PUBLIC PATH DIVERSION AND DEFINITIVE MAP AND STATEMENT MODIFICATION ORDER
HIGHWAYS ACT 1980
WILDLIFE AND COUNTRYSIDE ACT 1981

The Oxfordshire County Council, Mollington Footpath No 3 (part), Public Path Diversion and Definitive Map and Statement Modification Order 2020.

This Order is made by The Oxfordshire County Council ("the authority") under section 119 of the Highways Act 1980 because it appears to the authority that in the interests of the landowner crossed by the footpath described in Article 1 of this Order it is expedient that the line of the way 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 Oxfordshire County Council Definitive Map and Statement of Public Rights of Way for Oxfordshire 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 owner of the land crossed by the footpath 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 way into a fit condition for use by the public.

Cherwell District Council has been consulted as required by Section 120(2) of the Highways Act 1980.

BY THIS ORDER:

1. The public right of way over the land situated at Mollington 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 extinguished from the date of confirmation of this Order and thereupon the Oxfordshire County Council Definitive Map of Public Rights of Way for Oxfordshire shall be modified by deleting from it that public right of way, and the Definitive Statement shall be modified as described in Part 4 of the Schedule to this Order.

2. There shall be from the date of confirmation a public footpath over the land situated at Mollington (as described in Part 2 of the Schedule) and shown by a bold broken line on the map attached to this Order, and thereupon the Oxfordshire County Council Definitive Map of Public Rights of Way for Oxfordshire shall be modified by adding that right of way to it, and the Definitive Statement shall be modified as described in Part 4 of the Schedule to this Order.

3. Notwithstanding this Order, statutory undertakers with apparatus over/under the land described in Article 1 above shall continue to have the
same rights in respect of such apparatus as they had immediately before
the date of this Order.

Dated this  Twentieth  day of  July  2020

THE COMMON SEAL OF THE OXFORDSHIRE COUNTY COUNCIL
was hereto affixed in the presence of:-

County Solicitor/Designated Officer

SCHEDULE

PART 1

DESCRIPTION OF SITE OF EXISTING WAY

The entire width of Mollington Footpath No 3 running from OS Grid Reference SP 4426 4753 (Point A on the Order plan) north-eastward for approximately 29m to SP 4429 4755 (Point B), north-westward for approximately 46m to SP 4426 4758 (Point C) and then north-eastward for approximately 9m to SP 4427 4759 (Point D).

PART 2

DESCRIPTION OF SITE OF NEW WAY

A new footpath running from OS Grid Reference SP 4423 4757 (Point E on the Order plan) north-eastward for approximately 46m to SP 4426 4759 (Point G) and then south-eastwards for approximately 9m to SP 4427 4759 (Point D).
PART 3

Limitations and Conditions

The right of the owner to erect and maintain a pedestrian gate at OS Grid Reference SP 4425 4758 (Point F).

PART 4

Modification of Definitive Statement

Variation of particulars of path or way

<table>
<thead>
<tr>
<th>Path Number</th>
<th>Status</th>
<th>Description</th>
<th>Width</th>
<th>Conditions &amp; Limitations</th>
<th>Remarks (not forming part of the Definitive Statement)</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mollington 3</td>
<td>FP</td>
<td>From Church Lane, near All Saints' Church, leading NE [past] [to] the S end of FP 2 then [NW and] NE [from FP 2 at SP 4423 4757 and SE to SP 4427 4759 as diverted continuing NE] [around the Vicarage] to Southam Road (A423).</td>
<td>[3m between SP 4423 4757 and SP 4426 4759. 1.5m between SP 4423 4757 and SP 4427 4759]</td>
<td>[The right of the landowner to install and maintain a pedestrian gate at SP 4425 4758.]</td>
<td>[Diversion Order confirmed .............] * (* date of confirmation to be advised)</td>
</tr>
</tbody>
</table>
The Oxfordshire County Council,
Mollington Footpath No 3 (part) Public Path Diversion and Definitive Map and Statement Modification Order 2020

The Common Seal of The Oxfordshire County Council  
was hereto affixed the day of 2020  
in confirmation of the diversion and modification  
in the within-written Order in the presence of:-  

Designated Officer