IN THE BOROUGH OF SWALE

HIGHWAYS ACT 1980
WILDLIFE AND COUNTRYSIDE ACT 1981

THE KENT COUNTY COUNCIL
(PUBLIC FOOTPATH ZR668 AT NEWNHAM)
PUBLIC PATH DIVERSION AND DEFINITIVE MAP AND STATEMENT
MODIFICATION ORDER 2020

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 owners of the land crossed by the footpath described in paragraph 1 of this Order it is expedient that the line of footpath ZR668 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 109 TQ95NE) 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.

Swale 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 Newnham 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 109 TQ95NE) 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 Newnham 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 109 TQ95NE) shall be modified by adding the path to it.

3A. The Definitive Statement for the County of Kent (Map Sheet 109 TQ95NE) shall be modified as described in Part IV of the schedule to this Order.
GIVEN UNDER THE SEAL OF THE KENT COUNTY COUNCIL THIS 13TH DAY OF MARCH IN THE YEAR TWO THOUSAND AND TWENTY.

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

[Signature]

Authorised Signatory

229-2020
SCHEDULE

PART I:
DESCRIPTION OF SITE OF EXISTING PATH OR WAY

The entire width of that length of public footpath numbered ZR668, which commences at NGR TQ 9525 5803 (Point A) on Sharsted Hill approximately 55 metres from Public Footpath ZR294 and runs in a generally east-north-east direction for approximately 254 metres to its conclusion at NGR TQ 9518 5810 (Point B) on Sharsted Hill. As shown between points A and B on the Order Plan.

PART II:
DESCRIPTION OF SITE OF NEW PATH OR WAY

A new length of public footpath numbered ZR668 with a width of 2.0 metres, which commences at the aforementioned Point A at NGR TQ 9525 5803 on Sharsted Hill and runs in a generally south easterly direction for approximately 10 metres to then turn generally north eastwards for approximately 10 metres then running in a generally south easterly direction for approximately 100 metres then following the curve of the road in a generally north easterly direction for 180 metres to re-join Sharsted Hill at the aforementioned Point B. Between the points A-B on the Order Plan.

PART III:
LIMITATIONS AND CONDITIONS

None

PART IV:
MODIFICATION OF DEFINITIVE STATEMENT

The entry for Public Footpath ZR668 is modified by the addition of the following:

Diverted by the Kent County Council Public Footpath ZR668, at Newnham Public Path Diversion and Definitive Map and Statement Modification Order 2020 with a width of 2.0 metres for the new length of path.

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