

**PUBLIC PATH DIVERSION AND DEFINITIVE MAP AND STATEMENT
MODIFICATION ORDER
HIGHWAYS ACT 1980
WILDLIFE AND COUNTRYSIDE ACT 1981**

**The Oxfordshire County Council,
Old Marston Footpath No. 10 (part),
Public Path Diversion and Definitive Map and Statement Modification
Order 2023**

This Order is made by The Oxfordshire County Council ('the authority') under section 119 of the Highways Act 1980 because it appears to the authority that in the interests of the owners of the land crossed by the public right of way it is expedient that the line of the way described in Article 1 of this Order 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 Oxfordshire County Council Definitive Map and Statement of Public Rights of Way for Oxfordshire 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.

Oxford City Council has been consulted as required by Section 120(2) of the Highways Act 1980.

BY THIS ORDER:

1. The public right of way over the land situated in the parish of Old Marston 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 extinguished on the date of confirmation of this Order and thereupon the Oxfordshire County Council Definitive Map of Public Rights of Way for Oxfordshire shall be modified by deleting from it that public right of way, and the Definitive Statement shall be modified as described in Part 3 of the Schedule to this Order.
2. There shall be from the date of confirmation a public footpath over the land situated in the parish of Old Marston (as described in Part 2 of the Schedule) and shown by a bold broken line on the map attached to this Order, and thereupon the Oxfordshire County Council Definitive Map of Public Rights of Way for Oxfordshire shall be modified by adding that right of way to it, and the Definitive Statement shall be modified as described in Part 3 of the Schedule to this Order.
3. Notwithstanding this Order, statutory undertakers with apparatus over/under the land described in Article 1 above shall continue to have the same rights in respect of such apparatus as they had immediately before the date of this Order.

Dated this 30th day of October 2023

THE COMMON SEAL OF THE OXFORDSHIRE COUNTY COUNCIL
was hereto affixed in the presence of:-



County Solicitor/Designated Officer



970/23

SCHEDULE

PART 1

DESCRIPTION OF SITE OF EXISTING WAY

Old Marston Footpath No. 10

The entire width of Old Marston FP No. 10 running from OS Grid Ref SP 5181 0774 (Point A on the Order plan) southwards for approximately 66m to SP 5181 0767 (Point B).

PART 2

DESCRIPTION OF SITE OF NEW WAY

Old Marston Footpath No. 10

A new footpath of 3.0m width running from OS Grid Ref SP 5181 0774 (Point A on the Order plan) generally south-eastwards for approximately 30m to SP 5182 0771 (Point C), southwards for approximately 18m to SP 5182 0769 (Point D), and south-westwards for approximately 28 m to SP 5181 0767 (Point B).

PART 3

Modification of Definitive Statement

Variation of particulars of path or way

Path Number	Status	Description	Width	Conditions & Limitations	Remarks (not forming part of the Definitive Statement)
Old Marston 10	FP	From FP 9 leading SW to FP 16 near the River Cherwell, then generally S following the River Cherwell to Oxford City FP 58 at the Oxford City Parish boundary at Rainbow Bridge at the entrance to University Parks.	3.0 m between SP 5181 0774 and SP 5181 0767.	-	1) Parish boundary changes 1.4.1991: formerly Marston FP 10. 2) <i>[Diversion Order confirmed] *</i> <i>(* date of confirmation to be advised)</i>

The Oxfordshire County Council, Old Marston Footpath No. 10 (part), Public Path Diversion and Definitive Map and Statement Modification Order 2023

451900

451800



**OXFORDSHIRE
COUNTY COUNCIL**

**Existing Old Marston Footpath
No.10 (part) to be diverted**

A - B
Length: 66 m. approx.

**New route of Old Marston
Footpath No. 10 (part)**

A - C - D - B
Length: 76 m. approx.
Width: 3.0 m.

**Approximate route of unaffected
rights of way**

Public Footpath

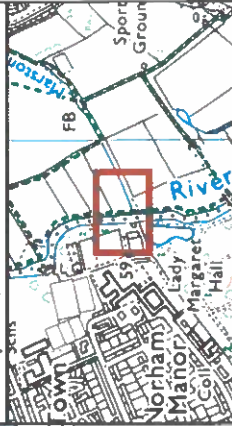


Scale: 1:750 @ A4 Date: 25/10/2023

OS ref: SP 50 NW Drawn by: CC

Drawing No: HA1980 s.119/766a/03734

Director of Environment and Place
Oxfordshire County Council
County Hall, OX1 1ND



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Old
Marston CP

FP 10

A

C

D

B

FP 10

River Cherwell

River Cherwell

Marston Brook

Lady Margaret
Hall

Punt
House

Sports Pitches

451800

207700

Dated 30 OCTOBER 2023

**The Oxfordshire County Council,
Old Marston Footpath No. 10 (part),
Public Path Diversion and Definitive
Map and Statement Modification Order
2023**

The Common Seal of The Oxfordshire County Council)
was hereto affixed the day of 202)
in confirmation of the diversion and modification)
in the within-written Order in the presence of:-)

Designated Officer