

NOTICE OF MAKING AN ORDER

HAMPSHIRE COUNTY COUNCIL

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

**THE HAMPSHIRE (BASINGSTOKE AND DEAN NO. 9)
(PARISH OF MAPLEDURWELL AND UP NATELY – PART
OF BRIDLEWAY 13) PUBLIC PATH DIVERSION AND DEFINITIVE
MAP AND STATEMENT MODIFICATION ORDER 2019**

The above named Order, made on 28th August 2019 under Section 119 of the Highways Act 1980 ("the 1980 Act") and section 53A(2) of the Wildlife and Countryside Act 1981 ("the 1981 Act"), will divert part of Mapledurwell and Up Nately Bridleway 13, commencing from the east side of Hungry Lodge, proceeding south eastward along field edge, then south westward to join down lane BOAT 22.

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 Basingstoke and Deane Borough 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 quoting reference:- PPO 5124 no later than 27 September 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. You can contact the County Council's Data Protection Officer at 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/>

If no such representations or objections are duly made, or if any so made are withdrawn, Hampshire County Council may confirm the Order as an unopposed order. If the Order is sent to the Secretary of State for Environment, Food and Rural Affairs for confirmation any representations and objections which have not been withdrawn will be sent with the Order.

DATED this 30th day of August 2019
Felicity Roe, Director of Culture, Communities and Business Services, The Castle, Winchester, SO23 8UJ

HAMPSHIRE COUNTY COUNCIL

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

**THE HAMPSHIRE (BASINGSTOKE AND DEANE BOROUGH NO.9)
(PARISH OF MAPLEDURWELL AND UP NATELY – PART OF
BRIDLEWAY NO. 13)
PUBLIC PATH DIVERSION AND DEFINITIVE MAP AND STATEMENT
MODIFICATION ORDER 2019**

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 15th 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.

Wat Stacy and Partners 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 bridleway into a fit condition for use by the public.

Basingstoke and Deane Borough 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 Mapledurwell and Up Nately 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 bridleway, 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 15th 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 bridleway over the land situate at Mapledurwell and Up Nately 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 15th December 2007) shall be modified by adding that bridleway to it.

3A. The Hampshire Definitive Statement of Public Rights of Way (dated 15th December 2007) shall be modified as described in Part 4 of the Schedule to this Order.

GIVEN this day of 2019

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



37/1156

Authorised Signatory

SCHEDULE

Part 1

DESCRIPTION OF SITE OF EXISTING RIGHTS OF WAY

Mapledurwell and Up Nately Bridleway No. 13 From SU 6928 5080 to SU 6930 5072

Bridleway No. 13 in the Parish of Mapledurwell and Up Nately, in the Borough of Basingstoke and Deane, commencing at Point A on the Order Plan (SU 6928 5080) east of Hungry Lodge, proceeding south eastward adjacent to Hungry Lodge, then south westward across the access path to Hungry Lodge to join Down Lane, BOAT 22, Point B on the Order Plan (SU 6930 5072).

A total length of 106 metres.

PART 2

DESCRIPTION OF SITE OF NEW RIGHT OF WAY

Mapledurwell and Up Nately Bridleway No. 13 From SU 6928 5080 to SU 6934 5066

A 6 metre wide path in the Parish of Mapledurwell and Up Nately, in the Borough of Basingstoke and Deane, commencing at Point A on the Order Plan (SU 6928 5080) east of Hungry Lodge, proceeding south eastward along field edge, then south westward to join Down Lane, BOAT 22, Point C on the Order Plan (SU 6934 5066).

A total length of 177 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

Mapledurwell and Up Nately Bridleway No. 13

Delete:

"6930 5072"

Add:

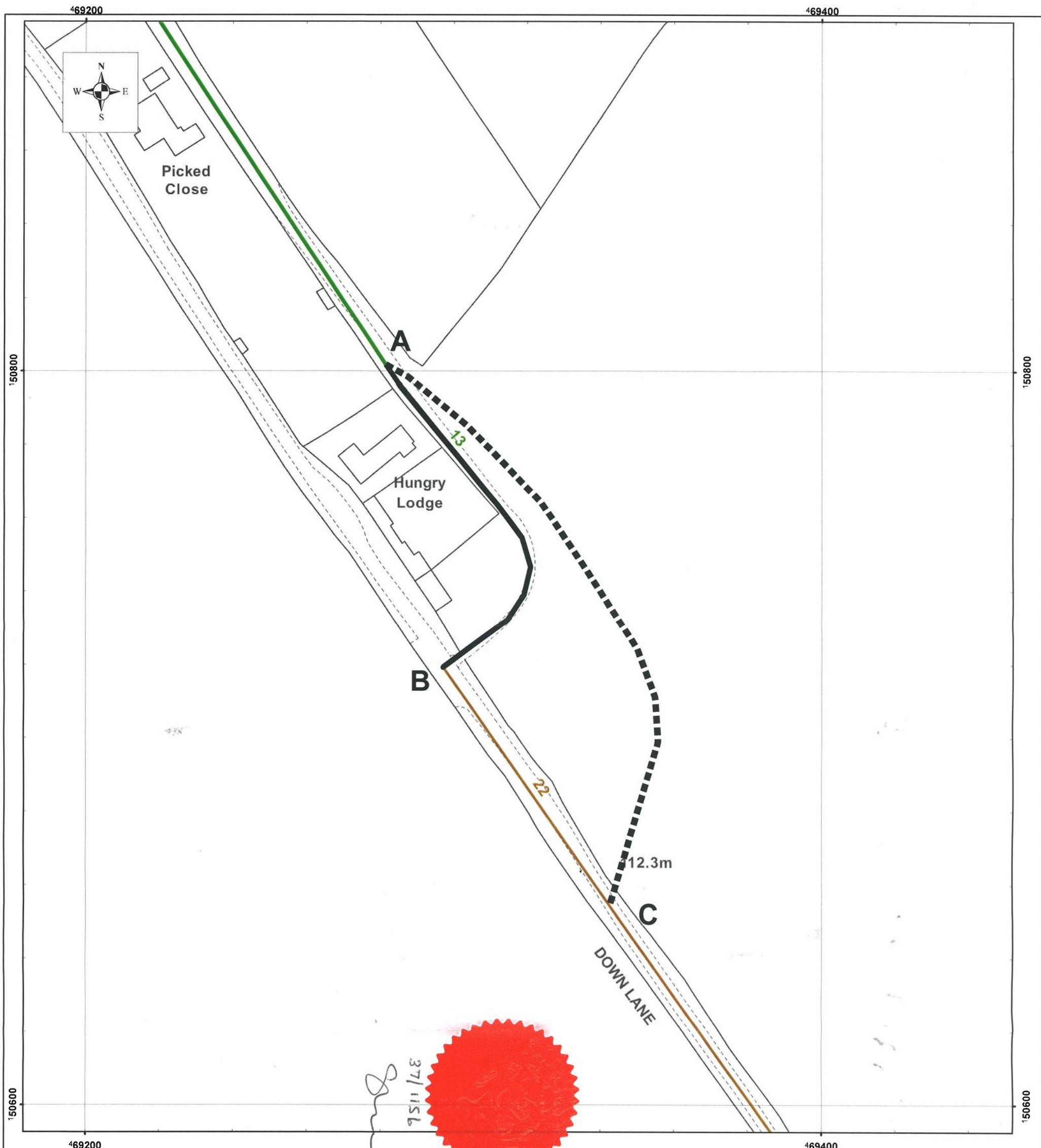
"6934 5066"

The path follows a diverted route between 6928 5080 and 6934 5066

6 metres wide between 6928 5080 and 6934 5066"

HAMPSHIRE COUNTY COUNCIL

MAP REFERRED TO IN
 THE HAMPSHIRE (BASINGSTOKE AND DEANE NO.9) (PARISH OF MAPLEDURWELL AND UP NATELY
 - PART OF BRIDLEWAY NO.13) PUBLIC PATH DIVERSION AND DEFINITIVE MAP
 AND STATEMENT MODIFICATION ORDER 2019



SCALE 1:1,000
 LEGEND

BRIDLEWAY TO BE
 EXTINGUISHED:-



BRIDLEWAY TO BE
 ADDED:-



EXISTING BRIDLEWAY:-



EXISTING BOAT:-



MAP NO. 1672 PRODUCED FROM DIGITAL DATA
 SUPPLIED BY ORDNANCE SURVEY

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

.....AUTHORISED
 SIGNATORY

DATE 28/08/19

REPRODUCED FROM THE O.S. MAPPING
 WITH THE PERMISSION OF THE
 CONTROLLER OF HMSO © CROWN.
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 PROSECUTION OR CIVIL PROCEEDINGS.
 HCC LICENCE No.100019180 DATE (26.04.19)

FELICITY ROE,
 DIRECTOR OF CULTURE, COMMUNITIES
 AND BUSINESS SERVICES, WINCHESTER