

**DARLINGTON BOROUGH COUNCIL
(PUBLIC FOOTPATH 6 HURWORTH)
DIVERSION ORDER NO.2 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 F at NZ 31309 10347 The width is undefined
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PART 2

DESCRIPTION OF SITE OF NEW FOOTPATH

<p>Footpath No. 6 Hurworth</p>	<p>Starting at Point A, NZ 31203 10276 along a farm track north toward Point B, NZ 31210 10370. From there moving just off the track on to the verge to the east of the track. Then continuing north running parallel to the track toward Point C, NZ 31215 10394. From there proceeding east along the south side of the boundary with Brookside Farm to Point D, NZ 31237 10392. Then running south east to Point E, NZ 31265 10362 across the field. Then continuing east south east toward the east boundary of the field at Point F, NZ 31309 10347 where it rejoins the existing line of the public footpath.</p> <p>The width is 1.5 metres</p>
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Dated this 3rd May 2024

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



Authorised Signatory



200025



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 31210 10370
- C NZ 31215 10394
- D NZ 31237 10392
- E NZ 31265 10362
- F NZ 31309 10347

Drawn by: GM

Date: 01/05/2024

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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This Order is hereby confirmed this 11th June 2024

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

A handwritten signature in black ink, consisting of a stylized 'a' followed by a cursive flourish.

Authorised Signatory



200079

