

NOTICE OF MAKING OF AN ORDER
HIGHWAYS ACT 1980
WILDLIFE AND COUNTRYSIDE ACT 1981

THE COUNTY COUNCIL OF DURHAM
(PUBLIC FOOTPATH NO. 5 CASSOP-CUM-QUARRINGTON PARISH)
PUBLIC PATH DIVERSION AND DEFINITIVE MAP AND STATEMENT
MODIFICATION ORDER 2024

The above order, made on 18 October 2024, under section 119 of the Highways Act 1980, will **Divert Public Footpath No. 5 Cassop-cum-Quarrington Parish** from a point at the junction with Footpath No.3 Cassop, east of the East Coast Main Line at Tursdale, proceeding in a generally southerly direction to a point just north of the railway junction **to a line running** from a more easterly point on Footpath No.5, west of the Leamside Line, proceeding in a generally southerly then south-westerly direction to the same point just north of the railway junction, as shown on the order map. The above order will also modify the Definitive Map and Statement of the Public Rights of Way for County Durham by deleting and adding the footpath described.

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

Any representations about or objections to the order may be sent in writing addressed to Sharon Renwick, Legal Assistant, County Hall, Durham DH1 5UL or by email to Highways.orders@durham.gov.uk (ref:7651229) not later than 21/11/2024. Please state the grounds on which they are made.

If no such representations or objections are duly made, or if any so made are withdrawn, the County Council of Durham may confirm the order as an unopposed order. If the order is sent to the Secretary of State for the Environment for confirmation any representations or objections which have not been withdrawn will be sent with the order.

Dated: 24 October 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. 5 CASSOP-CUM-QUARRINGTON 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.

The Applicant Network Rail Infrastructure Limited 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 Tursdale 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 2A below and there upon 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 Tursdale 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.5
Cassop-Cum-Quarrington Parish**

(entire width)

Position

Public Footpath commencing from a point at the junction with Footpath No. 3 east of the East Coast Main Line, grid reference 426742.539232 (point A on the plan) proceeding in a generally southerly direction for a distance of some 119 metres to an existing stile, grid reference 430080.535561 (point B on the plan), (A – B)

PART 2 DESCRIPTION OF SITE OF NEW PATH OR WAY

No. of Path

**Public Footpath No.5
Cassop-Cum-Quarrington Parish**

(width 1.8 metres)

Position

Public Footpath commencing from a point on Footpath No. 5 west of the Leamside Line, grid reference 430097.535691 (point C on the plan), proceeding in a generally southerly direction for a distance of some 123 metres to grid reference 430088.535568 (point D on the plan), then in a generally south-westerly direction for a distance of some 10 metres to an existing stile at grid reference 430080.535561 (point B on the plan) (C – D – B)

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

Town/Parish: Cassop-Cum-Quarrington **Name of Path:**
Status: Footpath
OS Sheet: NZ 33 NW & NZ 23 NE
Starting Point: Junction with adopted highway, unclassified road 27/12 north of Hoggers Gate (430251, 535649)

Description of Route: Proceeds in a westerly then north westerly direction to railway, crossing with field gate at each side then **west to Footpath No. 3 and** in a southerly direction between the two railway lines then west, under the railway line following the beck in a westerly and north westerly direction turning south westerly to the cart bridge at Parish Boundary and junction with Public Footpath No.34 Croxdale and Hett Parish

Ultimate Destination: Junction with Public Footpath No.34 Croxdale and Hett Parish at Parish Boundary (429900, 535553)

Details of Features: 2 x field gates
1 x cart bridge

Width of Path: Diverted sections 1.8

Length of Path: ~~587~~ **601** metres

Type of Construction: Grass and Ballast

Sections Metalled:

Sections Ploughed:

General Conditions of:

(a)	Path	Fair
(b)	Stiles and Gates	Fair
(c)	Bridges	Good
(d)	Stepping Stones	

Details of any Signs and Notices Boards: No

NOTES: Stopping Up Order SI 1957 No 2043



Part Diverted by the Durham County Council (Footpath No's 3, 4 and 5 Cassop-Cum-Quarrington Parish and No's 30 and 31 Croxdale and Hett Parish) Public Path Diversion Order 1993 – confirmed 05/05/1994

Part diverted by the County Council of Durham (Public Footpath No. 5 Cassop-cum-Quarrington Parish) Public Path Diversion and Definitive Map and Statement Modification Order 20




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

**The County Council of
Durham (Public Footpath
No. 5
Cassop-cum-Quarrington
Parish) Public Path
Diversion and Definitive
Map and Statement
Modification Order 2024**

Footpath to be created

 Footpath to be extinguished


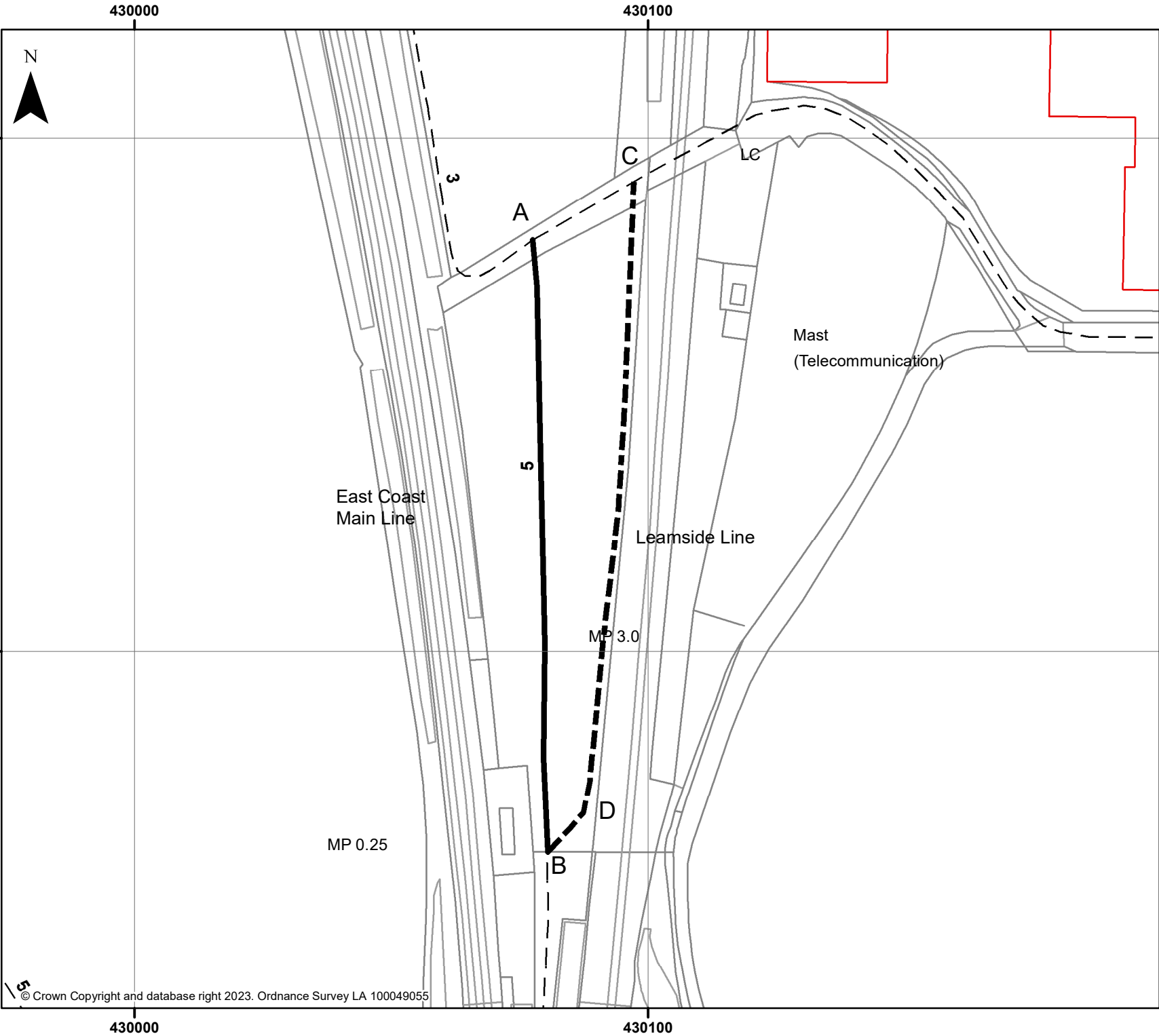
Scale: 1:1,000

Public Rights of Way /
Highways not affected by
the proposal

 Footpath

Drawn: 17 April 2023

Postcodes: DH6 5PG,
DH6 5NY



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

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

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SCHEDULE

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(entire width)

Position

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PART 2 DESCRIPTION OF SITE OF NEW PATH OR WAY

No. of Path

**Public Footpath No.5
Cassop-Cum-Quarrington Parish**

(width 1.8 metres)

Position

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

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Sections Ploughed:

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|-----|------------------|------|
| (a) | Path | Fair |
| (b) | Stiles and Gates | Fair |
| (c) | Bridges | Good |
| (d) | Stepping Stones | |

Details of any Signs and Notices Boards: No

NOTES: Stopping Up Order SI 1957 No 2043

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Part diverted by the County Council of Durham (Public Footpath No. 5 Cassop-cum-Quarrington Parish) Public Path Diversion and Definitive Map and Statement Modification Order 20

430000

430100

535700



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

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No. 5
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Footpath to be created



Footpath to be extinguished



Scale: 1:1,000

Public Rights of Way /
Highways not affected by
the proposal

--- Footpath

Drawn: 17 April 2023

Postcodes: DH6 5PG,
DH6 5NY

East Coast
Main Line

Leamside Line

Mast
(Telecommunication)

A

C

5

MP 3.0

D

B

MP 0.25

430000

430100



**MADE THIS 18TH DAY OF OCTOBER 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)**



599707