

**HIGHWAYS ACT 1980
WILDLIFE AND COUNTRYSIDE ACT 1981
KIRKLEES COUNCIL (PUBLIC FOOTPATH SPENBOROUGH 110 (PART) NEAR
SPEN VALLEY LEISURE CENTRE, BRADFORD ROAD, LIVERSEDGE)
PUBLIC PATH DIVERSION AND DEFINITIVE MAP AND STATEMENT
MODIFICATION ORDER 2021**

This Order is made by the Council of the Borough of Kirklees ("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 owner of the land crossed by the footpath described in paragraph 1 of this order it is expedient that the line of the path 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 West Yorkshire Metropolitan County Council Definitive Map and Statement for the Kirklees Metropolitan District Area requires 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.

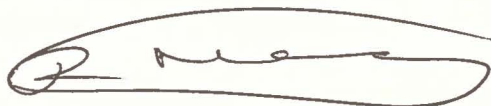
The applicant, Kirklees Council, has agreed to defray any compensation which becomes payable in consequence of the coming into force of this order and any expenses which are incurred in bringing the new site at the path into a fit condition for use by the public.

BY THIS ORDER:

1. The public right of way over the land situate Spen Valley Leisure Centre, Bradford Road, Liversedge 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 ("the Schedule") shall be stopped up after 14 days from the date of confirmation of this order and thereupon the West Yorkshire Metropolitan County Council Definitive Map and Statement for the Kirklees Metropolitan District Council shall be modified by deleting from it that public right of way.
2. Notwithstanding this order, where immediately before the date on which the footpath is diverted pursuant to this order there is apparatus under, in, on, over, along or across that footpath 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.
3. There shall at the end of 14 days from the date of confirmation of this order be a public footpath over the land situate Spen Valley Leisure Centre, Bradford Road, Liversedge described in Part 2 of the Schedule and shown by a bold broken line on the map attached to this order and thereupon the West Yorkshire Metropolitan County Council Definitive Map and Statement for the Kirklees Metropolitan District Council shall be modified by adding that path to it.
4. The West Yorkshire Metropolitan County Council Definitive Map and Statement for the Kirklees Metropolitan District Council shall be modified as described in Part 3 of the Schedule to this order.

5. This Order may be cited as the "Kirklees Council (Public Footpath Spenborough 110 (Part) near Spen Valley Leisure Centre, Bradford Road, Liversedge) Public Path Diversion and Definitive Map and Statement Modification Order 2021".

GIVEN under the Corporate Common Seal)
of the Council of the Borough of Kirklees)
this Twelfth day of May)
Two thousand and twenty one)



014125

~~Service Director – Legal, Governance and Commissioning~~/Authorised Signatory

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SCHEDULE

PART I

Description of site of existing path (to be stopped up)

Public footpath Spenborough 110 having a width of 1.2 metres and shown on the plan annexed hereto by a bold solid line commencing at point A at grid reference 2000 2450 and proceeding in a south westerly then south easterly then south westerly direction for 192 metres to point B at grid reference 1991 2436

PART 2

Description of site of new path (to be created)

Public footpath Spenborough 110 shown on the plan annexed hereto by a bold dashed line commencing at Bradford Road at point C at grid reference 1999 2451 and proceeding in a south-westerly then south easterly direction at a width of 2 metres for 97 metres to point D at grid reference SE 1994 2443 then continuing with a width of 3 metres for 74 metres to point E at SE 1992 2437 then continuing in a south south-westerly direction for 18 metres to point B at grid reference 1991 2436

Width: C – D, 2 metres, Tarmac
D – E, 3 metres, planings
E – B, 2 metres, tarmac

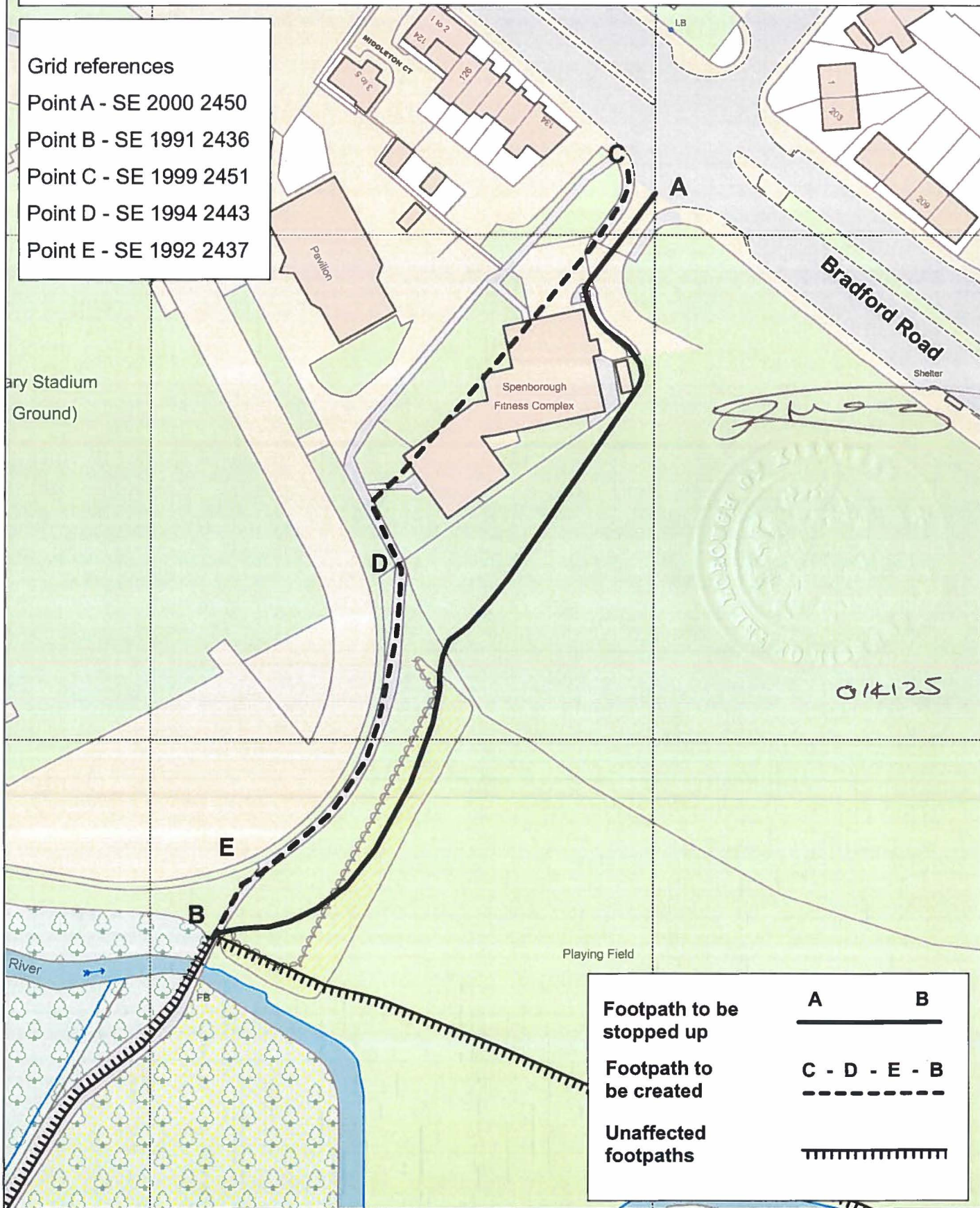
Length: 189 metres

Surface: Tarmac 97 metres
Planings 74 metres
tarmac 18 metres

**Highways Act 1980, section 119. Wildlife and Countryside Act 1981, section 53A(2)
Spenborough public footpath 110 (part) near former Spen Valley Leisure Centre,
Bradford Road, Liversedge**

Grid references

- Point A - SE 2000 2450
- Point B - SE 1991 2436
- Point C - SE 1999 2451
- Point D - SE 1994 2443
- Point E - SE 1992 2437



	A	B
Footpath to be stopped up	—————	
Footpath to be created	- - - - -	
Unaffected footpaths		



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Ordnance Survey 100019241



map prepared on 28 January 2021

Scale 1 : 1000

PART 3 - MODIFICATION OF DEFINITIVE MAP AND STATEMENT

AREA: Spenborough

Title of Legal Event giving rise to modification	Highways Act 1980, section 119. Wildlife and Countryside Act 1981, section 53(A)(2) Kirklees Council (Public footpath Spenborough 110 (part) near Spen Valley Leisure Centre, Bradford Road, Liversedge). Public path diversion and definitive map and statement modification order 2021
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Modification of the Definitive Map

Annexed map ref no.	Path no.	modification	from point	to point	via points	Width (m)	Approx length (m)
1	110	Footpath deletion	A	B		1.2	192
1	110	Footpath addition	C	D		2	97
1	110	Footpath addition	D	E		3	74
1	110	Footpath addition	E	B		2	18

Modification of the Definitive Statement

Path Number	Map ref	Description of Route	Nature of Surface	Length (m)	Width (m)	General
110	SE 12 SE / 1924	Footpath commencing at its junction with Bradford Road (A638) and proceeding in a south westerly then southerly direction to Halifax Road at Knowler Hill	part earth, part metalled	548	1.2	1 field gate 1 foot bridge 2 stiles 1 wicket gate
			tarmac	97	2	
			planings	74	3	
			tarmac	18	2	

Dated 12th May 2021

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