

# **PUBLIC PATH DIVERSION ORDER**

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

**WORCESTERSHIRE COUNTY COUNCIL**

**DIVERSION OF FOOTPATH AK-536 (PART) (FORMERLY FOOTPATH No 16) IN THE  
PARISH OF ALFRICK**

**PUBLIC PATH DIVERSION AND DEFINITIVE MAP MODIFICATION ORDER 2024 (2)**

This Order is made by Worcestershire 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 public and owners of the land crossed by the footpath it is expedient that the line of the footpath 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 County of Worcestershire 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.

The applicant has agreed to defray any expenses which are incurred in bringing the new site of the footpaths into a fit condition for use by the public ("the works to the new site").

Malvern Hills District Council have been consulted about the making of the Order as required by Section 120(2) of the 1980 Act.

## **BY THIS ORDER:**

1. The public rights of way over the land situated at Alfrick 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 on the date of confirmation of this order, and thereupon the County of Worcestershire definitive map and statement shall be modified accordingly.
2. Notwithstanding this Order any statutory undertaker as shall for the time being have statutory powers in that respect shall have the right to open up the land referred to in paragraph 1 to install, maintain or alter their apparatus.
3. There shall on the date of confirmation of this order be a public footpath over the land situated at Alfrick described in Part 2 of the Schedule and shown by a bold broken line on the map contained in this Order, and thereupon the County of Worcestershire definitive map and statement shall be modified accordingly.
4. The County of Worcestershire definitive statement shall be modified as described in Part 4 of the schedule to this Order.

5. 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.

Dated 24 October 2024

The Common Seal of  
Worcestershire County Council  
was affixed hereto in the presence of:- L Williams, Principal Solicitor

## SCHEDULE

### PART 1

#### Description of Site of Existing Footpath

##### **FOOTPATH AK-536 (PART) (FORMERLY FOOTPATH No. 16)**

The length and entire width of AK-536 (part) in the parish of Alfrick, to be diverted, commences at Ordnance Survey Grid Reference (OSGR) SO 7481 5330 (point A on the order plan). The path continues in a northerly, then easterly direction to meet Folley Road at OSGR SO 7495 5329 (point B on the order plan).

The total distance of the section to be diverted is 150 metres.

### PART 2

#### Description of Site of New Footpath

##### **FOOTPATH AK-536 (PART) (FORMERLY FOOTPATH No. 16)**

The diverted length of AK-536 (part) in the parish of Alfrick, commences at OSGR SO 7481 5330 (point A on the order plan) with a minimum width of 2 metres proceeding in an east southeasterly direction for 30 metres to OSGR SO 7484 5329 (point C on the order plan). It turns due east for 74 metres to OSGR SO 7492 5330 (point D on the order plan) where the width narrows slightly to a width of 1.9 metres for a further 30 metres to a pedestrian gate on Folley Road at OSGR SO 7495 5330 (point E on the order plan).

The total distance of the diverted section is 134 metres.

### PART 3

#### Limitations and Conditions

##### **FOOTPATH AK-536 (PART) (FORMERLY FOOTPATH No. 16)**

**Position on path to which Limitations and Conditions apply**

**Limitations and Conditions**

Point E OSGR SO 7495 5330

Pedestrian gate

## PART 4

### Modification of Definitive Statement

#### Variations of Particulars of Path

#### **FOOTPATH AK-536 (PART) (FORMERLY FOOTPATH No. 16)**

(Variations to definitive statement shown in bold, text to be removed struck through)

536 Formerly No 16

Parish of Alfrick

District of **Malvern Hills (formerly Martley)**

Map Reference XXXII. S.E. **Definitive Map Grid 75-10**

Classification Footpath

Length ~~0.11 miles~~ **0.10 miles.**

Location

Commencing on the Knightwick to Alfrick Road 300 yds. E. of Alfrick Court, path runs NE to **OSGR SO 7481 5330 where it continues with a minimum width of 2 metres proceeding in an east southeasterly direction for 30 metres to OSGR SO 7484 5329.** It turns due east for 74 metres to **OSGR SO 7492 5330 where the width narrows slightly to a width of 1.9 metres for a further 30 metres to a pedestrian gate on Folley Road at OSGR SO 7495 5330** ~~SE N of E to join Folley Road~~ 175 yds. North of the school.

#### **Diverted under HA 1980, PPDO 2024**

Diverted under T.C.P.A. 1968.

Description General

Field gate, **track**, pasture, ~~stile~~, **narrow section between fences.** ~~pasture. One strand of barbed wire before hedge.~~

Worcestershire County Council in  
exercise of the powers conferred  
upon them in that behalf confirmed  
this Order on 19/12/24  
Clare Taylor  
Principal Solicitor

## ORIGINAL ORDER DOCUMENTS

### Original Order Document

# PUBLIC PATH DIVERSION ORDER

HIGHWAYS ACT 1980  
WILDLIFE AND COUNTRYSIDE ACT 1981

WORCESTERSHIRE COUNTY COUNCIL

**DIVERSION OF FOOTPATH AK-536 (PART) (FORMERLY FOOTPATH No 16) IN THE  
PARISH OF ALFRICK**

### **PUBLIC PATH DIVERSION AND DEFINITIVE MAP MODIFICATION ORDER 2024 (2)**

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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 County of Worcestershire 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.

The applicant has agreed to defray any expenses which are incurred in bringing the new site of the footpaths into a fit condition for use by the public ("the works to the new site").

Malvern Hills District Council have been consulted about the making of the Order as required by Section 120(2) of the 1980 Act.

### **BY THIS ORDER:**

1. The public rights of way over the land situated at Alfrick 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 on the date of confirmation of this order, and thereupon the County of Worcestershire definitive map and statement shall be modified accordingly.
2. Notwithstanding this Order any statutory undertaker as shall for the time being have statutory powers in that respect shall have the right to open up the land referred to in paragraph 1 to install, maintain or alter their apparatus.
3. There shall on the date of confirmation of this order be a public footpath over the land situated at Alfrick described in Part 2 of the Schedule and shown by a bold broken line on the map contained in this Order, and thereupon the County of Worcestershire definitive map and statement shall be modified accordingly.
4. The County of Worcestershire definitive statement shall be modified as described in Part 4 of the schedule to this Order.

5. 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.

Dated 24 OCTOBER 2024

The Common Seal of  
Worcestershire County Council  
was affixed hereto in the presence of:-



*L. Williams*

Laura Williams  
Principal Solicitor

## SCHEDULE

### PART 1

#### Description of Site of Existing Footpath

##### **FOOTPATH AK-536 (PART) (FORMERLY FOOTPATH No. 16)**

The length and entire width of AK-536 (part) in the parish of Alfrick, to be diverted, commences at Ordnance Survey Grid Reference (OSGR) SO 7481 5330 (point A on the order plan). The path continues in a northerly, then easterly direction to meet Folley Road at OSGR SO 7495 5329 (point B on the order plan).

The total distance of the section to be diverted is 150 metres.

### PART 2

#### Description of Site of New Footpath

##### **FOOTPATH AK-536 (PART) (FORMERLY FOOTPATH No. 16)**

The diverted length of AK-536 (part) in the parish of Alfrick, commences at OSGR SO 7481 5330 (point A on the order plan) with a minimum width of 2 metres proceeding in an east southeasterly direction for 30 metres to OSGR SO 7484 5329 (point C on the order plan). It turns due east for 74 metres to OSGR SO 7492 5330 (point D on the order plan) where the width narrows slightly to a width of 1.9 metres for a further 30 metres to a pedestrian gate on Folley Road at OSGR SO 7495 5330 (point E on the order plan).

The total distance of the diverted section is 134 metres.

### PART 3

#### Limitations and Conditions

##### **FOOTPATH AK-536 (PART) (FORMERLY FOOTPATH No. 16)**

**Position on path to which Limitations and Conditions apply**

**Limitations and Conditions**

Point E OSGR SO 7495 5330

Pedestrian gate

**PART 4**

**Modification of Definitive Statement**

**Variations of Particulars of Path**

**FOOTPATH AK-536 (PART) (FORMERLY FOOTPATH No. 16)**

(Variations to definitive statement shown in bold, text to be removed struck through)

536 Formerly No 16

Parish of Alfrick

District of **Malvern Hills** (formerly Martley)

Map Reference XXXII. S.E. **Definitive Map Grid 75-10**

Classification Footpath

Length ~~0.11 miles~~ **0.10 miles.**

Location

Commencing on the Knightwick to Alfrick Road 300 yds. E. of Alfrick Court, path runs NE to **OSGR SO 7481 5330** where it continues with a minimum width of 2 metres proceeding in an east southeasterly direction for 30 metres to **OSGR SO 7484 5329**. It turns due east for 74 metres to **OSGR SO 7492 5330** where the width narrows slightly to a width of 1.9 metres for a further 30 metres to a pedestrian gate on Folley Road at **OSGR SO 7495 5330** ~~SE-N of E to join Folly Road~~ 175 yds. North of the school.

**Diverted under HA 1980, PPDO 2024**

Diverted under T.C.P.A. 1968.

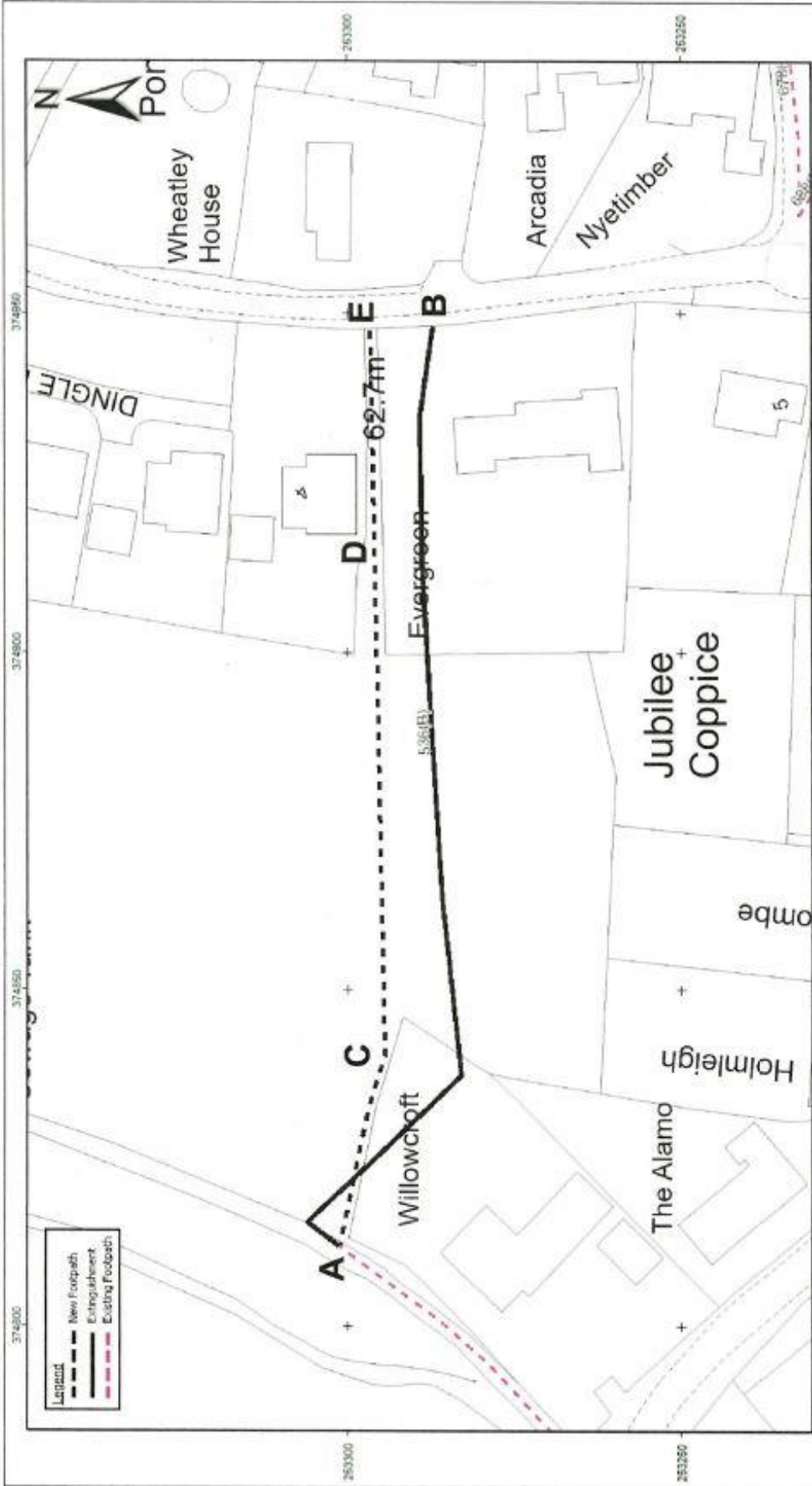
Description General

Field gate, **track**, pasture, ~~stile~~, **narrow section between fences.** pasture. ~~One strand of barbed wire before hedge.~~

Worcestershire County Council in  
exercise of the powers conferred  
upon them in that behalf confirmed  
this Order on 19/12/24

*Clare Taylor*  
Principal Solicitor  
CLARE TAYLOR





Countrywide Service  
Worcester Woods Country Park  
Willow Drive  
Worcester  
WR5 2LG

D607 - Diversion of Footpath AK-536 in the Parish of Alfrick Under Section 119 of the Highways Act 1980 and Section 53 of the Wildlife and Countryside Act 1981