

**PUBLIC PATH DIVERSION AND DEFINITIVE MAP AND STATEMENT MODIFICATION  
ORDER**

**TOWN AND COUNTRY PLANNING ACT 1990  
WILDLIFE AND COUNTRYSIDE ACT 1981**

**THE BOROUGH COUNCIL OF BOLTON (PUBLIC FOOTPATH NO. 011 LITTLE LEVER)  
(PART) PUBLIC PATH DIVERSION ORDER AND DEFINITIVE MAP AND STATEMENT  
MODIFICATION ORDER 2020**

This Order is made by the Borough Council of Bolton ("the Authority") under Section 257 of the Town and 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 Town and Country Planning Act 1990, namely: the erection of 22 No residential dwellings together with associated parking, landscaping and the re-routing of the existing public right of way (planning application 04748/18)

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 Definitive Map and Statement of the Public Rights of Way for the Borough Council of Bolton 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.

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**BY THIS ORDER:**

1. The footpath over the land shown by a bold black line on the attached map ("the Order Plan") and described in Part 1 of the Schedule to this Order ("the Schedule") shall be diverted and the Definitive Map and Statement of Public Rights of Way for the Authority shall be modified as provided below.
2. There shall be created to the reasonable satisfaction of the Authority an alternative highway for use as a replacement for the said footpath as provided in Part 2 of the Schedule and shown by bold black dashes on the attached map.
3. The diversion of the footpath shall have effect on the date on which the Authority certify that the terms of paragraph 2 above have been complied with and upon the occurrence of the diversion of the footpath the Definitive Map and Statement of the Public Rights of Way for the Authority shall be modified by deleting from it the footpath referred to in paragraph 1 of this Order and the footpath referred to in paragraph 2 of this Order shall be added to it and the Definitive Map and Statement shall be modified as described in Part 4 of this schedule.
4. The following works shall be carried out in relation to the highway described in Part (2) of the Schedule: construct an asphalt with PCC flat top edging path.

5. Engie Regeneration Ltd is hereby required to pay for the cost of carrying out the said works specified in paragraph 4 of this order.
6. Where immediately before the date on which the footpath is diverted there is apparatus under, in, on, over along or across it belonging to statutory undertakers for the purpose of carrying on their undertaking, the undertakers shall continue to have the same rights in respect of the apparatus as they then had.

**THE COMMON SEAL of  
THE BOROUGH COUNCIL OF  
BOLTON** was hereto affixed  
On the 21st day of October  
2020 In the presence of:-



Authorised Sealing Officer

### Schedule

#### PART 1

##### Description of site of existing path

Public Footpath No. Little Lever 011 which leads over land off Victory Road, Little Lever, Bolton, BL3 1QY commencing from point A on Victory Road at grid reference SD375438 407676 in a generally south westerly direction to point B at grid reference SD375377 407624 for a distance of approximately 81 metres then running in a generally west-north westerly direction to point C at grid reference SD375371 407626 for a distance of approximately 7 metres then running in a generally south westerly by southerly direction to point D at grid reference SD 375362 407610 for a distance of approximately 18 metres as shown by the continuous bold line between points A-B-C-D on the Order Plan over a total distance of approximately 106 metres and of a width of 1.5 metres throughout.

#### PART 2

##### Description of site of alternative highway

Public Footpath No. Little Lever 011 which leads over land off Victory Road, Little Lever, Bolton, BL3 1QY commencing from a new line from point D at grid reference SD 375362 407610 leading in a generally south east by easterly direction to point E at grid reference SD 375363 407609 for a distance of approximately 1 metre then running in a generally north east by northerly direction to point F at grid reference SD375379 407634 for a distance of approximately 30 metres then running in a generally south east by easterly direction to point G at grid reference 375381 407633 for a distance of approximately 3 metres then running in

a generally north easterly by northerly direction to point H at grid reference SD375385 407639 for a distance of approximately 7 metres then curving in a generally north-north westerly direction to point I at grid reference SD375381 407645 for a distance of approximately 7 metres then curving in a generally north easterly direction to point J on Victory Road at grid reference SD375424 407687 for a distance of approximately 61 metres as shown by the bold black dashes between points E-F-G-H-I-J on the Order Plan over a total distance of approximately 109 metres. The width between points E-F-G-H-I-J will be 2 metres throughout over an asphalt surface.

### **Part 3**

#### **Limitations and Conditions**

None

### **Part 4**

#### **Modification of the definitive statement**

##### **Particulars to be varied within the definitive statement**

**District: Little Lever**

**Path/Way Number: Public Footpath Little Lever 011**

**Amend the existing statement entry with the following: Replace "Starts from Victory Road by Co-operative Society Shop, proceeds in a southerly direction to boundary of Little Lever Manufacturing Company Premises and along this boundary to junction with Footpaths 12, 13 and 14 at R.C.Church and Hall. Unmetalled surface. Walked May-2<sup>nd</sup> 1951 by Thomas Marsh and Geoffrey Seddon" with "commencing from the junction with path No. 014 at grid reference SD375350 407585 leading in a generally north east by northerly direction with children's nursery on the north western side to at grid reference SD 375362 407610 then running in a generally south east by easterly direction to grid reference SD 375363 407609 for a distance of approximately 1 metre then running in a generally north east by northerly direction with houses on the north western side to grid reference SD375379 407634 for a distance of approximately 30 metres then running in a generally south east by easterly direction along the side of the estate road to grid reference 375381 407633 for a distance of approximately 3 metres then running in a generally north easterly by northerly direction along the side of the estate road to grid reference SD375385 407639 for a distance of approximately 7 metres then curving in a generally north-north westerly direction along the side of the estate road to grid reference SD375381 407645 for a distance of approximately 7 metres then curving in a generally north easterly direction with houses on the south eastern side along the side of the estate road to its end on Victory Road at grid reference SD375424 407687 for a distance of approximately 61 metres".**

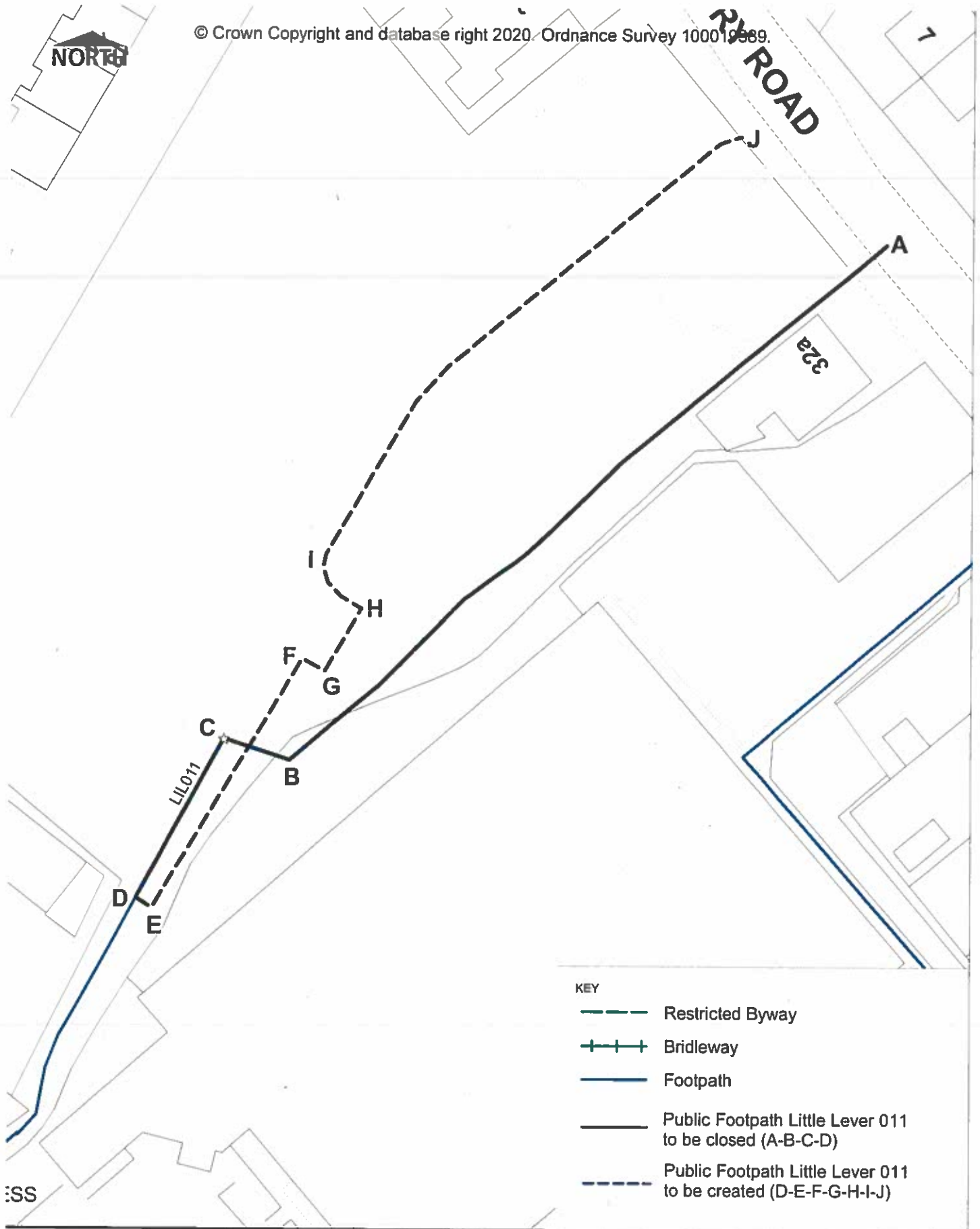
**Total Length: 137 metres.**

**Width: Between grid reference SD 375362 407610 and SD375424 407687; 2 metres throughout.**






**Surface Type: asphalt.**

NORTH

RY ROAD



KEY

-  Restricted Byway
-  Bridleway
-  Footpath
-  Public Footpath Little Level 011 to be closed (A-B-C-D)
-  Public Footpath Little Level 011 to be created (D-E-F-G-H-I-J)



HIGHWAY AND ENGINEERING DIVISION  
PUBLIC RIGHTS OF WAY

THE BOROUGH COUNCIL OF BOLTON  
Public Footpath Little Level 011 (part) Diversion Order and  
Definitive Map Modification Order TCPA 1990 & WCA 1981

DIRECTORATE OF PLACE

Gerald Brough BSc (Hons) MBA, Dip M  
Director of Place  
Town Hall, Victoria Square, Bolton, BL1 1RU

Date	Scale	Drawn	Drg. No.
17/03/2020	1:500	AS	1LI011 The Plan

**PUBLIC PATH DIVERSION AND  
DEFINITIVE MAP AND STATEMENT MODIFICATION ORDER**

**TOWN AND COUNTRY PLANNING ACT 1990  
WILDLIFE AND COUNTRYSIDE ACT 1981**

**THE BOROUGH COUNCIL OF BOLTON (PUBLIC FOOTPATH NO.011 LITTLE LEVER)  
(PART) PUBLIC PATH DIVERSION ORDER AND DEFINITIVE MAP AND STATEMENT  
MODIFICATION ORDER 2020**

Confirmed as an unopposed order on 6<sup>TH</sup> January 2021

THE COMMON SEAL of THE  
BOROUGH COUNCIL OF BOLTON  
was hereunto affixed on

the 6th day of January 2021 in the presence of:

*Alan Gorman*

Authorised Sealing Officer



SEALING NO.  
21656

**THE BOROUGH COUNCIL OF BOLTON**

**TOWN AND COUNTRY PLANNING ACT 1990 AND WILDLIFE AND COUNTRYSIDE ACT  
1981**

**NOTICE OF OPERATION**

**THE BOROUGH COUNCIL OF BOLTON (PUBLIC FOOTPATH NO.011 LITTLE LEVER  
(PART)) PUBLIC PATH DIVERSION ORDER AND DEFINITIVE MAP AND STATEMENT  
MODIFICATION ORDER 2020**

The Borough Council of Bolton declared the above-mentioned Order operative on the 24<sup>TH</sup> June 2021

H Gorman  
Borough Solicitor  
Town Hall  
Bolton, BL1 1RU (LS/SMW/080692)

*Helen Gorman*



SEALING NO.  
21884