

**PUBLIC PATH DIVERSION AND DEFINITIVE MAP AND STATEMENT MODIFICATION
ORDER**

HIGHWAYS ACT 1980

WILDLIFE AND COUNTRYSIDE ACT 1981

WILTSHIRE COUNCIL

**THE WILTSHIRE COUNCIL PARISH OF BRIXTON DEVERILL PATH Nos. 1,2 AND 16
DIVERSION AND DEFINITIVE MAP AND STATEMENT MODIFICATION ORDER 2024**

This order is made by Wiltshire 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 owner of the land crossed by the paths described in paragraph 1 of this order it is expedient that the line of the paths 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 Warminster and Westbury Rural District Council Area Definitive Map and Statement dated 1953 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.

Upper Deverills Parish Council have been consulted as required by section 120(2) of the 1980 Act.

BY THIS ORDER:

1. The public rights of way over the land situate at Woodcombe Farm, Brixton Deverill, BA12 7EJ in the parish of Brixton Deverill and shown by bold continuous lines on the three plans contained in this order and described in Part 1 of the Schedule to this order shall be stopped up on such date as the authority certifies that the work bringing the new site of the paths into a fit condition for use by the public has been carried out and thereupon the Warminster and Westbury Rural District Council Area Definitive Map dated 1953 shall be modified by deleting from it those public rights of way.
2. There shall at the end of 28 days from the date of confirmation of this order be public bridleways over the land situate at Woodcombe Farm, Brixton Deverill, BA12 7EJ in the parish of Brixton Deverill described in Part 2 of the Schedule and shown by bold broken lines on the three plans contained in this order, and thereupon the Warminster and

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Westbury Rural District Council Area Definitive Map dated 1953 shall be modified by adding those paths to it.

3. The Warminster and Westbury Rural District Council Area Definitive Statement dated 1953 shall be modified as described in Part 4 of the Schedule to this order.
4. The rights conferred on the public under this order shall be subject to the limitations and conditions set out in in part 3 of the schedule.

THE COMMON SEAL OF
THE WILTSHIRE COUNCIL
was hereunto affixed this
18th November 2024
in the presence of:


Authorised Signatory
Wiltshire Council
JO GOURSTONE



SCHEDULE

PART 1

DESCRIPTION OF SITE OF EXISTING PATHS OR WAYS

That entire width and length of that section of the path known as Brixton Deverill 1 leading from point A, shown by a solid black line on the attached plan no.1 , at OS Grid Reference ST 85287 39021, in a broadly south westerly direction for approximately 520 metres to point C at OS Grid Reference ST 84960 38612.

Also, that entire width and length of that section of the path known as Brixton Deverill 2 leading from point D , shown by a solid black line on the attached plan no.2, at OS Grid Reference ST 86117 39035, in a broadly southerly direction for approximately 70 metres to point E at ST 86105 38965.

Also, that entire width and length of that section of the path known as Brixton Deverill 16, leading from point G, shown by a solid black line on the attached plan no.3, at ST 85517 39252, leading in a broadly north easterly for approximately 590 metres to point H at ST 86023 39542.

PART 2

DESCRIPTION OF SITE OF NEW PATHS OR WAYS

That length of bridleway, known as Brixton Deverill 1, leading from point A, shown by a dashed black line on the attached plan no.1, at OS Grid Reference ST 85287 39021, in a broadly south then south westerly direction , following the track to point B and continuing along the track to point C at ST 84960 38612, for approximately 545 metres , having a width of 3 metres.

Also, that length of bridleway, known as Brixton Deverill 2, leading from point D, shown by a dashed black line on the attached plan no.2, at OS Grid Reference ST 86117 39035 , in broadly south westerly direction along the track for approximately 65 metres to point F at ST 86071 38992 and its junction with the U/C 9063, having a width of 5 metres.

Also, that length of bridleway, known as Brixton Deverill 16, leading from point G, shown by a dashed black line on the attached plan no.3, at ST 85517 39257 , in a broadly north easterly direction to point I at ST 85908 39521 , through a bridle gate and turning north north westerly leading along the eastern side of the fence line, before turning east north easterly and south easterly, through a bridle gate and along the track to point J at ST 86028 39524 ,at its junction with path Brixton Deverill 2, with an approximate length of 685 metres and a width of 3 metres.

PART 3

LIMITATIONS AND CONDITIONS

The length of bridleway, known as Brixton Deverill 16, as diverted by this order and shown on plan no.3 depicted by a dashed black line, between points G and J, will be subject to a two way self -closing latched bridle gate at point I on plan no.3 at ST 85908 39521, and also a two way self -closing latched bridle gate at ST 85947 39575. Both described gates will be to BS5709:18.

PART 4

MODIFICATION OF DEFINITIVE STATEMENT

Variation of particulars of path or way

<u>Parish</u>	<u>Path No.</u>	<u>Modified Statement to read:-</u>	<u>Modified under Section 53 (3) as specified</u>
Brixton Deverill	1	<u>BRIDLEWAY</u>. From the north-western end of road U/C 9063, north west of Brixton Deverill village, leading west across Brims Down and south west to Cold Kitchen Hill , thence west and north west along the Kingston Deverill Parish boundary to join path No.14 about 400 m west of the site of the ancient village on Whitecliff Down. Approximate length 3625 metres. Width 3 metres between ST 85287 39021 and ST 84960 38612. Otherwise, 1.8 metres.	53(3)(a)(i)
Brixton Deverill	2	<u>BRIDLEWAY</u> . Bradley Lane. From the Longbridge Deverill Parish Boundary near the reservoir leading south, along the track to road U/C 9063 at Woodcombe Farm, west of Cliff House. Approximate length 590 metres Width 5 metres from ST 86117 39035 to ST 86071 38992. Otherwise, 2.4 metres.	53(3)(a)(i)

PART 4 (Continued)

MODIFICATION OF DEFINITIVE STATEMENT

Variation of particulars of path or way

<u>Parish</u>	<u>Path No.</u>	<u>Modified Statement to read:-</u>	<u>Modified under Section 53 (3) as specified</u>
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Brixton Deverill	16	<u>BRIDLEWAY</u> . From the junction of paths Nos.1 and 9 leading north-east across Brims Down around the north side of Fir Clump continuing north east , crossing the field boundary at ST 85908 39521, turning north north westerly along the field boundary for approximately 35 metres before leading east north easterly and then south easterly along the track to the junction of path No.2.	53(3)(a)(i)
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Approximate length 900 metres

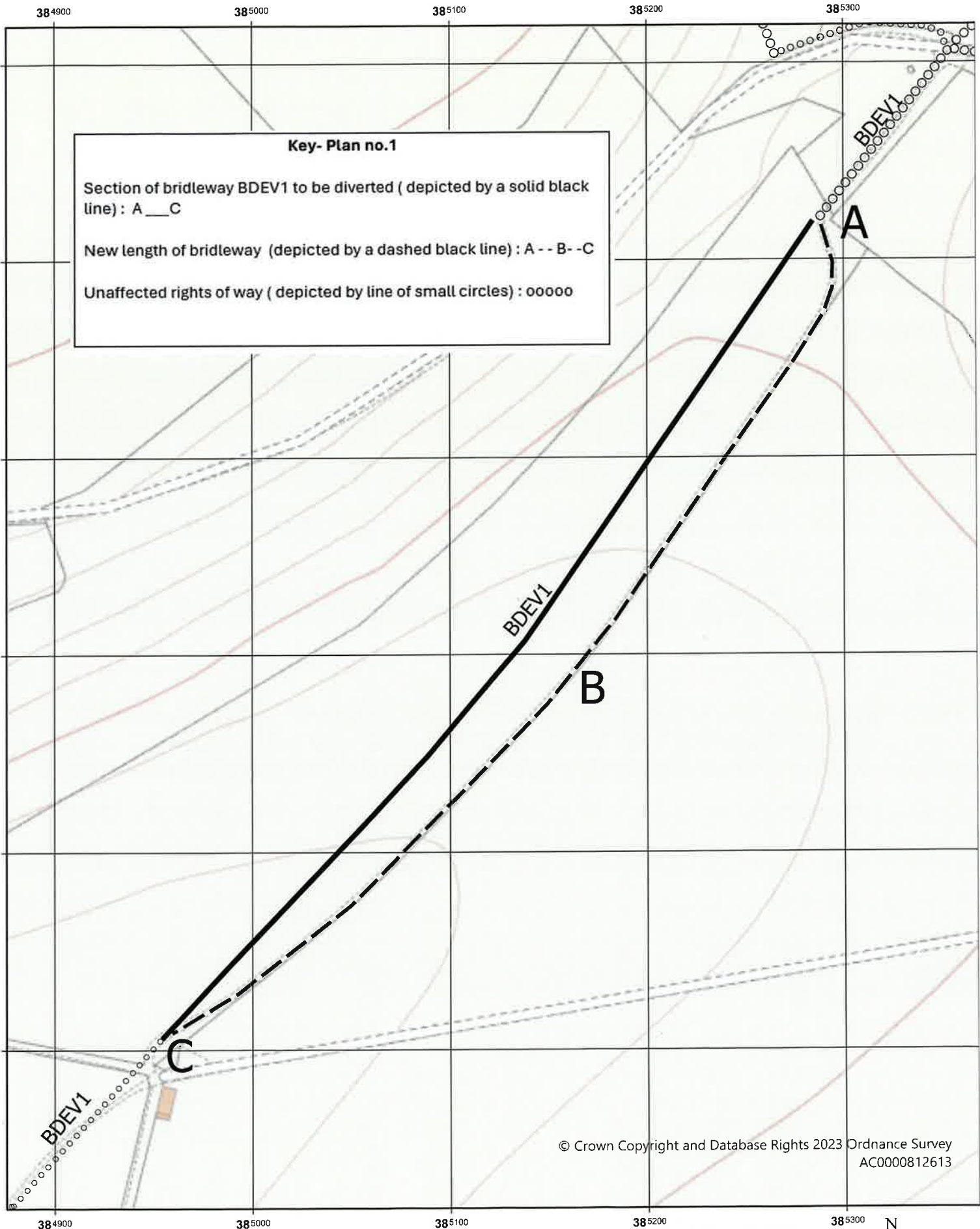
Width 3 metres between ST 85517 39257 and ST 86028 39524.

LIMITATIONS AND CONDITIONS

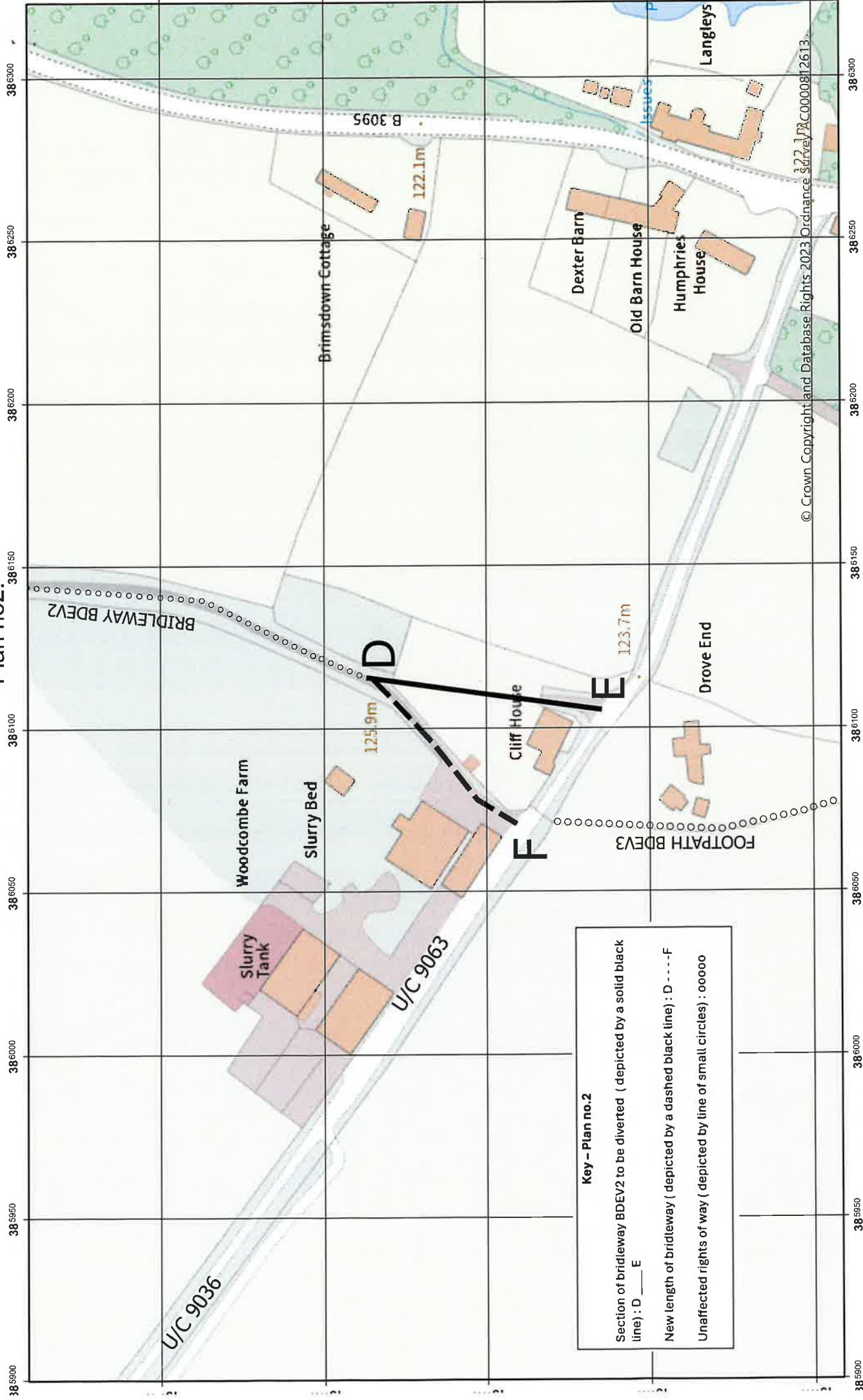
Two way self-closing latched bridle gate to BS5709:18 at ST 85908 39521.

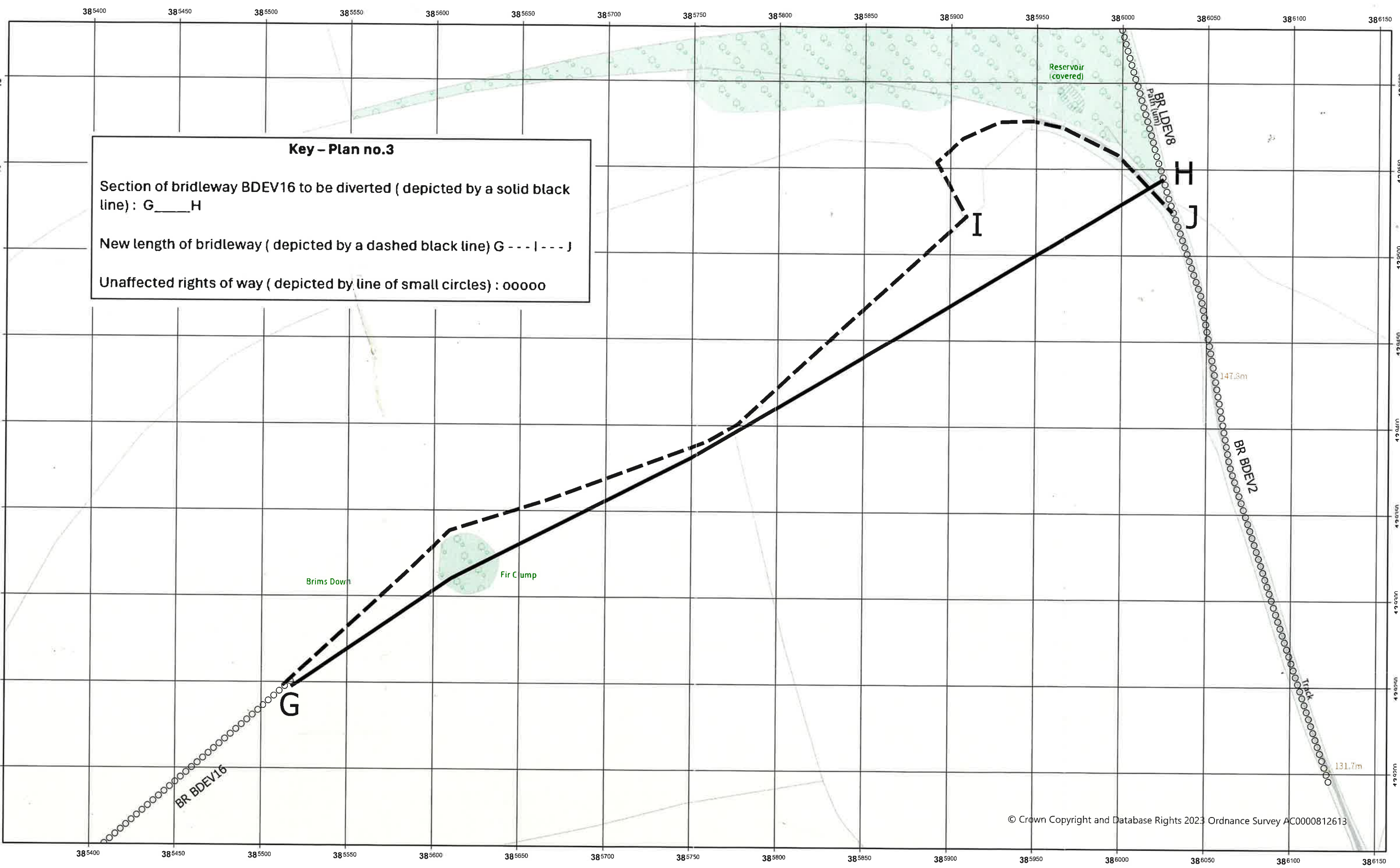
Two way self -closing latched bridle gate to BS5709:18 at ST 85947 39575.

END



Plan no.2





Key – Plan no.3

Section of bridleway BDEV16 to be diverted (depicted by a solid black line) : G____H

New length of bridleway (depicted by a dashed black line) G ---- I ---- J

Unaffected rights of way (depicted by line of small circles) : ooooo

