

**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

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

PART 2

DESCRIPTION OF SITE OF NEW FOOTPATH

<p>Footpath No. 6 Hurworth</p>	<p>Starting at Point A, NZ 31203 10276 heading north along a farm track to 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.</p> <p>The width is 1.5 metres</p>
------------------------------------	---

Dated this 4th March 2024

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



Authorised Signatory





19966



DARLINGTON
Borough Council

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
 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.

This map is reproduced from Ordnance Survey material with the permission of Ordnance Survey on behalf of the Controller of Her Majesty's Stationery Office. © Crown copyright. Licence Number 100023728

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

A handwritten signature in black ink, appearing to be the initials 'AS' followed by a long, sweeping flourish.

Authorised Signatory

Dated: 11th June 2024

