

## **NOTICE OF MAKING AN ORDER**

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

#### **HAMPSHIRE COUNTY COUNCIL**

#### **THE HAMPSHIRE (EAST HAMPSHIRE DISTRICT NO.33) (PARISH OF BENTLEY – FOOTPATH NO.13B) PUBLIC PATH DIVERSION AND DEFINITIVE MAP AND STATEMENT MODIFICATION ORDER 2025**

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The above-named Order, made on 27 February 2025 under Section 119 of the Highways Act 1980, will divert the above-named public footpath from its current alignment which commences at SU 7883 4365 and proceeds north-westwards to a junction with Bentley Footpath 501 at SU 7874 4370; to a new alignment commencing at SU 7883 4365 and proceeding north-westwards following the boundary of paddocks and a sewage works plant to a junction with Bentley Footpaths 501, 13a and 14 at SU 7878 4371.

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 8UD and at the offices of East Hampshire District Council, Penns Place, Petersfield, GU31 4EX; or online at [www.hants.gov.uk/publicnotices](http://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, Universal Services, Hampshire County Council, The Castle, Winchester, SO23 8UD or via e-mail to [row.notices@hants.gov.uk](mailto:row.notices@hants.gov.uk) quoting reference:- PPO 5258 no later than 25 April 2025. 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 3 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](http://www.hants.gov.uk/dataprotection)). You can contact the County Council's Data Protection Officer at [data.protection@hants.gov.uk](mailto: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 28<sup>th</sup> day of March 2025

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

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

**THE HAMPSHIRE (EAST HAMPSHIRE DISTRICT NO.33)**  
**(PARISH OF BENTLEY – FOOTPATH NO.13B)**  
**PUBLIC PATH DIVERSION AND DEFINITIVE MAP**  
**AND STATEMENT MODIFICATION ORDER 2025**

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This Order is made by Hampshire 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 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 Hampshire Definitive Map and Statement of Public Rights of Way (dated 15<sup>th</sup> 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.

East Hampshire District 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 Bentley 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 confirmed the order, and thereupon the Hampshire Definitive Map of Public Rights of Way (dated 15<sup>th</sup> 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 confirmation of this Order a public footpath over the land situate at Bentley 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 15<sup>th</sup> December 2007) shall be modified by adding that footpath to it.
- 3A. The Hampshire Definitive Statement of Public Rights of Way (dated 15<sup>th</sup> December 2007) shall be modified as described in Part 4 of the Schedule to this Order.

GIVEN this 27<sup>th</sup> day of February

2025

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

Authorised Signatory *Mungion*



## SCHEDULE

### PART 1

#### DESCRIPTION OF SITE OF EXISTING RIGHTS OF WAY

##### **Bentley Footpath No.13b SU 7883 4365 to SU 7874 4370**

That part of Footpath No.13b in the Parish of Bentley which commences at SU 7883 4365 (Point A on the plan) and proceeds north-westwards to a junction with Footpath 501 SU 7874 4370 (Point B).

Approximately 95 metres in length.

### PART 2

#### DESCRIPTION OF SITE OF NEW RIGHT OF WAY

##### **Bentley Footpath No. 13b SU 7883 4365 to SU 7878 4371**

A 2 metre wide path in the Parish of Bentley, commencing at SU 7883 4365 (Point A on the plan), proceeding north-westwards to a junction with Footpath 501, 13a and 14, SU 7878 4371 (Point C).

Approximately 81 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 Bentley shall be amended as follows:

**Delete:**

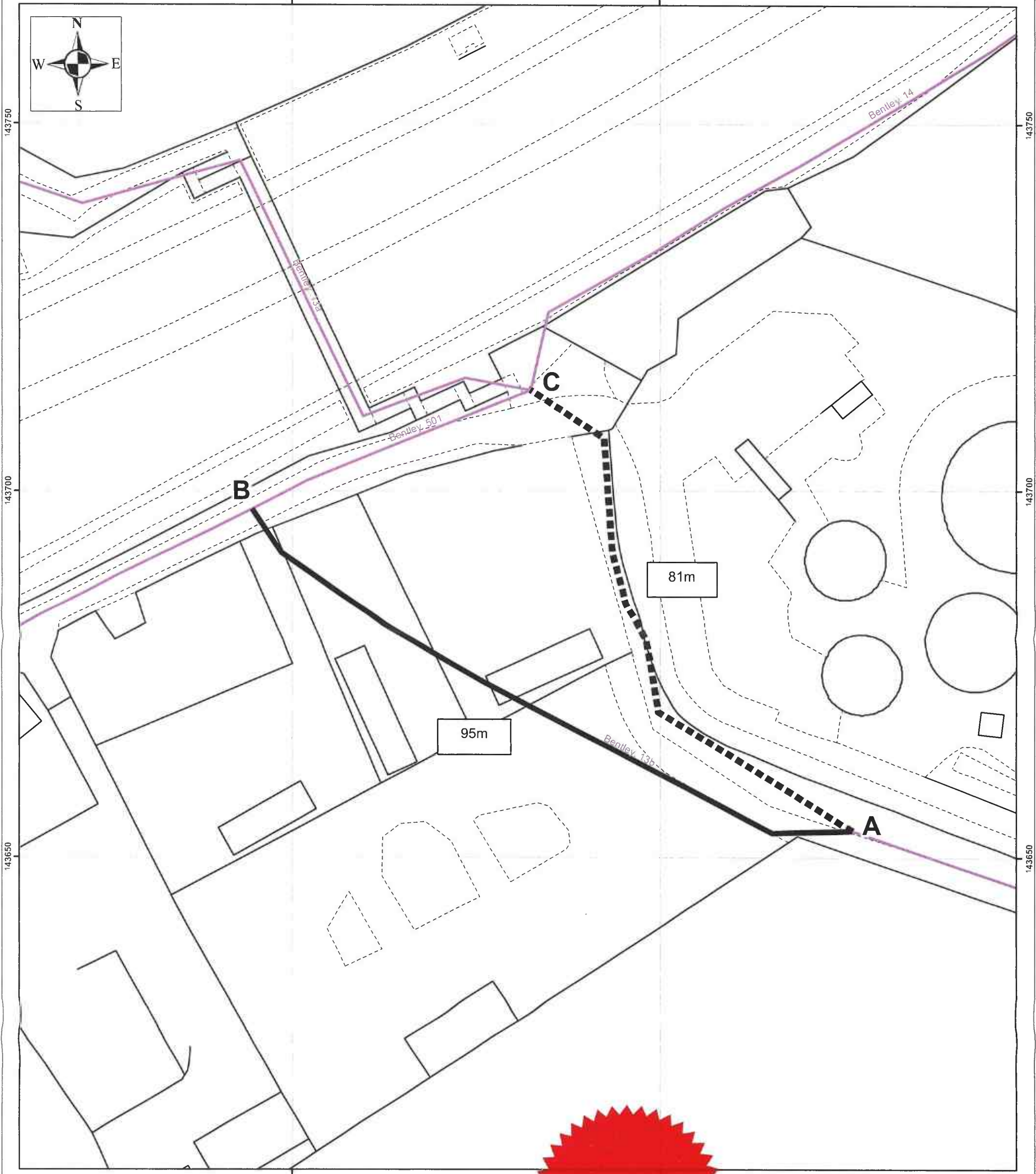
Path Number	Status	Start Point	End Point
13b	Footpath	7874 4370 Footpath 501	7921 4333 Binsted 55 at Parish Boundary
<b>Description, Conditions, Limitations</b>	<p><u>From Road A.31 at Rectory to Parish Boundary at River Wey</u> From A.31 southwards along gravel road enclosed 12 ft. wide, through squeeze posts, across pasture, over stile, along 6 ft. wide earth path enclosed between fence and tree belt, over stile, along headland of arable field, through gap, then along 10 ft. wide green lane enclosed between hedges to junction with No. 15, then southwards to 3 ft. wide footbridge over River Wey at Parish Boundary.</p> <p>That part of the path which ran between 7871 4374 and 7874 4370 has been diverted and now runs between 7871 4374 and 7878 4371</p>		

**Add:**

Path Number	Status	Start Point	End Point
13b	Footpath	7878 4371 Footpath 501	7921 4333 Binsted 55 at Parish Boundary
<b>Description, Conditions, Limitations</b>	<p><u>From Road A.31 at Rectory to Parish Boundary at River Wey</u> From A.31 southwards along gravel road enclosed 12 ft. wide, through squeeze posts, across pasture, over stile, along 6 ft. wide earth path enclosed between fence and tree belt, over stile, along headland of arable field, through gap, then along 10 ft. wide green lane enclosed between hedges to junction with No. 15, then southwards to 3 ft. wide footbridge over River Wey at Parish Boundary.</p> <p>That part of the path which ran between 7871 4374 and 7874 4370 has been diverted and now runs between 7871 4374 and 7878 4371</p> <p>That part of the path which ran between 7883 4365 and 7874 4370 has been diverted and now runs between 7883 4365 and 7878 4371</p>		

**NOTE: ALL LENGTHS ARE APPROXIMATE**

**HAMPSHIRE COUNTY COUNCIL**  
 MAP REFERRED TO IN  
 THE HAMPSHIRE (EAST HAMPSHIRE DISTRICT NO.33)  
 (PARISH OF BENTLEY - PART OF FOOTPATH 13B)  
 PUBLIC PATH DIVERSION AND DEFINITIVE MAP MODIFICATION ORDER 2025



**SCALE 1:500**  
**LEGEND**  
**PUBLIC FOOTPATH TO BE CREATED:-** - - - - -  
**EXISTING PUBLIC FOOTPATH:-** \_\_\_\_\_  
**PUBLIC FOOTPATH TO BE EXTINGUISHED:-** \_\_\_\_\_

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 *3810370*  
*Neelgator*

DATE *27.02.25*



REPRODUCED FROM THE O.S. MAPPING WITH THE PERMISSION OF THE CONTROLLER OF HMSO © CROWN. UNAUTHORISED REPRODUCTION INFRINGES © CROWN AND MAY LEAD TO PROSECUTION OR CIVIL PROCEEDINGS. HCC LICENCE No.100019180 DATE (11.02.2025)

PATRICK BLOGG, DIRECTOR OF UNIVERSAL SERVICES, WINCHESTER