

WILDLIFE AND COUNTRYSIDE ACT 1981

THE DEFINITIVE MAP AND STATEMENT FOR THE MARLBOROUGH AND RAMSBURY RURAL DISTRICT COUNCIL AREA DATED 1952 AS MODIFIED UNDER THE PROVISIONS OF THE WILDLIFE AND COUNTRYSIDE ACT 1981

THE WILTSHIRE COUNCIL GRAFTON 13 AND TIDCOMBE AND FOSBURY 11 DEFINITIVE MAP AND STATEMENT MODIFICATION ORDER 2024

This order is made by Wiltshire Council under section 53(2)(b) of the Wildlife and Countryside Act 1981 ("the Act") because it appears to that authority that the Definitive Map and Statement for the Marlborough and Ramsbury Rural District Council area dated 1952 as modified under the provisions of the Wildlife and Countryside Act 1981 require modification in consequence of the occurrence of events specified in section 53(3)(c)(ii) & (iii) of the Act, namely the discovery by the authority of evidence which (when considered with all other relevant evidence available to them) shows –

- (ii) that a highway shown in the map and statement as a highway of a particular description ought to be there shown as a highway of a different description;
- (iii) that there is no public right of way over land shown in the map and statement as a highway of any description, or any other particulars contained in the map and statement require modification.

The Authority have consulted with every local authority whose area includes the land to which this order relates.

The Wiltshire Council hereby order that:

1. For the purposes of this Order the relevant date is the 8th November 2024
2. The Definitive Map and Statement for the Marlborough and Ramsbury Rural District Council Area dated 1952 as modified under the provisions of the Wildlife and Countryside Act 1981 shall be modified as described in Parts I and II of the Schedule and shown on the plan attached to the Order.
3. This Order shall take effect on the date it is confirmed and may be cited as the Wiltshire Council Grafton 13 and Tidcombe and Fosbury 11 Definitive Map Modification Order 2024.

Authorised Signatory
Wiltshire Council

THE COMMON SEAL of
WILTSHIRE COUNCIL was
hereunto affixed this 8th day
of November 2024

H Chandler
HELEN CHANDLER

in the presence of:



23934

SCHEDULE

PART I

MODIFICATION OF DEFINITIVE MAP

Parish	Path No	Description of path or way to be upgraded	Modified under Section 53(3) as specified
Grafton	13	<p>Length of footpath, from the village of Wexcombe leading from the U/C 5122 south and south easterly over Wexcombe Down to its junction with the Tidcombe and Fosbury parish boundary and Tidcombe and Fosbury Path no.11 as shown by a broken line with small arrowheads between points A and B on the attached plan, to be upgraded to a restricted byway.</p> <p>With a width of between 3 and 20 metres as per the 1880 OS 1:2500 Wiltshire Sheets 43/5 and 43/9. Approximate length 2.6 kilometres.</p>	53(3)(c)(ii)&(iii)
Tidcombe And Fosbury	11	<p>Length of footpath, from its junction with the Grafton Parish boundary and Grafton path no.13, leading south east to its junction with the C.195, north west of Scots Poor, as shown by a broken line with small arrowheads between points B and C on the attached plan, to be upgraded to a restricted byway.</p> <p>With a width of 18.3 metres (60ft) as per the 1782 Tidcombe inclosure award. Approximate length 365 metres.</p>	53(3)(c)(ii)&(iii)

SCHEDULE

PART II

MODIFICATION OF DEFINITIVE STATEMENT

Parish	Path No	Description of path	Modified under Section 53(3) as specified
Grafton	13	<p><u>RESTRICTED BYWAY.</u> From the southern end of road U/C 5122 , south of Wexcombe leading south, south east over Wexcombe Down, along the west side of Picked Plantation to the Tidcombe and Fosbury Parish boundary.</p> <p>Approximate length 2.6 km Width 3 – 20 metres as per the 1880 OS 1:2500 Wiltshire sheets 43/5 and 43/9.</p>	<p>53(3)(c)(ii)&(iii)</p> <p>Relevant Date 8th November 2024</p> <p>Subject to ploughing</p>
Tidcombe And Fosbury	11	<p><u>RESTRICTED BYWAY.</u> From the road C.195 north west of Scots Poor, leading north-west to the Grafton Parish Boundary.</p> <p>Approximate length 365 m Width of 18.3 metres (60ft)</p>	<p>(53(3)(c)(ii)&(iii)</p> <p>Relevant Date 8th November 2024</p>

END

Whereas the making of the Wiltshire Council Grafton 13 and Tidcombe and Fosbury 11 Definitive Map and Statement Modification Order 2024 was advertised and no objections or representations were made, the Wiltshire Council hereby confirms the Order.

THE COMMON SEAL of the
WILTSHIRE COUNCIL
Was hereby affixed this
14th January 2025
in the presence of:

Authorised Signatory
Wiltshire Council

} *[Handwritten Signature]*
}
} MIKE EDGAR
}



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