

**PUBLIC PATH DIVERSION ORDER**

**HIGHWAYS ACT 1980**

**BATH AND NORTH EAST SOMERSET COUNCIL**

**BATH AND NORTH EAST SOMERSET COUNCIL (PUBLIC FOOTPATH BA25/21,  
BROOK LODGE, WELLOW) PUBLIC PATH DIVERSION ORDER 2009**

This Order is made by Bath and North East Somerset 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.

The applicant, Mrs S Moore, 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 site of the path into a fit condition for use by the public.

BY THIS ORDER:

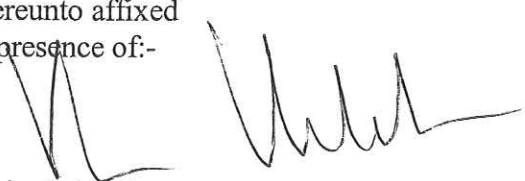
1. The public right of way over the land situated at Brook Lodge, Wellow and shown by a bold continuous line on the map contained in this order and described in Part 1 of the Schedule to this order shall be stopped up from the date that Bath and North East Somerset Council certifies that work has been carried out to bring the site of the new highway mentioned in Article 3 into a fit condition for use by the public.
2. Notwithstanding paragraph 1 of this Order statutory undertakers shall have the same rights over the land referred to in paragraph 1 above, in respect of their apparatus under, in, upon, over, along or across the said land as they had immediately before the date of confirmation of this Order.
3. There shall from the date of confirmation of this order be a public footpath over the land situate at Brook Lodge, Wellow described in Part 2 of the Schedule and shown by a bold broken line on the map attached 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.

Given under the Common Seal of the Bath and North East Somerset Council the 2<sup>nd</sup> day of September 2009.

The COMMON SEAL of the  
BATH AND NORTH EAST SOMERSET  
COUNCIL




was hereunto affixed  
in the presence of:-

Authorised signatory

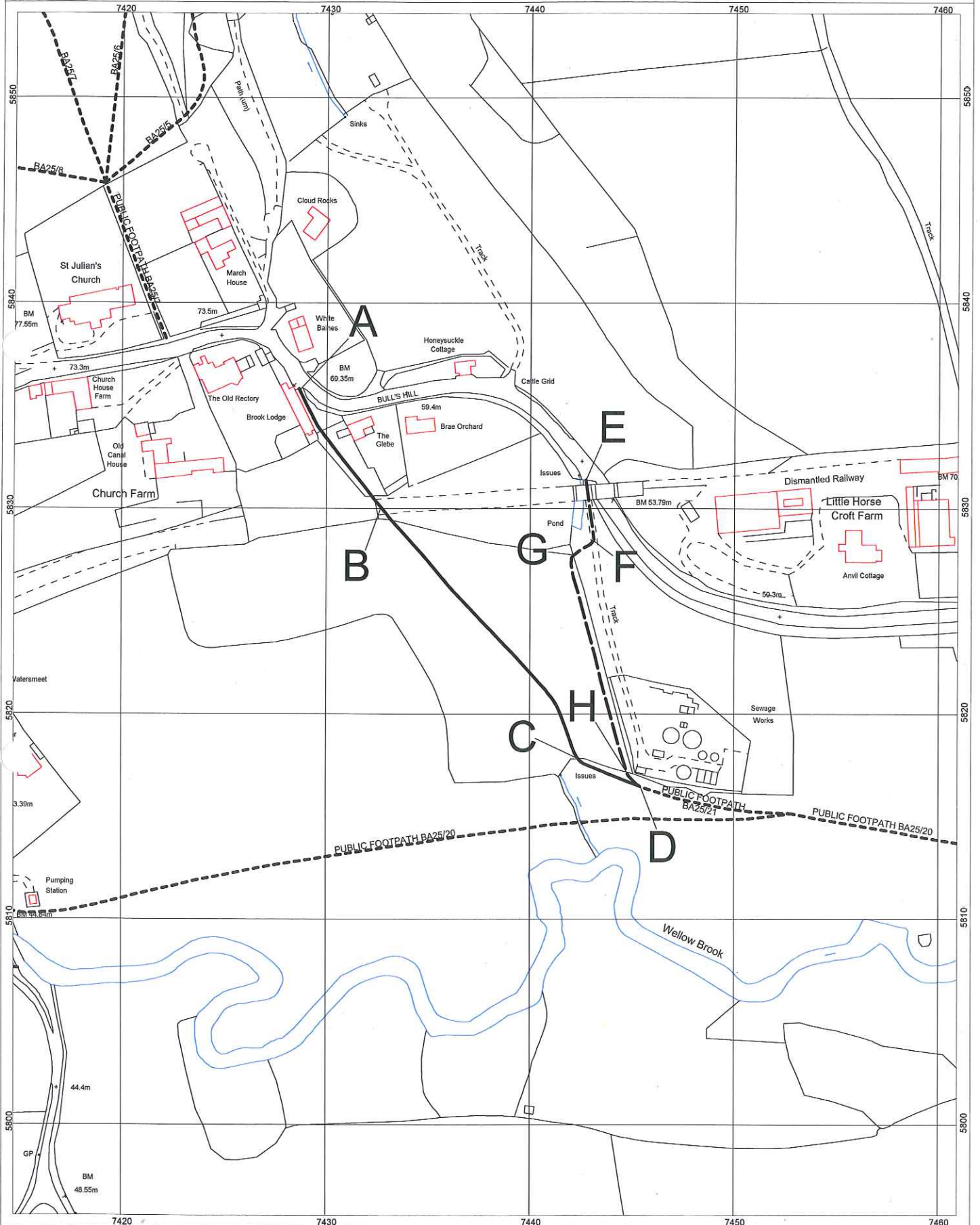


**This map forms part of the Bath and North East Somerset Council (Public Footpath BA25/21, Brook Lodge, Wellow) Public Path Diversion Order 2009**

Bath & North East Somerset Council, Riverside Temple Street Keynsham Bristol BS31 1LA Tel 01225 477000

Footpath to be stopped up   
 Footpath to be created   
 Unaffected footpath 

Scale 1:2500





## SCHEDULE

### PART 1

#### DESCRIPTION OF SITE OF EXISTING PATH OR WAY

The full width of that section of public footpath BA25/21 commencing from a junction with Bull's Hill (county road) at ST 7428 5835 (Point A on the Order Map) and continuing in a generally southeasterly direction for approximately 70 metres to the line of a dismantled railway at ST 7432 5830 (Point B on the Order Map) and continuing in a generally southeasterly direction for approximately 155 metres to a field boundary at ST 7442 5817 (Point C on the Order Map) and continuing in a generally southeasterly direction for approximately 40 metres to ST 7445 5816 (Point D on the Order Map).

### PART 2

#### DESCRIPTION OF SITE OF NEW PATH OR WAY

A public footpath commencing from a junction with Bull's Hill (county road) at ST 7442 5831 (Point E on the Order Map) and continuing in a generally southerly direction under a viaduct and along a track for approximately 30 metres to ST 7443 5828 (Point F on the Order Map) and turning in a generally southwesterly direction for approximately 15 metres to ST 7442 5827 (Point G on the Order Map) and turning in a generally southerly direction along the western side of a field boundary for approximately 110 metres to ST 7444 5817 (Point H on the Order Map) and turning in a generally southeasterly direction for approximately 10 metres to ST 7445 5816 (Point D on the Order Map).

Width: 2 metres between ST 7442 5831 (Point E on the Order Map) and ST 7445 5816 (Point D on the Order Map).

### PART 3

#### LIMITATIONS AND CONDITIONS

None.