

**PUBLIC PATH DIVERSION ORDER
HIGHWAYS ACT 1980**

HERTFORDSHIRE COUNTY COUNCIL

**Hertfordshire County Council
(Hertingfordbury 10) Diversion Order 2023**

The foregoing Order is hereby confirmed

Authorised Signature.....

Date..... 20th August 2026

Emma Trundle

Position..... Specialist Commercial Lawyer

This Order is made by Hertfordshire 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.

Mr J H and Mrs A I Garey of Beechleigh, Birch Green have agreed to defray any compensation which becomes payable in consequence of the coming into force of this Order and any expenses which are incurred in bringing the new site of the path into a fit condition for use by the public.

East Hertfordshire District Council has been consulted as required by section 120(2) of the 1980 Act.

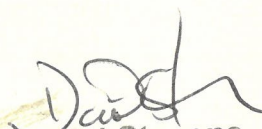
BY THIS ORDER:

1. The public right of way over the land situate at Birch Green in the parish of Hertingfordbury and shown by a bold continuous line on the plan contained in this order ("the Order Plan") and described in Part 1 of the Schedule to this order shall be stopped up on the date on which the authority certifies that the public footpath described in paragraph 3 below is in fit condition for use by the public, such date not being earlier than the date of confirmation of this Order.
2. Notwithstanding this Order BT plc (and any successor in title and any authorised agents working on behalf of BT plc) shall have the following rights over the land referred to in paragraph 1 namely: to exercise its code rights under Paragraph 3 of the Electronic Communications Code which includes but is not limited to the rights to install, keep, inspect, maintain, adjust, alter, repair, upgrade, share or operate electronic communications apparatus which is on, under or over the land and for the purpose of exercising any of those rights, the right to enter the land with or without mechanical/vehicular equipment.
3. There shall on the date of confirmation of this Order be a public footpath over the land situate at Birch Green in the parish of Hertingfordbury described in Part 2 of the Schedule and shown by a bold broken line on the Order Plan.
4. The rights conferred on the public under this Order shall be subject to the limitations and conditions set out in Part 3 of the Schedule.

IN WITNESS whereof the COMMON SEAL of HERTFORDSHIRE COUNTY COUNCIL was hereunto affixed this 20th day of April 2023

The Common Seal of
HERTFORDSHIRE
COUNTY COUNCIL
was hereunto affixed
in the presence of:-

Authorised Signatory


Daniel Stevens
Principal Solicitor



2900

2910

This plan forms part of the draft
Hertfordshire County Council (Hertingfordbury 10) Diversion Order 2023



1210



Existing Footpath

A C

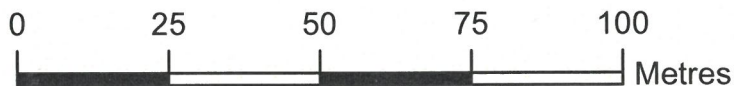
Footpath to be extinguished

A C

Footpath to be created

Appears on DM sheet No. 58

Scale 1:1250



Metres

1200

1200

1190

1190

1180

1180

Hertingfordbury 10

C

Pond

B

E

D

A

Pond

Drain

GP

Shelter

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2900

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SCHEDULE

PART 1

DESCRIPTION OF SITE OF EXISTING PATH OR WAY

The full width of that part of Hertingfordbury Footpath 10 commencing at TL 2910 1186 (Point A on the Order Plan) and running north along the driveway of Beechleigh for approximately 30 metres to TL 2909 1188 (Point B on the Order Plan) then continuing north west across the garden for approximately 90 metres to TL 2903 1194 (Point C on the Order Plan).

PART 2

DESCRIPTION OF SITE OF NEW PATH OR WAY

A public footpath commencing from Hertingfordbury Footpath 10 at TL 2910 1186 (Point A on the Order Plan), running west for approximately 45 metres to the garden boundary at TL 2905 1185 (Point D on the Order Plan), then running north and west on the north side of the garden boundary for approximately 20 metres to TL 2904 1186 (Point E on the Order Plan), then running north on the east side of the garden boundary for approximately 85 metres to rejoin Hertingfordbury Footpath 10 within the garden at TL 2903 1194 (Point C on the Order Plan).

Width: 3 metres, clear of hedge growth, fences or other obstructions, between TL 2910 1186 (Point A on the Order Plan) and TL 2903 1194 (Point C on the Order Plan).

PART 3

LIMITATIONS AND CONDITIONS

Limitations: None between TL 2910 1186 (Point A on the Order Plan) and TL 2903 1194 (Point C on the Order Plan).