

**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. 380 BOLTON (PART) AND
RESTRICTED BYWAYS NO's BOLTON 379 & 381A (PART)) PUBLIC PATH DIVERSION ORDER
AND DEFINITIVE MAP AND STATEMENT MODIFICATION ORDER 2022**

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 and Restricted Byways described in paragraph 1 of this Order that it is expedient that the line of the path and ways 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.

Mrs Joanne Khan 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 and ways into a fit condition for use by the public.

BY THIS ORDER:

1. The public rights of way over the land which is situated to the east and south of 16 Moss Hall Farm Cottage, Bolton, BL5 1AL and shown by the bold black continuous lines 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 and restricted byways as 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 confirmation of this Order be a footpath and restricted byways over the land situated to the east and south of 16 Moss Hall Farm Cottage, Bolton, BL5 1AL, described in Part 2 of the Schedule and shown by the bold black broken line and bold black broken lines with arrowheads on the map contained in this Order, and thereupon the Borough Council of Bolton definitive map shall be modified by adding that path and ways 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,

SCHEDULE

Part 1

Description of site of existing path or way

Public Footpath No. Bolton 380 situated to the east of 16 Moss Hall Farm Cottage, Bolton, BL5 1AL, commencing from point A at grid reference SD 70611 05509 in a generally south by easterly direction to point B at grid reference SD70625 05455 for a distance of approximately 56 metres as shown by the continuous bold black line between points A-B on the Order Plan of a width of 3.0 metres throughout over a grass and gravel surface.

Restricted Byway No. Bolton 379 situated to the south of 16 Moss Hall Farm Cottage, Bolton, BL5 1AL, commencing from point C at grid reference SD 70647 05456 in a generally westerly direction to point D at grid reference SD70618 05455 for a distance of approximately 29 metres as shown by the continuous bold black line between points C-D on the Order Plan of a width of 3.0 metres throughout over a cinder surface.

Restricted Byway No. Bolton 381A situated to the south of 16 Moss Hall Farm Cottage, Bolton, BL5 1AL, commencing from point D at grid reference SD 70618 05455 in a generally westerly direction then turning in a southerly direction to point E at grid reference SD70616 05450 for a distance of approximately 8 metres as shown by the continuous bold black line between points D-E on the Order Plan of an unrecorded width over a natural surface.

Part 2

Description of site of new path or way

Public Footpath No. Bolton 380 commencing from a new line from point A at grid reference SD70611 05509 in a generally east - south easterly direction to point F at grid reference SD70624 05504 for a distance of approximately 14 metres then running in a generally south by easterly direction to point G at grid reference SD70628 05489 for a distance approximately 16 metres then running in a generally south easterly direction to point H at grid reference SD70641 05479 for a distance of approximately 16 metres then running in a generally southerly direction to point I at grid reference SD70644 05458 for a distance of approximately 21 metres then running in a generally south- south easterly direction to point C at grid reference SD70647 05456 for a distance of approximately 4 metres as shown by the bold black broken line between points A-F-G-H-I-C on the order plan over a total distance of approximately 71 metres of a width of 2.3 metres throughout over a natural surface.

Restricted Byway No. Bolton 379 commencing from a new line from point C at grid reference SD70647 05456 running in a generally south-south westerly direction to point J at grid reference SD70644 405452 for a distance of approximately 4 metres then running in a generally west by southerly direction to point K at grid reference SD70624 05451 for a distance approximately 20 metres as shown by the bold black broken line with arrowheads between points C-J-K on the order plan over a total distance of approximately 24 metres of a width of 3 metres throughout over a natural surface.

Restricted Byway No. Bolton 381A commencing from a new line from point K at grid reference SD70624 05451 running in a generally west by southerly direction to point E at grid reference SD70616 05450 for a distance of approximately 8 metres as shown by the bold black broken line with arrowheads between points K-E on the order plan over a total distance of approximately 8 metres of a width of 3 metres throughout over a 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 380

Amend the existing statement entry with the following: Replace “Starts at field gate at junction of Path Number 379 and Path Number 381 and runs North and then West around Moss Hall Farm to junction with Path Number 374.” with “commencing from its junction with way Bolton 374 at grid reference SD70555 05499 between fences in a generally east by -northerly direction to grid reference SD70611 05509 for a distance of approximately 59 metres then running in a generally east - south easterly direction with Moss Hall Farm Cottages to the west to grid reference SD70624 05504 for a distance of approximately 14 metres then running in a generally south by easterly direction to grid reference SD70628 05489 for a distance approximately 16 metres then running in a generally south

easterly direction to grid reference SD70641 05479 for a distance of approximately 16 metres then running in a generally southerly direction to grid reference SD70644 05458 for a distance of approximately 21 metres then running in a generally south - south easterly direction to its end at the junction of way Bolton 379 grid reference SD70647 05456 for a distance of approximately 4 metres."

Total Length: 71 metres

Width: Between grid reference SD70555 05499 and SD70611 05509; 3.0 metres throughout. Between grid reference SD70624 05504 and SD70647 05456; 2.3 metres throughout.

Surface Type: natural.

District: Bolton

Path/Way Number: Public Footpath Bolton 379

Amend the existing statement entry with the following: Replace "To end at field at junction of Path Number 380 and Path Number 381 at Moss Hall Farm." with "to its junction with path Bolton 380 at Moss Hall Farm Cottages grid reference SD70647 05456 then running in a generally south-south westerly direction to grid reference SD70644 405452 for a distance of approximately 4 metres then running in a generally west by southerly direction between boundary fence to the north and hedge to the south to its end at the junction of way Bolton 381A grid reference SD70624 05451 for a distance approximately 20 metres."

Total Length: 24 metres

Width: 3.0 metres throughout.

Surface Type: natural.

District: Bolton

Path/Way Number: Public Footpath Bolton 381A

Amend the existing statement entry with the following: with "to grid reference SD70616 05450 then in a generally east by northerly direction between boundary wall to the north and hedge to the south to its end at the junction with way Bolton 379 grid reference SD70624 05451 for a distance of approximately 8 metres."

Total Length: 8 metres

Width: Between grid reference SD70616 05450 and SD70624 05451; 3.0 metres throughout.

Surface Type: Natural.

**THE COMMON SEAL of THE BOROUGH
COUNCIL of BOLTON was hereunto affixed
on the 12th day of October 2022 in the presence of:**



SEALING NO.
22441

Aileen Gorman

Authorised Sealing Officer

**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.380 BOLTON
(PART)) & RESTRICTED BYWAYS BOLTON 379 & 381A (PART) PUBLIC PATH
DIVERSION ORDER AND DEFINITIVE MAP AND STATEMENT MODIFICATION ORDER
2022**

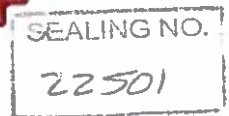
Confirmed as an unopposed order on 7TH December 2022

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

the 7th December 2022 in the presence of:

Allen Gorman

Authorised Sealing Officer



THE BOROUGH COUNCIL OF BOLTON

HIGHWAYS ACT 1980 AND WILDLIFE AND COUNTRYSIDE ACT 1981

NOTICE OF OPERATION

THE BOROUGH COUNCIL OF BOLTON (PUBLIC FOOTPATH NO.380 (PART)
& RESTRICTED BYWAYS BOLTON 379 AND 381A PUBLIC PATH DIVERSION
ORDER AND DEFINITIVE MAP AND STATEMENT MODIFICATION ORDER 2022

The Borough Council of Bolton declared the above-mentioned Order operative on the 25TH January 2023

H Gorman
Borough Solicitor
Town Hall
Bolton, BL1 1RU (LS/SMW/087098)

Helen Gorman



SEALING NO.
22530