

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

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

**OLDHAM BOROUGH COUNCIL (FOOTPATH 44 SADDLEWORTH)
PUBLIC PATH DIVERSION ORDER 2015**

This order is made by Oldham Borough Council ("the Council") under section 119 of the Highways Act 1980 ("the 1980 Act") because it appears to the Council 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 the path should be diverted.

The owner of the land has agreed to contribute towards any expenses which are incurred in bringing the new site of the path into a fit condition for use by the public.

This order is also made under section 53A(2) of the Wildlife and Countryside Act 1981 ("the 1981 Act") because it appears to the Council that the Oldham Metropolitan Borough Council Definitive Map of Public Rights of Way definitive map and statement 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.

BY THIS ORDER:

1. The public right of way over the land situate at Castlehill Cote, Cote Lane, Castleshaw, Saddleworth, Oldham and shown by a bold continuous line on the map contained in this order and described in Part 1 of the Schedule to this order shall be stopped up after 28 days from the date of confirmation of this order and thereupon the Oldham Metropolitan Borough Council Definitive Map of Public Rights of Way definitive map shall be modified by deleting from it that public right of way.
2. There shall at the end of 28 days from the date of confirmation of this order be a public footpath over the land situate at Castlehill Cote, Cote Lane, Castleshaw, Saddleworth, Oldham described in Part 2 of the Schedule and shown by a bold broken line on the map contained in this order and thereupon the Oldham Metropolitan Borough Council Definitive Map of Public Rights of Way definitive map shall be modified by adding that path 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.
4. The Oldham Metropolitan Borough Council Definitive Map of Public Rights of Way definitive statement shall be modified as described in Part 4 of the Schedule to this order.

SCHEDULE

PART 1

DESCRIPTION OF SITE OF EXISTING PATH OR WAY

Footpath 44 Saddleworth from point A (OS Map Reference 399639 409406) located 15 metres north westerly from the access road to Castleshaw Lower Reservoir then in a north easterly direction to point B (OS Map Reference 399654 409426) at the southern end of Dry Croft Lane.

PART 2

DESCRIPTION OF SITE OF NEW PATH OR WAY

From point C, the pedestrian gate in the masonry wall on Cote Lane (OS Map Reference 399649 409397) located opposite the access road to Castleshaw Lower Reservoir in a north easterly direction for a distance of 14 metres to point D (OS Map Reference 399659 409406) and then north north westerly for a distance of 14 metres to point B (OS Map Reference 399654 409426) at the southern end of Dry Croft Lane.

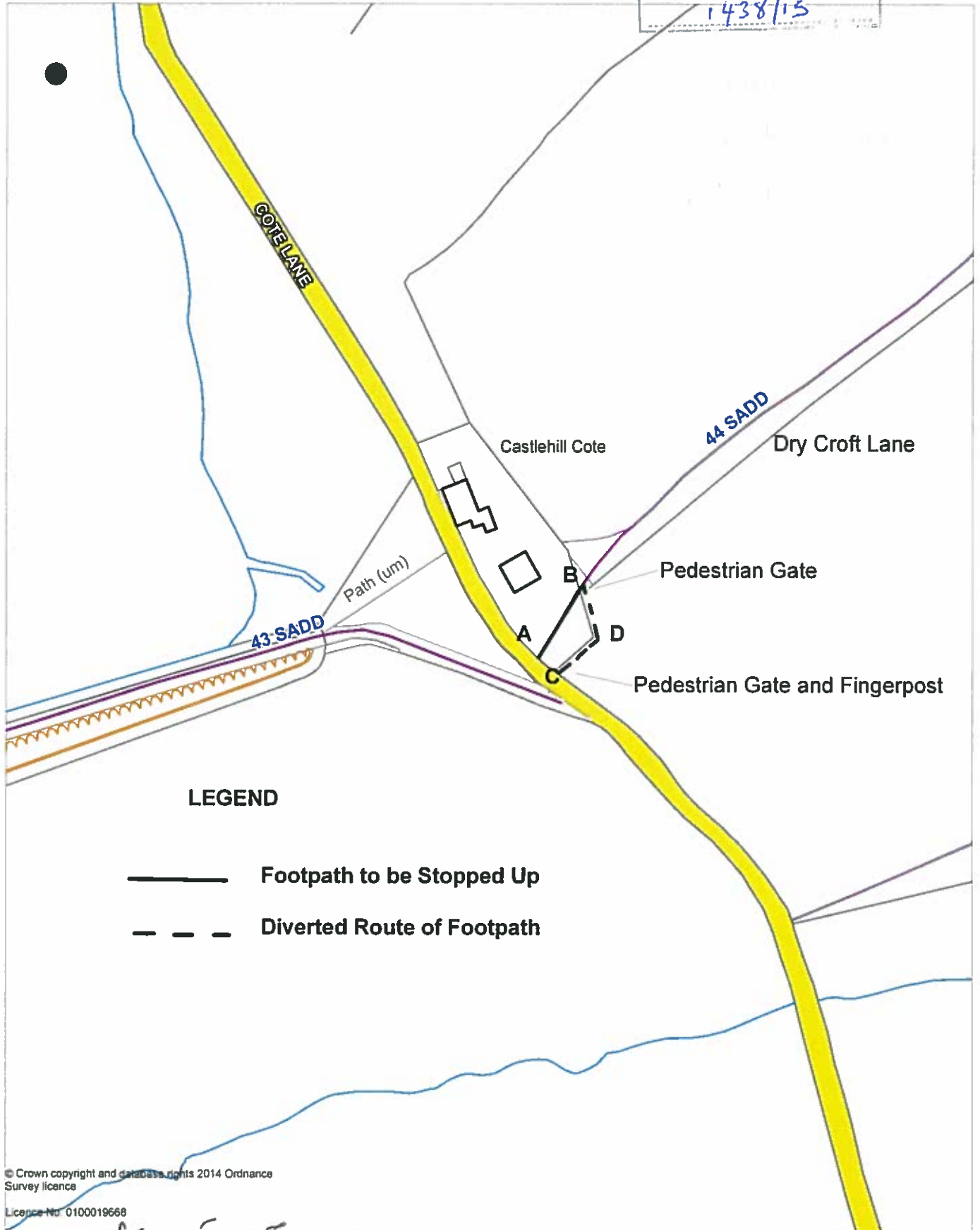
PART 3

LIMITATIONS AND CONDITIONS

Position of path or way to which limitations and conditions apply	Limitations and conditions
Within the boundary wall of the field adjoining Cote Lane	A 1.2 metre wide self closing timber pedestrian gate complying with British Standard 5709:2006
Within the post and wire fencing between fields adjacent to Dry Croft Lane	A 1.2 metre wide self closing timber pedestrian gate complying with British Standard 5709:2006
At the commencement of the diverted footpath on Cote Lane	A 2 blade timber fingerpost complying with 'Information Sheet 6.3' in 'Signage Guidance for Outdoor Access'. Blades to be routed with wording 'Public Footpath'

Number in Seal Book

1438/15



LEGEND

- Footpath to be Stopped Up
- - - Diverted Route of Footpath

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		<p>Project</p>		<p>Drawing No. 764.A4/210/1</p>	
<p>Drawn by s/p</p>		<p>Date 11/11/2014</p>	<p>Purpose of issue Information</p>		
<p>Checked by</p>		<p>Date</p>	<p>Scale at A4 size</p>		
<p>Approved by</p>		<p>Date</p>	<p>1 : 1250</p>		
				<p>Rev.</p>	

PART 4

MODIFICATION OF DEFINITIVE STATEMENT

Variation of particulars of path or way

Statement to be deleted

District and path Number	Page Number	Status	Length	Description	Width
Saddleworth Footpath 44	3c+6B+7A	Footpath	2282 metres	Footpath commencing at its junction with Dirty Lane at Castle Hill Cote and proceeding in a north easterly direction along Dry Croft Lane and northerly direction to Oaken Hill then west and south and finally west to rejoin Dirty Lane at Castleshaw	Approx 2 metres

Statement to be added

District and path Number	Page Number	Status	Length	Description	Width
Saddleworth Footpath 44	3C+6B+7A	Footpath	2282 metres	From pedestrian gate in masonry wall on Cote Lane OS Map Reference 399649 409397 located opposite the access road to Castleshaw Lower Reservoir in a north easterly for a distance of 14 metres to a point 399659 409406 and then northerly for a distance of 13 metres to pedestrian gate then continuing northwards 1 metre to 399654 409426 at the southern end of Dry Croft Lane. Then in a north easterly direction to the north west side of Dry Croft Lane a distance of 215 metres to stile 399826 409559 at Castleshaw Roman Fort. Continuing north easterly at the south eastern side of the Fort a distance to a stile 399997 409665 at Dirty Lane	Approx 2 metres

				From Dirty Lane in a northerly direction to Oaken Hill then west and south and finally west to rejoin Dirty Lane at Castleshaw	
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THE COMMON SEAL of
OLDHAM BOROUGH
COUNCIL was hereunto
affixed on 24 June 2015
in the presence of: -

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Alan Evans

ALAN EVANS
GROUP SOLICITOR

Number in Seal Book
1438/15x