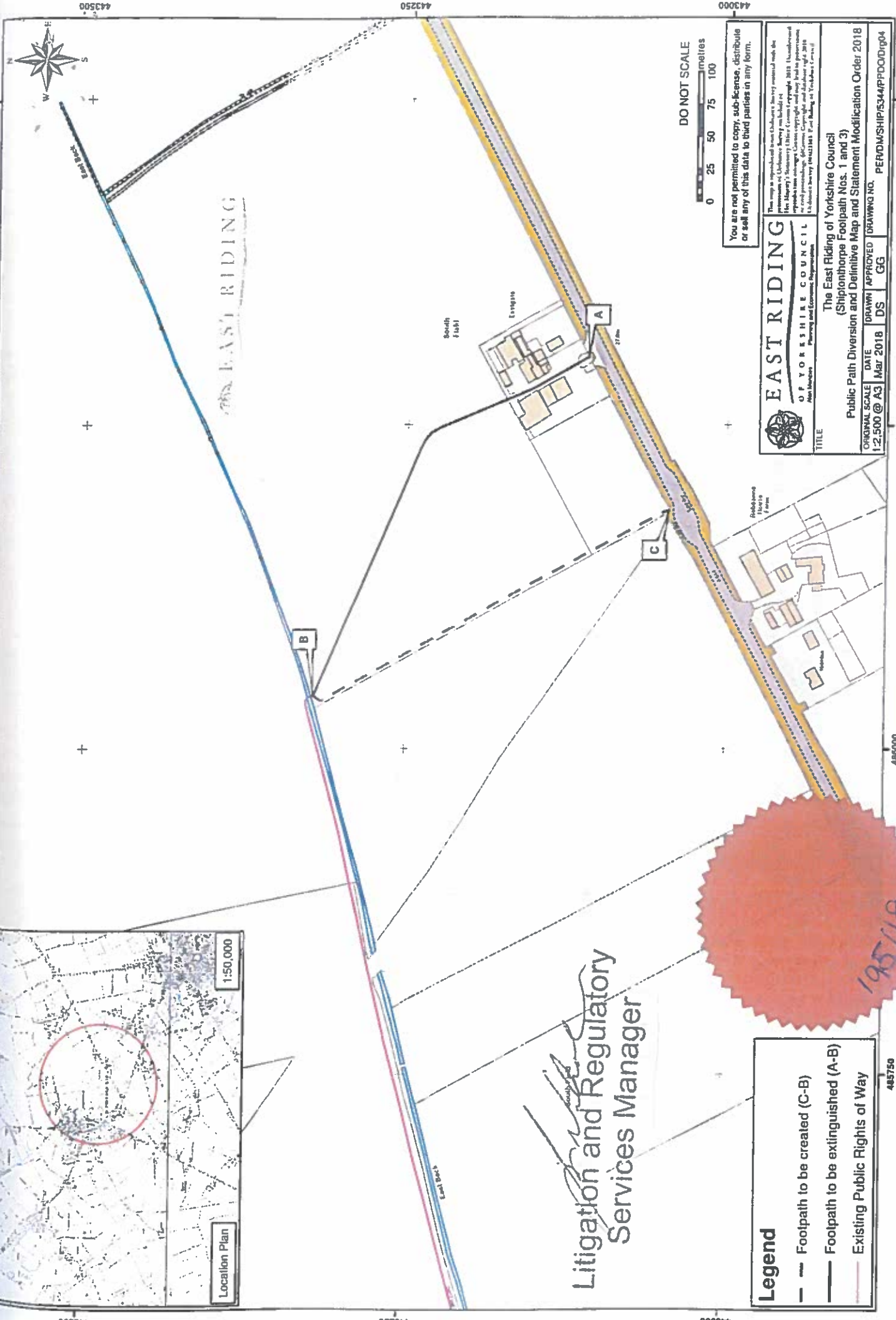
To extinguish the full width of a section of Shiptonthorpe Footpath No. 1 commencing at Grid Reference SE 8630 4310 (Point A on the Map) leading north-north-westerly then west-north-westerly for some 358 metres to Grid Reference SE 8604 4332 (Point B on the Map).

PART 2

DESCRIPTION OF SITE OF NEW PATH OR WAY

To create a new section of footpath commencing on the northern side of Towthorpe Lane (A614) at Grid Reference SE 8618 4304 (Point C on the map) and leading north-north-westerly then north-north-easterly for some 318 metres to join the existing footpath at Grid Reference SE 8604 4332 (Point B on the Map).

The new footpath will have a width of 2.0 metres.



DO NOT SCALE
 0 25 50 75 100 metres

You are not permitted to copy, sub-license, distribute or sell any of this data to third parties in any form.

EAST RIDING
 OF YORKSHIRE COUNCIL
 Planning and Economic Regeneration

The East Riding of Yorkshire Council
 (Shiptonthorpe Footpath Nos. 1 and 3)
 Public Path Diversion and Definitive Map and Statement Modification Order 2018

ORIGINAL SCALE 1:2,500 @ A3
 DATE Mar 2018
 DRAWN DS
 APPROVED GG
 DRAWING NO. PER/DIM/SHIP/5344/PD/DM/04

This map is reproduced from Ordnance Survey data licensed to the Corporation of York. The Corporation of York is not responsible for any errors or omissions in this map. The Corporation of York is not responsible for any errors or omissions in this map. The Corporation of York is not responsible for any errors or omissions in this map.

Litigation and Regulatory Services Manager

195/18

- Legend**
- - - Footpath to be created (C-B)
 - Footpath to be extinguished (A-B)
 - Existing Public Rights of Way

443500 443250 443000

443500 443250 443000

486250 486000 485750 GG

PART 3

MODIFICATION OF DEFINITIVE STATEMENT
 VARIATION OF PARTICULARS OF PATH OR WAY

DELETIONS

And in respect of the Parish of Shiptonthorpe the following statement shall be deleted:-

| Map No. | Right of Way No. | Type | Description of Path | Width | Remarks |
|---------|------------------|------|---|-------|--|
| SE84SE | 1 | Fp | Commences on the Hull-York Road and leads round the north of the Church to Town Street then leads east-north-easterly along the northern boundary of Willowbeck House for some 70m continuing south-south-easterly to and across Shipton Beck turning southerly for some 2m* then leads eastwards across the disused railway to the footbridge over East Beck then southwards to Towthorpe Lane just west of Eastgate Farm. | *1.8m | 0.8m pinch point across the bridge over Shipton Beck |

ADDITIONS

And in respect of the Parish of Shiptonthorpe the following statements shall be added:-

| Map No. | Right of Way No. | Type | Description of Path | Width | Remarks |
|---------|------------------|------|--|-------|--|
| SE84SE | 1 | Fp | Commences on York Road and leads round the north of the Church to Town Street. | | |
| SE84SE | 3 | Fp | Commences on Town Street and leads east-north-easterly along the northern boundary of Willowbeck House for some 70m continues south-south-easterly to and across Shipton Beck turning southerly for some 2m* then leads easterly to and across the footbridge over East Beck then leads south-westerly and south-south-easterly along the field boundary to join Towthorpe Lane (A614)*. | *1.8m | 0.8m pinch point across the bridge over Shipton Beck |
| | | | | *2.0m | |

GIVEN under the **COMMON SEAL** of The East Riding of Yorkshire Council this 23rd
day of March 2018

THE COMMON SEAL of The)
East Riding of Yorkshire Council)
was affixed in the presence of:-)


Litigation and Regulator
Services Manager

