

IN THE BOROUGH OF TUNBRIDGE WELLS

NOTICE OF CONFIRMATION OF PUBLIC PATH ORDER

HIGHWAYS ACT 1980

WILDLIFE AND COUNTRYSIDE ACT 1981

THE KENT COUNTY COUNCIL (PUBLIC FOOTPATH WC302 (part), SANDHURST) PUBLIC PATH DIVERSION AND DEFINITIVE MAP AND STATEMENT MODIFICATION ORDER 2019

On 19 March 2020 The Kent County Council confirmed the above Order under Section 119 of the Highways Act 1980.

The effect of that Order as confirmed is to divert the entire width of that length of public footpath numbered WC302, which commences on Crouch Lane at NGR TQ 8082 2844 (point A) and runs north through to south-west, then north-west for 240 metres to another point on public footpath numbered WC302 at NGR TQ 8066 2852 (point B), between the points A-B on the Order plan, and to add a new length of public footpath numbered WC302, which commences at the aforementioned point B and runs south-east for 118 metres to NGR TQ 8076 2846 (point C), then north-east for 49 metres to NGR TQ 8079 2850 (point D), and then south for 79 metres to its connection with Crouch Lane at NGR TQ 8081 2843 (point E), between the points B-C-D-E on the Order plan. The new path will have a width of 2.0 metres between points B-C and a width of 2.5 metres between points C-D-E.

All directions general, all distances approximate.

Due to current restrictions Council offices are closed. Therefore, should you require a copy of the Order and Map, please contact Public Rights of Way Officer Maria McLauchlan on 03000 41 34 20 or maria.mclauchlan@kent.gov.uk

The documents can also be viewed online at www.kent.gov.uk/prownotices

The Order comes into force on 16 April 2020, but if a person aggrieved by the Order wants to question its validity, or that of any provision contained in it, on the ground that it is not within the powers of the Highways Act 1980, as amended, or on the ground that any requirement of the Act, as amended, or of any regulation made under the Act which has not been complied with in relation to the Order, he or she may under Paragraph 2 of Schedule 2 to the Act as applied by Paragraph 5 of Schedule 6 to the Act, within 6 weeks from the 26th June 2020, make an application to the High Court.

**PROW & Access Service
Invicta House
Maidstone
Kent
ME14 1XX**



Dated: 26th June 2020

IN THE BOROUGH OF TUNBRIDGE WELLS

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

**THE KENT COUNTY COUNCIL
(PUBLIC FOOTPATH WC302 (part), SANDHURST)
PUBLIC PATH DIVERSION AND DEFINITIVE MAP AND STATEMENT
MODIFICATION ORDER 2019**

This Order is made by the Kent 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 footpath WC302 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 for the County of Kent (Map Sheet 072 (TQ82NW)) requires 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 applicant has agreed to defray any compensation which becomes payable in consequence of the coming into force of this Order and pay any expenses which are incurred in bringing the new site of the public right of way into a fit condition for use by the public.

Tunbridge Wells 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 Sandhurst and shown by a bold continuous line on the attached map contained in the Order and described in Part I of the schedule to this Order shall be stopped up 28 days from the date of confirmation of the Order and thereupon the Definitive Map for the County of Kent (Map Sheet 072 (TQ82NW)) shall be modified by deleting from it that public right of way.
2. The relevant date of this Order will be as specified in paragraph 1.
3. There shall be, 28 days from the date of confirmation of the Order, a public footpath over the land situate at Sandhurst, described in Part II of the schedule and shown by a bold broken line on the Map contained in this Order, and thereupon the Definitive Map for the County of Kent (Map Sheet 072 (TQ82NW)) shall be modified by adding the path to it.
- 3A. The Definitive Statement for the County of Kent (Map Sheet 072 (TQ82NW)) shall be modified as described in Part IV of the schedule to this Order.

GIVEN UNDER THE SEAL OF THE KENT COUNTY COUNCIL THIS 14th DAY OF NOVEMBER IN THE YEAR TWO THOUSAND AND NINETEEN.

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




.....
Authorised Signatory



117-2019

This Order was confirmed by the Kent County Council on this 19th day of MARCH in the year two thousand and twenty



Authorised signatory

SCHEDULE

PART I: DESCRIPTION OF SITE OF EXISTING PATH OR WAY

The entire width of that length of public footpath numbered WC302, which commences on Crouch Lane at NGR TQ 8082 2844 (point A) and runs generally north through to south-west, then north-west for approximately 240 metres to another point on public footpath numbered WC302 at NGR TQ 8066 2852 (point B). Between the points A-B on the Order plan.

PART II: DESCRIPTION OF SITE OF NEW PATH OR WAY

A new length of public footpath numbered WC302, which commences at the aforementioned point B and runs generally south-east for approximately 118 metres to NGR TQ 8076 2846 (point C), then generally north-east for approximately 49 metres to NGR TQ 8079 2850 (point D), and then generally south for approximately 79 metres to its connection with Crouch Lane at NGR TQ 8081 2843 (point E), approximately 14 metres south-west of the aforementioned point A. Between the points B-C-D-E on the Order plan. The new path will have a width of 2.0 metres between points B-C and a width of 2.5 metres between points C-D-E.

PART III: LIMITATIONS AND CONDITIONS

None.

PART IV: MODIFICATION OF DEFINITIVE STATEMENT

*The entry for **Public Footpath WC302** is modified by the addition of the following:*

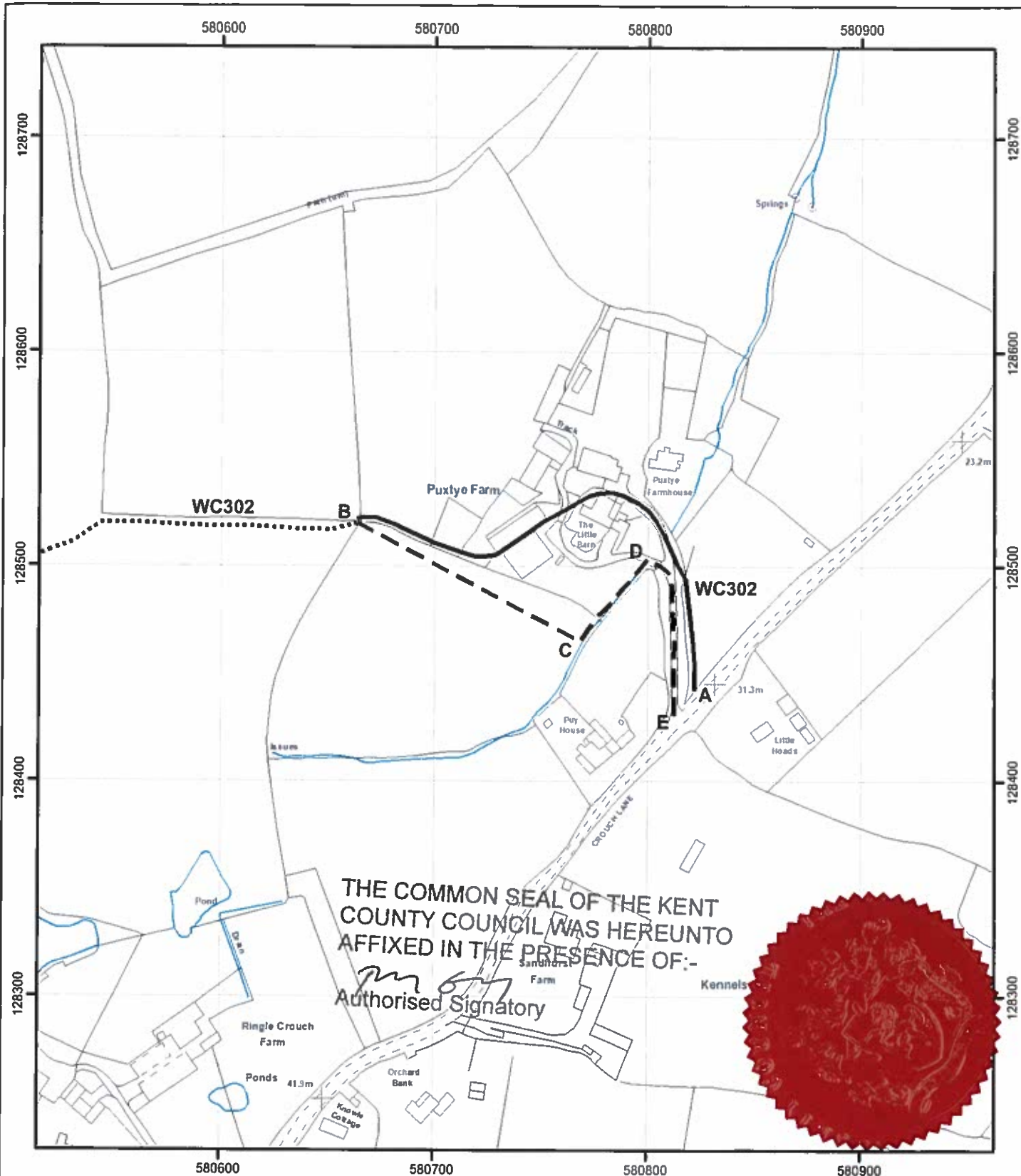
Part diverted by the Kent County Council (Public Footpath WC302 (part), Sandhurst) Public Path Diversion and Definitive Map and Statement Modification Order 2019 The new path will have a width of 2.0 metres between points B-C and a width of 2.5 metres between points C-D-E on the Order plan.

*The connections item for **Public Footpath WC302** is amended as follows:*

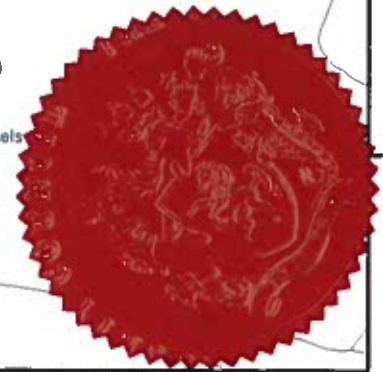
*Delete: D820
Add: Crouch Lane*

HIGHWAYS ACT 1980 WILDLIFE AND COUNTRYSIDE ACT 1981

THE KENT COUNTY COUNCIL (PUBLIC FOOTPATH WC302 (part), SANDHURST) PUBLIC PATH DIVERSION AND DEFINITIVE MAP AND STATEMENT MODIFICATION ORDER 2019



THE COMMON SEAL OF THE KENT COUNTY COUNCIL WAS HEREUNTO AFFIXED IN THE PRESENCE OF:-
[Signature]
 Authorised Signatory



| Key | |
|-----|----------------------|
| | Route to be diverted |
| | New Length of route |
| | Unaffected Routes |

Highways Act 1980
The Kent County Council
(Public Footpath WC302 (part), Sandhurst)
Public Path Diversion and Definitive
Map and Statement Modification Order 2019
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|-------------|-----------------|-------------|----|
| Created by: | MMcL | Checked by: | GR |
| Reference: | PROW/WC302/1527 | | |

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