DARLINGTON BOROUGH COUNCIL (PUBLIC FOOTPATH 6 HURWORTH) DIVERSION ORDER 2024

This Order is made by Darlington Borough Council under Section 119 of the Highways Act 1980 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 and the public enjoyment of the footpath it is expedient that the line of the footpath should be diverted.

Lucas Whitehouse acting by his Deputy The Irwin Mitchell Trust Corporation Limited of Rose Villa, Timmy's Lane, Hurworth, Darlington DL2 2AJ ('the Applicant') 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 footpath into a fit condition for use by the public.

BY THIS ORDER

- 1. The public footpath over the land situate in Hurworth shown by a purple line on the attached map and described in Part 1 of the Schedule to this Order ('the Schedule') shall be stopped up as provided in paragraph 3 below.
- 2. There shall be a public footpath over the land shown by a red line on the attached map and described in Part 2 of the Schedule as provided in paragraph 3 below.
- 3. The stopping up of the footpath described in Part 1 of the Schedule shall have effect on the date on which the footpath described in Part 2 of the Schedule has been constructed to the satisfaction of the Council and is available for use.
- 4. The Applicant is hereby required to carry out and pay for the works required in bringing the new footpath into a fit condition for use by the public in consequence of the coming into force of this Order and any expenses which are incurred.
- 5. Where immediately before the date on which the footpath is diverted there is apparatus under, in, on, over, along or across it belonging to statutory undertakers for the purpose of carrying on their undertaking, the undertakers shall continue to have the same rights in respect of the apparatus as they then had.

SCHEDULE

PART 1

DESCRIPTION OF SITE OF EXISTING FOOTPATH

	The width is undefined
, man worth	finally cross field to Point E at NZ 31309 10347
Hurworth	garden and a building before proceeding through two hedge lines and
Footpath No. 6	Starting at Point A, NZ 31203 10276 heading north east through bushes, a

PART 2

DESCRIPTION OF SITE OF NEW FOOTPATH

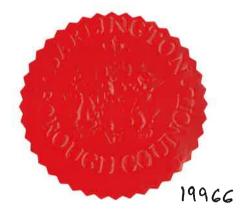
Footpath No. 6	Starting at Point A, NZ 31203 10276 heading north along a farm track to
Hurworth	Point B – NZ 31212 10395. It then continues east by a field boundary to Point C – NZ 31237 10392 before heading southeast cross field to Point D – NZ 31265 10362. Finally, the path continues cross field east south east to the field boundary at Point E – NZ 31309 10347. The width is 1.5 metres

Dated this 4th March 2024

The COMMON SEAL of DARLINGTON BOROUGH COUNCIL was hereto affixed in the presence of:

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Authorised Signatory







Public Rights of Way Services Group Darlington Borough Council 17 Allington Way Darlington DL1 4QB PROW Designation
Public Footpath
Proposed route

A NZ 31203 10276 B NZ 31212 10395

B NZ 31212 10395 C NZ 31237 10392 D NZ 31265 10362 E NZ 31309 10347 Drawn by: GM

Date: 28/02/2024

Scale: 1:900

Plan to the proposed Section 119 PPO diversion of Hurworth Public Footpath 6 at Rose Villa, Timmy's Lane, Hurworth in the Borough of Darlington.

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DECISION NOT TO CONFIRM ORDER

A decision not to confirm this Order was taken by Darlington Borough Council on the 11th June 2024. The Council have confirmed the Darlington Borough Council (Public Footpath 6, Hurworth) Diversion Order No.2 2024 on the same date.

Signed on behalf of Darlington Borough Council by

Authorised Signatory

Dated: 11th June 2024

