

NOTICE OF MAKING AN ORDER

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

HAMPSHIRE COUNTY COUNCIL

**THE HAMPSHIRE (EAST HAMPSHIRE BOROUGH COUNCIL NO.30)
(PARISH OF ALTON – PART OF FOOTPATH NO.29B)
PUBLIC PATH DIVERSION AND DEFINITIVE MAP
AND STATEMENT MODIFICATION ORDER 2023**

The above-named Order, made on 21 September 2023 under Section 119b of the Highways Act 1980, will divert the public footpath from its current alignment commencing at SU 7277 4082 and continuing to SU 7313 4115 along a path between Treloar School buildings to a junction with Howards Lane, to a new alignment commencing at SU 7277 4082 and proceeding north-eastwards through an arable field and following the school boundary and past Howards Farm to a junction with Howards Lane.

A copy of the Order and the Order map have been placed and may be seen free of charge at the offices of Hampshire County Council, The Castle, Winchester, SO23 8UJ and at the offices of East Hampshire District Council, Penns Place, Petersfield, GU31 4EX; or online at www.hants.gov.uk/publicnotices. Copies of the Order and the map can be provided on request.

Any representations about or objections to the Order may be sent in writing to the Head of Countryside Access, Hampshire County Council, The Castle, Winchester, SO23 8UJ or via e-mail to row.notices@hants.gov.uk quoting reference:- PPO 5207 no later than 27 October 2023. Please state the grounds on which they are made.

The personal data you provide in any representation will be treated in accordance with Data Protection Legislation, and may be published in a decision report, be disclosed to other interested parties, including the landowner (or their representatives). It may also be made public if the matter is referred to the Planning Inspectorate. Your data will be retained for a maximum period of 2 years from the date that the application is resolved. The legal basis for our use of this information is the compliance with a legal obligation – Highways Act 1980.

You have some legal rights in respect of the personal information we collect from you. Please see our website Data Protection page for further details (www.hants.gov.uk/dataprotection). You can contact the County Council's Data Protection Officer at data.protection@hants.gov.uk. If you have a concern about the way we are collecting or using your personal data, you should raise your concern with us in the first instance or directly to the Information Commissioner's Office at <https://ico.org.uk/concerns/>.

If no such representations or objections are duly made, or if any so made are withdrawn, Hampshire County Council may confirm the Order as an unopposed order. If the Order is sent to the Secretary of State for Environment, Food and Rural

Affairs for confirmation any representations and objections which have not been withdrawn will be sent with the Order.

DATED this 29th day of September 2023

PATRICK BLOGG, Director of Universal Services, The Castle, Winchester, SO23
8UJ

**HAMPSHIRE COUNTY COUNCIL
HIGHWAYS ACT 1980
WILDLIFE AND COUNTRYSIDE ACT 1981**

**THE HAMPSHIRE (EAST HAMPSHIRE BOROUGH COUNCIL NO.30)
(PARISH OF ALTON – PART OF FOOTPATH NO.29B)
PUBLIC PATH DIVERSION AND DEFINITIVE MAP
AND STATEMENT MODIFICATION ORDER 2023**

This Order is made by Hampshire County Council (“the authority”) under Section 119B(1)(B) of the Highways Act 1980 (“the 1980 Act”) because it appears to the authority that:

It is expedient, for the purpose of protecting pupils or staff from –

- (i) violence or the threat of violence,
- (ii) harassment,
- (iii) alarm or distress arising from unlawful activity, or
- (iv) any other risk to their health or safety arising from such activity,

that the line of the highways, or part of that line, 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 Hampshire Definitive Map and Statement of Public Rights of Way (dated 15th December 2007) 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.

Treloar's College have 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 path into a fit condition for use by the public.

The police authority (Hampshire Police Authority) for the area in which the highway lies has been consulted as required by section 119B (6) of the 1980 Act.

East Hampshire 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 Alton 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 when Hampshire County Council has certified that the work necessary to bring the site of the new footpath, specified in paragraph 3 below, into a fit condition for use by the public has been carried out, and thereupon the Hampshire Definitive Map of Public Rights of Way (dated 15th December 2007) shall be modified by deleting from it that public right of way.

2. Notwithstanding this Order all Statutory Undertakers shall have the same rights over the land referred to in paragraph 1 as they have hitherto enjoyed.
 3. There shall be from the date of certification of this Order a public footpath over the land situate at Alton described in Part 2 of the Schedule and shown by a bold broken line on the map contained in this Order, and thereupon the Hampshire Definitive Map of Public Rights of Way (dated 15th December 2007) shall be modified by adding that footpath to it.
- 3A. The Hampshire Definitive Statement of Public Rights of Way (dated 15th December 2007) shall be modified as described in Part 4 of the Schedule to this Order.

GIVEN this 21st day of September 2023

THE COMMON SEAL of HAMPSHIRE)
 COUNTY COUNCIL was hereunto)
 affixed in the presence of:-)



34/9/23

Authorised Signatory

SCHEDULE

PART 1

DESCRIPTION OF SITE OF EXISTING RIGHTS OF WAY

**Alton Footpath No.29b
 SU 7277 4082 to SU 7313 4115**

That part of Footpath No. 29b in the Parish of Alton, commencing at SU 7277 4082 (Point A on the plan), proceeding north-eastwards along path between school buildings and the carpark, to a junction with Howards Lane SU 7313 4115 (Point B).

Approximately 490 metres in length.

PART 2

DESCRIPTION OF SITE OF NEW RIGHT OF WAY

Alton Footpath No.29b

SU 7277 4082 to 7307 4123 via SU 7280 4098

A 2-metre-wide path in the Parish of Alton, commencing at SU 7277 4082 (Point A on the plan), proceeding north-eastwards through arable field to SU 7280 4098 (Point C), continuing north-eastward along fence boundary of the school to the south and edge of field to the north, to a junction with Howards Lane SU 7307 4123 (Point D).

Approximately 536 metres in length.

PART 3

LIMITATIONS AND CONDITIONS

None

PART 4

MODIFICATION OF DEFINITIVE STATEMENT

Variation of particulars of path or way

The Definitive Statement for the Parish of Alton shall be amended as follows:

Delete:

'7313 4115
Howards Lane'

Add:

'7307 4123
Howards Lane'

'The path follows a diverted route, 2 metres wide, between 7277 4082 and 7307 4123'

NOTE: ALL LENGTHS ARE APPROXIMATE

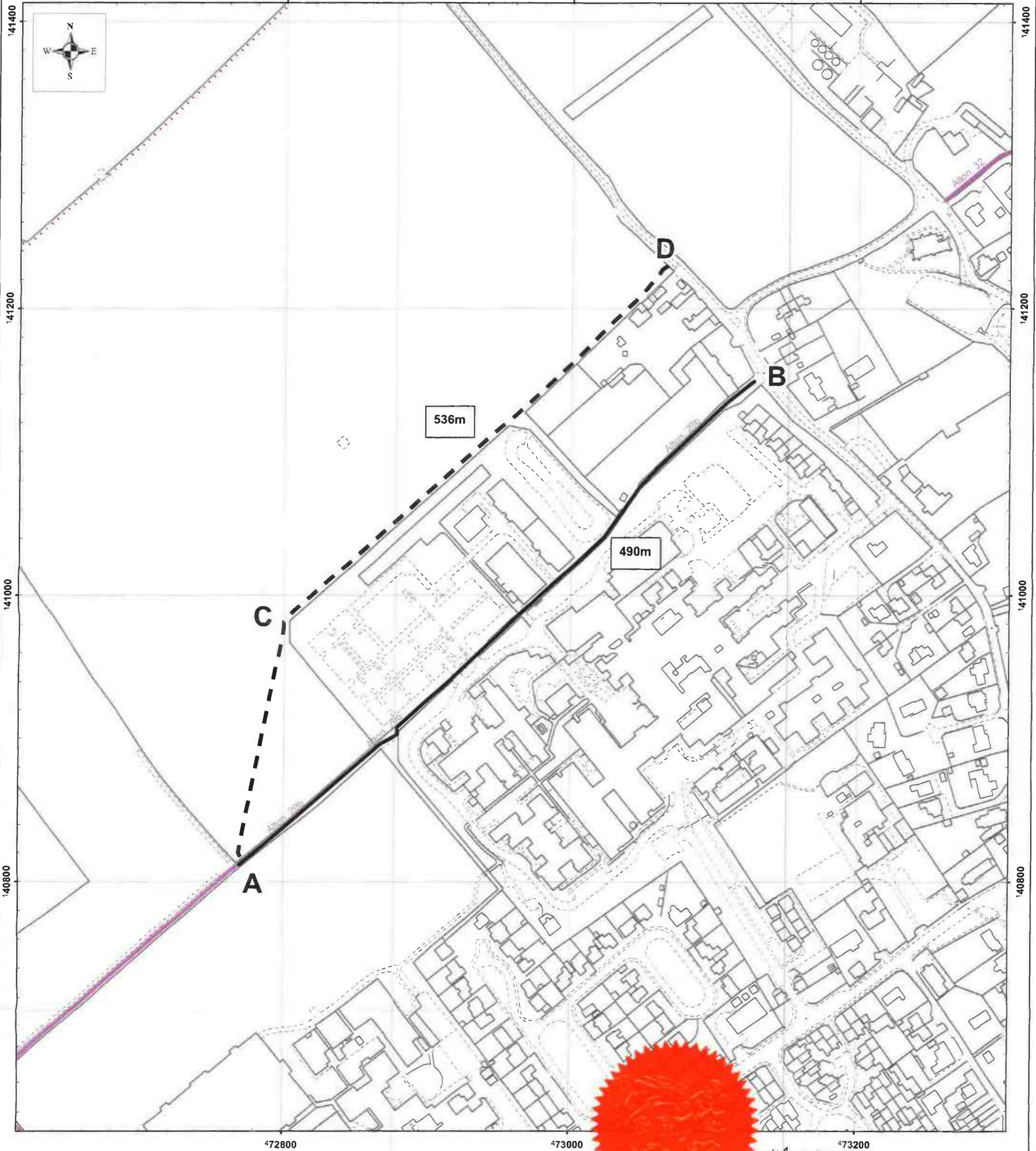
HAMPSHIRE COUNTY COUNCIL

MAP REFERRED TO IN

THE HAMPSHIRE (EAST HAMPSHIRE DISTRICT NO.30)


(PARISH OF ALTON - PART OF FOOTPATH NO.29B)

PUBLIC PATH DIVERSION AND DEFINITIVE MAP MODIFICATION ORDER 2023



SCALE 1:2,500

LEGEND

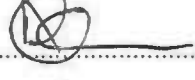
PUBLIC FOOTPATH TO BE CREATED :- 

EXISTING PUBLIC FOOTPATH:- 

PUBLIC FOOTPATH TO BE DELETED:- 


MAP PRODUCED FROM DIGITAL DATA SUPPLIED BY ORDNANCE SURVEY

THE COMMON SEAL OF HAMPSHIRE COUNTY COUNCIL WAS HEREUNTO AFFIXED IN THE PRESENCE OF:-

 AUTHORIZED SIGNATORY
ADRIAN OWEN AUTHORIZED OFFICER

DATE 21.09.23




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PATRICK BLOGG, DIRECTOR OF UNIVERSAL SERVICES, WINCHESTER