

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

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

**THE BOROUGH COUNCIL OF BOLTON (PUBLIC FOOTPATH NO. 385 BOLTON (PART))
PUBLIC PATH DIVERSION ORDER AND DEFINITIVE MAP AND STATEMENT
MODIFICATION ORDER 2019**

This Order is made by the Borough Council of Bolton ("the Authority") under Section 119 of the Highways Act 1980 ("the 1980 Act"). It appears to the Authority that in the interests the owner of the land crossed by the footpath described in paragraph 1 of this Order that 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 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.

Peel Land and Property Group Management Limited, Peel Dome, Trafford Centre, Manchester M17 8PL has agreed to defray any compensation which becomes payable in consequence of (1) the coming into force of this Order and (2) any expenses which are incurred in bringing the new site of the footpath into fit condition for use by the public.

BY THIS ORDER:

1. The public right of way over the land which is situated to the south of 30 Lambton Street, Bolton, BL3 3LG and shown by a bold black continuous line on the map contained in this order and described in Part 1 of the Schedule to this order shall be stopped up as from the date the Authority certifies that all necessary works to bring the footpath described in Part 2 of the Schedule into a fit condition for use have been completed and thereupon the Borough Council of Bolton definitive map shall be modified by deleting from it that public right of way.
2. Notwithstanding this Order all statutory undertakers shall continue to have existing rights of access to and egress from any apparatus equipment and plant accessible over the land referred to in Part 1 of the Schedule.
3. There shall at the end of 21 days from the date of conformation of this Order be a footpath over the land situate to the south of 30 Lambton Street, Bolton, BL3 3LG, described in Part 2 of the Schedule and shown by a bold black broken line on the map contained in the Order, and thereupon the Borough Council of Bolton definitive map shall be modified by adding that path to it.
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.
5. The Definitive Statement of the Public Rights of Way for the Borough Council of Bolton shall be modified as described in Part 4 of the Schedule,

THE COMMON SEAL of **THE BOROUGH**
COUNCIL of **BOLTON** was hereunto affixed
on the 22nd November, 2019] in the presence of:

Allen Gorman

Authorised Sealing Officer



SEALING NO.
21175

Schedule

Part 1

Description of site of existing path or way

Public Footpath No. Bolton 385 situated to the south of 30 Lambton Street, Bolton, BL3 3LG commencing from point A at grid reference SD370165 406832 in a generally south by westerly direction to point B at grid reference SD370150 406743 for a distance of approximately 90 metres as shown by the continuous bold black line between points A-B on the Order Plan of a width of 1.5 metres throughout over a natural surface.

Part 2

Description of site of new path or way

Public Footpath No. Bolton 385 commencing from a new line from point C at grid reference SD370196 406760 in a generally west-south westerly direction to point B at grid reference SD370150 406743 as shown by the bold black broken line between points C-B on the Order Plan over a total distance of approximately 49 metres. The width between points C-B will be 1.5 metres throughout over natural surface.

Part 3

Limitations and Conditions

None

Part 4

Modification of the definitive statement

Variation of particulars of path or way

District: Bolton

Path/Way Number: Public Footpath Bolton 385

Amend the existing statement entry with the following: Replace "in Lambton Street and runs" with "near the junction of Lambton Street and Bayswater Street at grid reference SD370196 406760 then running in a generally west-south westerly direction to grid reference SD370150 406743 for a distance of approximately 49 metres where the path turns and continues"

Total Length: 207 metres

Width: 1.5 metres throughout

Surface Type: natural.

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MODIFICATION ORDER 2020**

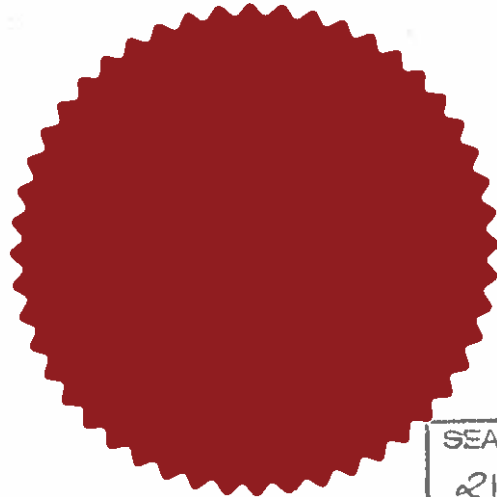
Confirmed as an unopposed order on 10th February 2020

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

the 12th day of February 2020 in the presence of:

Aileen Gorman

Authorised Sealing Officer



SEALING NO.
21279

