

DATED this 15 day of May 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  
(HOWDEN FOOTPATH NO. 2)  
PUBLIC PATH DIVERSION AND DEFINITIVE  
MAP AND STATEMENT MODIFICATION ORDER 2018**

Ref: SP/77303

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MAP AND STATEMENT MODIFICATION ORDER 2018**

This Order is made by The East Riding of Yorkshire Council ("the Council") 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:

Erection of 300 dwellings with associated access, open space, landscaping and infrastructure

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 Humberside County Council Review of Rights of Way Definitive Map and Statement (covering so much of the former East Riding of Yorkshire as became the Administrative County of Humberside) 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/HOWD/4659/PPDO/Drg03 ("the Map") and

described in **Part 1 of the Schedule** to this Order (“the Schedule”) shall be diverted and The Humberside County Council Review of Rights of Way Definitive Map and Statement (covering so much of the former East Riding of Yorkshire as became the Administrative County of Humberside) 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 Review of Rights of Way Definitive Map and Statement (covering so much of the former East Riding of Yorkshire as became the Administrative County of Humberside) 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 length and width of Howden Footpath No. 2 some 462 metres in length commencing on Howden Footpath No. 1 at Grid Reference SE 7453 2894 (Point A on the Map) leading south-south-westerly then southerly to Grid Reference SE 7442 2849 (Point E on the Map).

## PART 2

### DESCRIPTION OF SITE OF NEW PATH OR WAY

To create a new footpath some 585 metres in length commencing on Howden Footpath No. 1 at Grid Reference SE 7453 2894 (Point A on the Map) and leading south-westerly for some 260 metres to Grid Reference SE 7435 2875 (Point B on the Map) then south-easterly for some 115 metres to Grid Reference SE 7445 2868 (Point C on the Map) then south-westerly then south-south-westerly for some 210 metres to join Selby Road at Grid Reference SE 7437 2850 (Point D on the Map).

The new footpath will have a width of 2.0 metres.

474250

474500

474750

429000

429000



Location Plan

1:50,000



EAST RIDING OF YORKSHIRE COUNCIL

B

Howden Footpath No. 2

C

A

Howden Footpath No. 1

Property and Commercial Law Manager



EAST RIDING OF YORKSHIRE COUNCIL

**Legend**

- Footpath to be Created A - B - C - D
- Footpath to be Stopped Up A - E
- Existing Public Right of Way
- Outline of site boundary



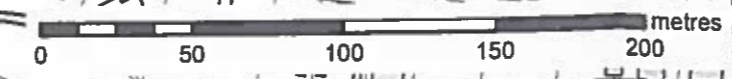
EAST RIDING OF YORKSHIRE COUNCIL  
Alan Merzies Planning and Economic Regeneration

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TITLE  
The East Riding of Yorkshire Council  
(Howden Footpath No. 2)  
Public Path Diversion and Definitive Map and Statement Modification Order 2018

|                |          |       |          |                             |
|----------------|----------|-------|----------|-----------------------------|
| ORIGINAL SCALE | DATE     | DRAWN | APPROVED | DRAWING NO.                 |
| 1:2,500@A3     | May 2018 | MR    | GG       | PER/DM/HOWD/4659/PPDO/Drg03 |

DO NOT SCALE



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474250

474500

474750

428500

428500

**PART 3**  
**MODIFICATION OF DEFINITIVE STATEMENT**  
**VARIATION OF PARTICULARS OF PATH OR WAY**

**DELETIONS**

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

| 2 <sup>1/4</sup><br>Map No. | Right of<br>Way No. | Type | Position   | Remarks and limitations or<br>conditions affecting the<br>public right of way thereover |
|-----------------------------|---------------------|------|--|---|
| SE.72                       | 2                   | F.P. | Commences at the footbridge on path No. 1 and leads south-wards to join the Selby Road at the Selby Road Railway Crossing. |   |

### ADDITIONS

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

| 2 <sup>1/4</sup><br>Map No. | Right of<br>Way No. | Type | Position   | Remarks and limitations or<br>conditions affecting the<br>public right of way thereover |
|-----------------------------|---------------------|------|--|---|
| SE72                        | 2                   | Fp   | Commences on Howden Footpath No. 1 and leads south-<br>westerly for some 260m then south-easterly for some 115m turns<br>south-westerly then south-south-westerly for some 210 metres to<br>join Selby Road. | Width 2.0m  |

GIVEN under the COMMON SEAL of The East Riding of Yorkshire Council this  
15 day of May 2018

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



  
Property and Commercial  
Law Manager