

**NOTICE OF CONFIRMATION OF AN ORDER**

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

**THE COUNTY COUNCIL OF DURHAM  
(PUBLIC PATH NO.29 DURHAM CITY PARISH)  
PUBLIC FOOTPATH DIVERSION AND DEFINITIVE MAP AND STATEMENT  
MODIFICATION ORDER 2024**

On 7 June 2024, The County Council of Durham confirmed the above order made under section 119 of the Highways Act 1980.

The effect of the order as confirmed is to **Divert Public Footpath No. 29 Durham City Parish** from a point at the junction with Footpath No. 30 south of Woodland Barn, proceeding in a generally north-north-easterly then north-easterly direction past the property to a point north-east of Woodland Barn **to a line running** from a point south of Woodland Barn, proceeding in a generally easterly then north-easterly then north-north-westerly direction along the inner edge of the garden to the same point north-east of Woodland Barn as shown on the order map.

A copy of the order and the order map have been placed and may be seen free of charge at the at Durham Clayport Library Durham during normal opening hours and via the Council website.

The order comes into force as from 7 June 2024, but if any person aggrieved by the order wants to question its validity, or that of any provision contained in it, on the ground that it is not within the powers of the Highways Act 1980, as amended, or on the ground that any requirement of the Act, as amended, or of any regulation made under the Act has not been complied with in relation to the order, he or she may, under paragraph 2 of Schedule 2 of the Act as applied by paragraph 5 of Schedule 6 of the Act, within six weeks from 13 June 2024, make an application to the High Court.

Dated: 13 June 2024

**HELEN BRADLEY**  
Director of Legal and Democratic Services  
County Hall, Durham, DH1 5UL

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

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

**THE COUNTY COUNCIL OF DURHAM  
(PUBLIC FOOTPATH NO.29 DURHAM CITY PARISH)  
PUBLIC PATH DIVERSION AND DEFINITIVE MAP AND STATEMENT  
MODIFICATION ORDER 2024**

This Order is made by the County Council of Durham ("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 Definitive Map and Statement of Public Rights of Way for County Durham 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.

Mr B Sanderson the applicant has agreed to contribute towards any expenses which are incurred in bringing the new site of the path into a fit condition for use by the public.

**BY THIS ORDER:**

1. The public right of way over the land situate at Low Burnhall 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 stopped up after 7 days from the date of confirmation of this order as provided for by paragraph 3 below and thereupon the Definitive Map and Statement of Public Rights of Way for County Durham shall be modified by deleting from it that public right of way.
2. There shall at the end of 7 days from the date of confirmation of this Order be a public footpath over the land situate at Low Burnhall described in Part 2 of the Schedule and shown by a bold broken line on the map attached to this order, and thereupon the County Durham definitive map shall be modified by adding that path to it.
- 2A. The County Durham definitive statement shall be modified as described in Part 3 of the Schedule to this Order.

**SCHEDULE**

**PART 1  
DESCRIPTION OF SITE OF EXISTING PATH OR WAY**

**No. of Path**

**Public Footpath No.29  
Durham City Parish  
(entire width)**

**Position**

Public Footpath commencing from a point at the junction with Footpath No. 30 south of Woodland Barn, grid reference 426742.539232 (point A on the plan) proceeding in a generally north-north-easterly then north-easterly direction past the property for a distance of some 89 metres to the garden boundary, grid reference 426765.539316 (point B on the plan), (A – B)

**PART 2  
DESCRIPTION OF SITE OF NEW PATH OR WAY**

**No. of Path**

**Public Footpath No.29  
Durham City Parish  
(width 1.8 metres)**

Public Footpath commencing from a point south of Woodland Barn, grid reference 426742.539229 (point C on the plan) proceeding in a generally easterly direction along the inside of the garden boundary for a distance of some 6 metres to the corner of the garden, grid reference 426748.539229 (point D on the plan), then in a generally north-easterly direction following the inside of the garden boundary for a distance of some 37 metres to grid reference 426773.539253 (point E on the plan), then in a generally north-north-easterly direction following the inside of the garden boundary for a distance of some 33 metres to grid reference 426779.539286 (point F on plan), then in a generally north-north-westerly direction for a distance of some 34 metres to the garden boundary at grid reference 426765.539316 garden boundary at grid reference 426765.539316

**PART 3  
MODIFICATION OF DEFINITIVE STATEMENT  
Variation of Particulars of Path or Way**

**4/18/7**

**No: 29**

**Town/Parish:** Durham City

**Name of Path:**

**Status:** Footpath

**OS Sheet:** NZ 23 NE & NZ 24 SE

**Starting Point:** Road A167 near White House

**Description of Route:** From road path proceeds north easterly and then northerly ~~northerly~~ **easterly, north-easterly and north-westerly past Woodland Barn** and past Low Burnhall Farm turning north easterly and easterly across 3 fields, over Saltwell Gill turning northerly along edge of field to join Footpath No. 31

**Ultimate Destination:** Footpath No. 31 southern side of Hollingside Wood

**Details of Features:**

**Width of Path:** Undefined **1.8 metres in diverted section**

**Length of Path:**

**Type of Construction:** Earth and grass

**Sections Metalled:**

**Sections Ploughed:**

**General Conditions of:**

- (a) Path Poor – path indistinct in places
- (b) Stiles and Gates
- (c) Bridges
- (d) Stepping Stones

**Details of any Signs and Notices Boards:** None

**NOTES:** Part of path diverted by order dated 5<sup>th</sup> November, 1971

**Part diverted by the County Council of Durham (Public Footpath No. 29 Durham City Parish) Public Path Diversion and Definitive Map and Statement Modification Order 2024**

**MADE THIS 5<sup>TH</sup> DAY OF APRIL 2024 BY  
THE AFFIXING OF THE COMMON SEAL OF THE COUNTY COUNCIL  
OF DURHAM BY ORDER:**

.....  
**AUTHORISED SIGNATORY  
(A PERMANENT OFFICER OF THE COUNTY COUNCIL)**

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

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

**THE COUNTY COUNCIL OF DURHAM  
(PUBLIC FOOTPATH NO.29 DURHAM CITY PARISH)  
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**SCHEDULE**

**PART 1  
DESCRIPTION OF SITE OF EXISTING PATH OR WAY**

**No. of Path**

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Durham City Parish  
(entire width)**

**Position**

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**PART 2  
DESCRIPTION OF SITE OF NEW PATH OR WAY**

**No. of Path**

**Public Footpath No.29  
Durham City Parish  
(width 1.8 metres)**

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MODIFICATION OF DEFINITIVE STATEMENT  
Variation of Particulars of Path or Way**

**4/18/7**

**No: 29**

**Town/Parish:** Durham City

**Name of Path:**

**Status:** Footpath

OS Sheet: NZ 23 NE & NZ 24 SE

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Ultimate Destination: Footpath No. 31 southern side of Hollingside Wood

Details of Features:

Width of Path: Undefined **1.8 metres in diverted section**

Length of Path:

Type of Construction: Earth and grass

Sections Metalled:

Sections Ploughed:

General Conditions of:

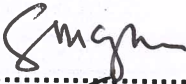
- (a) Path Poor – path indistinct in places
- (b) Stiles and Gates
- (c) Bridges
- (d) Stepping Stones

Details of any Signs and Notices Boards: None

NOTES: Part of path diverted by order dated 5<sup>th</sup> November, 1971

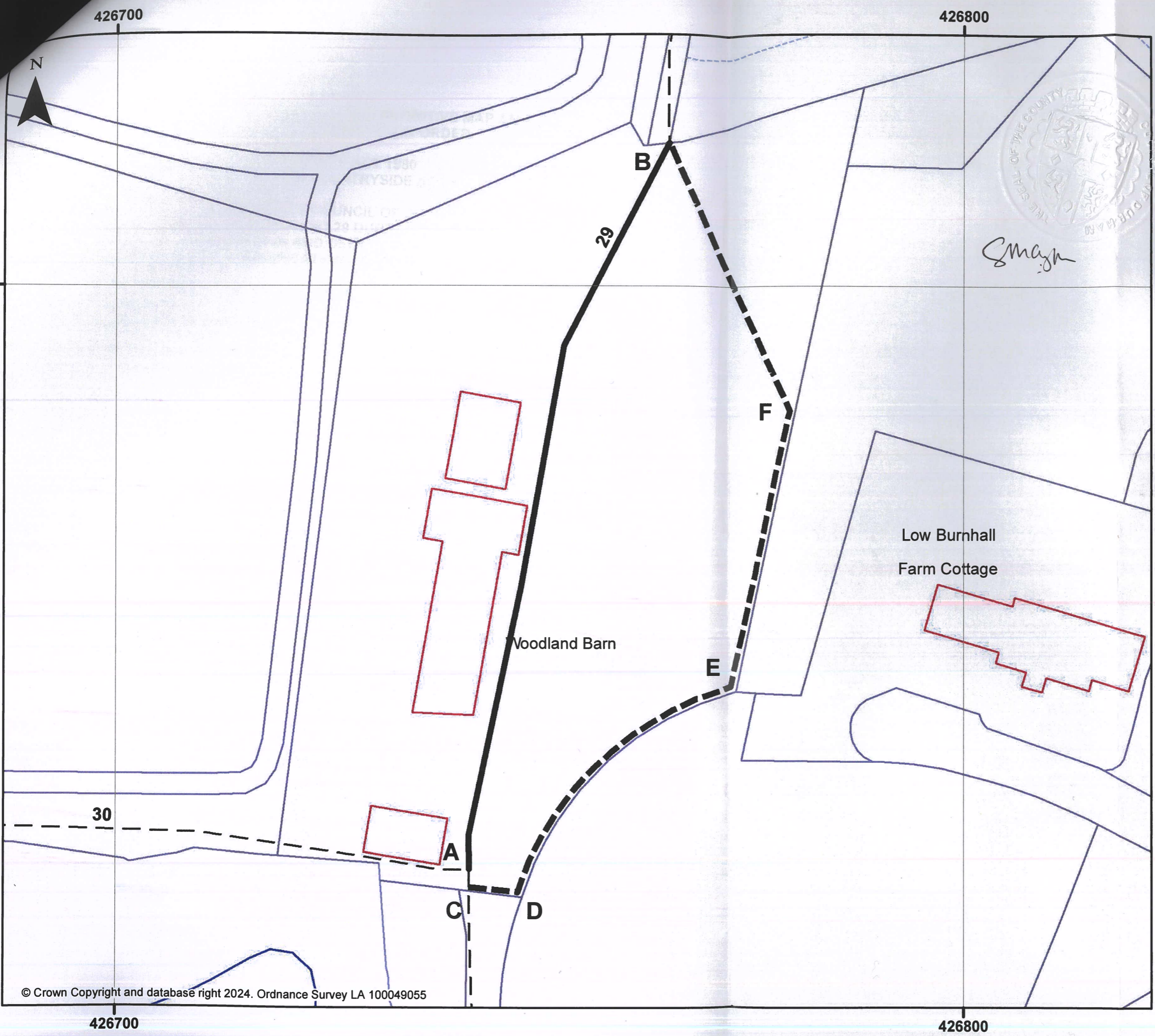
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MADE THIS 5<sup>TH</sup> DAY OF APRIL 2024 BY  
THE AFFIXING OF THE COMMON SEAL OF THE COUNTY COUNCIL  
OF DURHAM BY ORDER:

  
.....  
AUTHORISED SIGNATORY  
(A PERMANENT OFFICER OF THE COUNTY COUNCIL)







Alsn Patrickson  
 Corporate Director  
 Neighbourhoods & Climate Change  
 Durham County Council  
 County Hall  
 Durham DH1 5UQ

**The County Council of Durham (Public Footpath No.29 Durham City Parish) Public Path Diversion and Definitive Map and Statement Modification Order 2024**

Footpath to be created  
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 Footpath to be extinguished  
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Scale: 1:600

Public Rights of Way / Highways not affected by the proposal  
 - - - - Footpath

Drawn: 04 April 2023

Postcodes: DH1 3ST



**THE COUNTY COUNCIL OF DURHAM  
(PUBLIC PATH NO.29 DURHAM CITY PARISH)  
PUBLIC FOOTPATH DIVERSION AND DEFINITIVE MAP AND STATEMENT  
MODIFICATION ORDER 2024**

**THE COUNTY COUNCIL OF DURHAM HEREBY CONFIRMED THE ABOVE ORDER ON  
THE 7<sup>TH</sup> DAY OF JUNE 2024**

.....  
**Authorised signatory**



02/695