

## **NOTICE OF MAKING AN ORDER**

### **HAMPSHIRE COUNTY COUNCIL**

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

#### **THE HAMPSHIRE (CITY OF WINCHESTER NO. 18) (PARISH OF COMPTON AND SHAWFORD – PART OF FOOTPATH NO. 12) PUBLIC PATH DIVERSION AND DEFINITIVE MAP AND STATEMENT MODIFICATION ORDER 2019**

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The above named Order, made on 5 April 2019 under Section 119 of the Highways Act 1980, will divert part of Compton and Shawford Footpath 12, commencing at a junction with Attwoods Drove Farm Paynes Hay Road, SU 3690 2561 proceeding over a stile in a generally south eastward direction, along field edge to a stile, along natural path to field edge at SU 3711 2540, to a footpath 2 metres wide, commencing at a junction with Paynes Hay Road SU 3679 2557, through pedestrian gate, along field edge, south eastwards, then south westwards, bearing east at SU 3682 2535 continuing to SU 3711 2540.

A copy of the Order and the Order map have been placed and may be seen free of charge at the offices of Hampshire County Council, The Castle, Winchester, SO23 8UJ and at the offices of Winchester City Council; or online at <http://www.hants.gov.uk/publicnotices>. Copies of the Order and the map may be bought from me at a price of £4.40.

Any representations about or objections to the Order may be sent in writing to the Head of Countryside Access, Hampshire County Council, Castle Avenue, Winchester, SO23 8UL, or via e-mail to [row.notices@hants.gov.uk](mailto:row.notices@hants.gov.uk) quoting reference:- PPO 5106 no later than 10 May 2019. Please state the grounds on which they are made.

The personal data you provide in any representation will be treated in accordance with Data Protection Legislation, and may be published in a decision report, be disclosed to other interested parties, including the landowner (or their representatives). It may also be made public if the matter is referred to the Planning Inspectorate. Your data will be retained for a maximum period of two years from the date that the application is resolved. The legal basis for our use of this information is the compliance with a legal obligation – Highways Act 1980.

You have some legal rights in respect of the personal information we collect from you. Please see our website Data Protection page for further details: [www.hants.gov.uk/dataprotection](http://www.hants.gov.uk/dataprotection). You can contact the County Council's Data Protection Officer at [data.protection@hants.gov.uk](mailto:data.protection@hants.gov.uk). If you have a concern about the way we are collecting or using your personal data, you should raise your concern with us in the first instance or directly to the Information Commissioner's Office at <https://ico.org.uk/concerns/>

**HAMPSHIRE COUNTY COUNCIL**  
**HIGHWAYS ACT 1980**  
**WILDLIFE AND COUNTRYSIDE ACT 1981**

**THE HAMPSHIRE (CITY OF WINCHESTER NO. 18) (PARISH OF  
COMPTON AND SHAWFORD – PART OF FOOTPATH NO. 12) PUBLIC  
PATH DIVERSION AND DEFINITIVE MAP AND STATEMENT  
MODIFICATION ORDER 2019**

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This Order is made by Hampshire 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 Hampshire Definitive Map and Statement of Public Rights of Way (dated 15<sup>th</sup> December 2007) 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.

The Applicant, Hampshire County Council, County Farms has agreed to defray any compensation which becomes payable in consequence of the coming into force of this Order and any expenses which are incurred in bringing the new path to a fit condition for use by the public.

Winchester City 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 situated at Compton and Shawford 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 when Hampshire County Council has certified that the work necessary to bring the site of the new path, specified in paragraph 3 below, into a fit condition for use by the public has been carried out, and thereupon the Hampshire Definitive Map of Public Rights of Way (dated 15<sup>th</sup> December 2007) shall be modified by deleting from it that public right of way.
2. Notwithstanding this Order all Statutory Undertakers shall have the same rights over the land referred to in paragraph 1 as they have hitherto enjoyed.

3. There shall be from the date of confirmation of this Order a public path over the land situate at Compton and Shawford described in Part 2 of the Schedule and shown by a bold broken line on the map contained in this Order, and thereupon the Hampshire Definitive Map of Public Rights of Way (dated 15<sup>th</sup> December 2007) shall be modified by adding that path to it.
  
- 3A. The Hampshire Definitive Statement of Public Rights of Way (dated 15<sup>th</sup> December 2007) shall be modified as described in Part 4 of the Schedule to this Order.

## **SCHEDULE**

### **Part 1**

#### DESCRIPTION OF SITE OF EXISTING RIGHTS OF WAY

##### **Compton and Shawford Footpath No. 12 From SU 4676 2638 to 4688 2670**

Footpath No. 12 in the Parish of Compton and Shawford, in the City of Winchester, commencing at SU 4676 2638, proceeding north eastward through farm buildings to SU 4688 2670.

A total length of 337 metres.

### **PART 2**

#### DESCRIPTION OF SITE OF NEW RIGHT OF WAY

##### **Compton and Shawford Footpath No. 12 From SU 4676 2638 to SU 4688 2670**

A 2.5 metre wide path, in the Parish of Compton and Shawford, in the City of Winchester, commencing at SU 4676 2638, proceeding north eastward along field edge, between hedge and stock proof fencing, to SU 4688 2670.

A total length of 346 metres.

**NOTE: ALL LENGTHS ARE APPROXIMATE**

### **PART 3**

#### LIMITATIONS AND CONDITIONS

None.

**Part 4**  
MODIFICATION OF DEFINITIVE STATEMENT

Variation of particulars of path or way

**Compton and Shawford Footpath No.12**

Add:

"The path runs on a diverted route between 4676 2638 and 4688 2670

2.5 metres wide between 4676 2638 and 4688 2670 "

GIVEN this *5th* day of *April* 2019

THE COMMON SEAL of HAMPSHIRE )  
COUNTY COUNCIL was hereunto )  
affixed in the presence of:- )

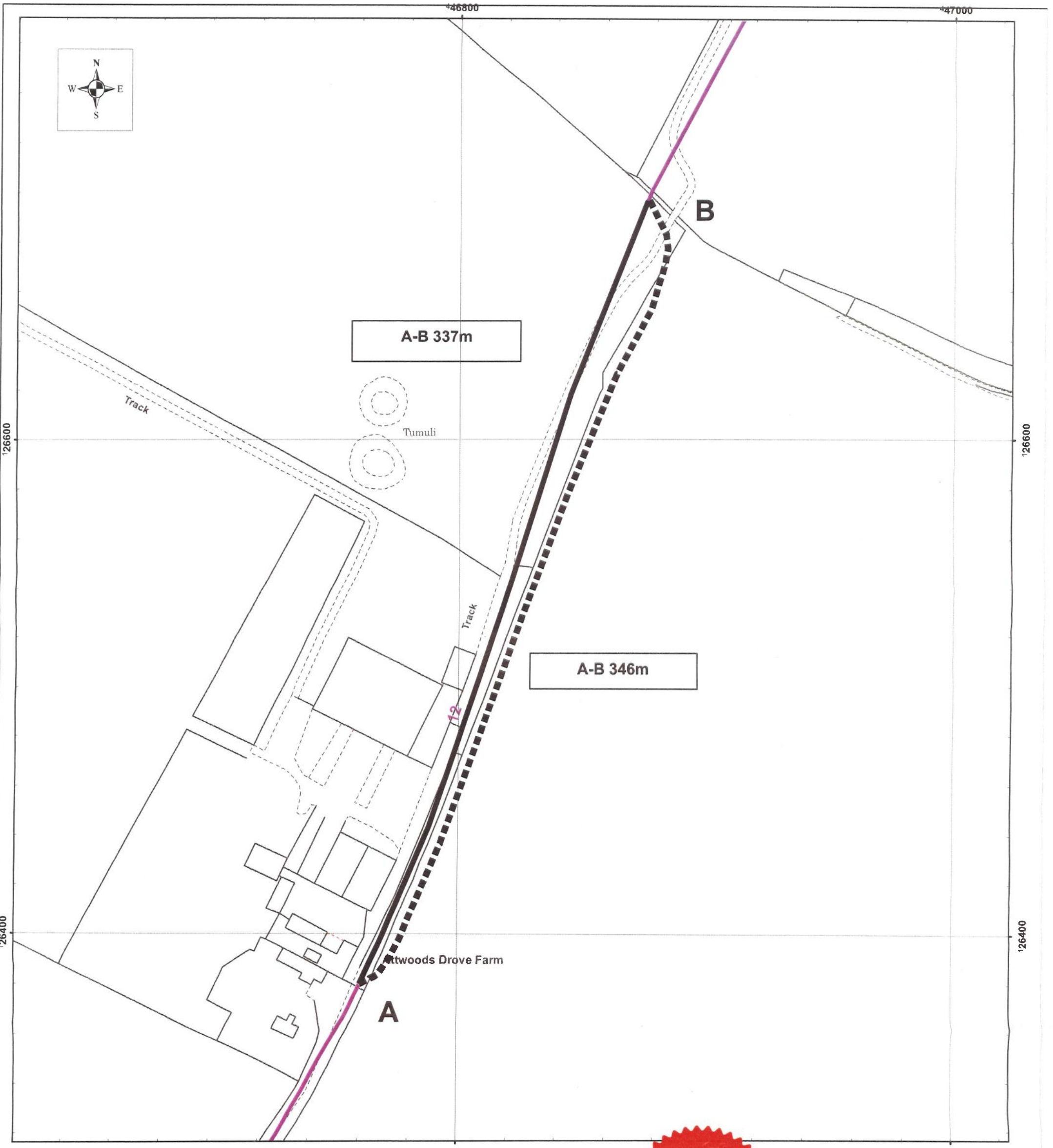
Authorised Signatory





# HAMPSHIRE COUNTY COUNCIL

MAP REFERRED TO IN  
 THE HAMPSHIRE (CITY OF WINCHESTER NO.18) (PARISH OF COMPTON AND SHAWFORD  
 – PART OF FOOTPATH NO. 12) PUBLIC PATH DIVERSION AND DEFINITIVE MAP  
 AND STATEMENT MODIFICATION ORDER 2019



SCALE 1:1,500  
 LEGEND

- FOOTPATH TO BE DELETED:-
- FOOTPATH TO BE ADDED TO THE MAP:-
- EXISTING FOOTPATH TO BE RETAINED:-

MAP NO. 1663 PRODUCED FROM DIGITAL DATA  
 SUPPLIED BY ORDNANCE SURVEY

THE COMMON SEAL OF HAMPSHIRE COUNTY COUNCIL  
 WAS HEREUNTO AFFIXED IN THE PRESENCE OF:-

.....  
 AUTHORIZED SIGNATORY  
 DATE.....



PRODUCED FROM THE O.S. MAPPING WITH THE PERMISSION OF THE CONTROLLER OF HMSO © CROWN.  
 UNAUTHORISED REPRODUCTION INFRINGES © CROWN AND MAY LEAD TO PROSECUTION OR CIVIL PROCEEDINGS.  
 HCC LICENCE No.100019180 DATE (12.02.19)  
 FELICITY ROE,  
 DIRECTOR OF CULTURE, COMMUNITIES AND BUSINESS SERVICES, WINCHESTER