

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

HIGHWAYS ACT 1980

WILDLIFE AND COUNTRYSIDE ACT 1981

THE METROPOLITAN BOROUGH OF SOLIHULL

(M141 BALSALL STREET, BALSALL COMMON)

PUBLIC PATH DIVERSION ORDER 2016

This order is made by Solihull Metropolitan Borough 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 land owner it is expedient that the line of the footpath described in paragraph 1 of this order 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 Solihull Metropolitan Borough Council definitive map and statement 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.

Balsall Common Parish Council has been consulted as required by section 120(2) of the 1980 Act.

BY THIS ORDER

1. The part of a public right of way over the land situate at Balsall Common and shown by a bold black line on the plan attached to this order (“the plan”) and described in Part 1 of the Schedule to this order shall be stopped up 7 days from the date the authority certify that the line of the new footpath has been brought up to an acceptable standard and thereupon the Solihull Metropolitan Borough Council definitive map shall be modified by deleting from it that public right of way.
2. There shall at the end of 7 days from the date the authority certify that the line of the new footpath has been brought up to an acceptable standard be a public footpath over the land situate at Balsall Common described in Part 2 of the Schedule and shown by a bold black broken line on the map contained in this order and thereupon the Solihull Metropolitan Borough Council definitive map shall be modified by adding that path way to it.
3. 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.

SCHEDULE

Part 1

Description of site of existing path or way

The part of public footpath M141 of undefined width to be stopped up begins at NGR 421562, 276670 Balsall Common (Point A of the plan). The footpath then travels in a generally north north-westerly direction for 230 metres to NGR 421369, 276886 (Point B) where it meets Balsall Street. Over the road the path continues in a more westerly direction before turning again to the north north-west until it reaches NGR 421201, 277089 Point C as shown with a bold black line between points A, B and C on the plan a total distance of 690 metres..

Part 2

Description of site of new path or way

Beginning at NGR 421562, 276670 (Point A on the plan) and having a width of 1.8 metres, the route travels for a short distance in a north-easterly direction before turning generally north to NGR 421417, 276963 (Point B1) where it meets Balsall Street a distance of 301 metres. Over the road the route heads in a north westerly direction for 391 metres to NGR 421201, 277089 Point C as shown with a bold black broken line between points A, B1 and C on the plan.

Part 3

Limitations

The new public footpath shall be subject to the limitation of kissing-gates in the north and south hedge line of Balsall Street at NGR 421420, 276956 and NGR 421407, 276966 (point B1)..

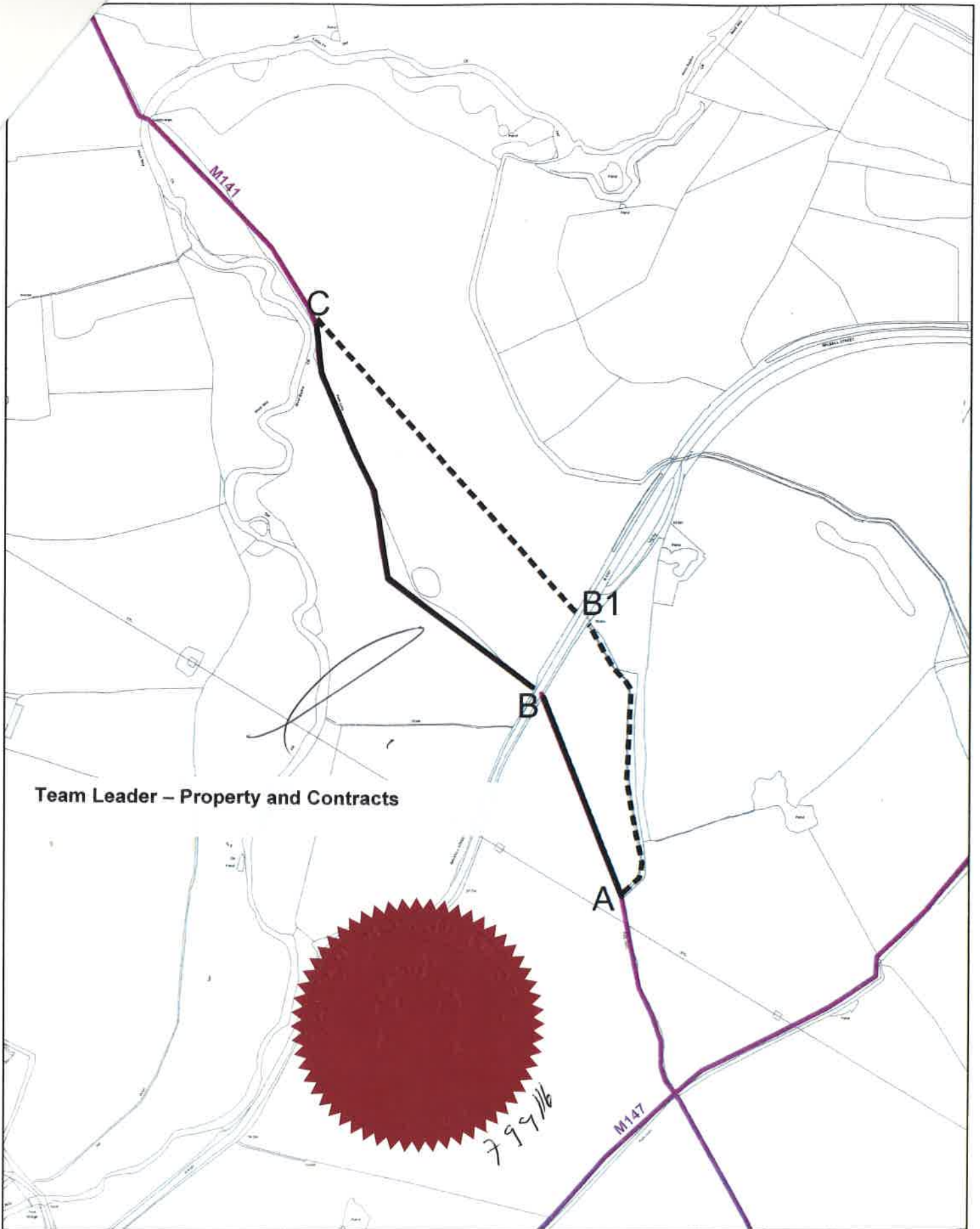
DATED 31st August 2016

THE COMMON SEAL of THE)
METROPOLITAN BOROUGH OF SOLIHULL)

was hereunto affixed in the presence of:-



Team Leader – Property and Contracts



Team Leader – Property and Contracts

Plan showing proposed diversion of public footpath M141, Balsall Street, Balsall Common

- Key:**
- + Public footpaths shown by solid purple line
 - + Section of public footpath proposed to be diverted shown by a solid black line
 - + Line of proposed new footpath alignment shown by broken black line



Plan Scale: 1:5,000
Date: 28/10/2015

Metropolitan Borough of Solihull
PO Box 18, Council House
Solihull, West Midlands
B91 9QS



This is not the Definitive Map but a working copy. While every effort has been made to ensure the accuracy of the data presented, we cannot guarantee that the data will always be accurate and complete. The data is intended to be viewed at a scale of 1:2,500 or smaller. Produced from Ordnance Survey 1:250 mapping with permission of the Controller of Her Majesty's Stationery Office © Crown copyright Licence No. LA100023139 (2007). Unauthorised reproduction infringes Crown Copyright and may lead to prosecution or civil proceedings.