



**Dorset
Council**

**Public Path Diversion
and
Definitive Map and Statement Modification Order**

**Highways Act 1980
Wildlife and Countryside Act 1981**

**Dorset Council (Footpath 94 (part) & Footpath 106, Thorncombe at Gashay Farm
and Footpath 65 (part), Marshwood)
Public Path Diversion Order 2021**

This Order is made by Dorset 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 owners of the land crossed by the footpaths described in paragraph 1 of this Order it is expedient that the lines of the paths 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 County of Dorset definitive map and statement 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.

Sadborrow Estate Limited has 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 sites of the paths into a fit condition for use by the public.

Thorncombe Parish Council has been consulted as required by section 120(2) of the 1980 Act.

BY THIS ORDER:

1. The public rights of way over the land situate at Gashay Farm, Thorncombe and Marshwood and shown by bold continuous lines 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 or on the date which Dorset Council certify that work has been carried out to bring the sites of the new highways mentioned in Part 2 of the Schedule to this Order into a fit condition for use by the public, whichever is the later and thereupon the County of Dorset definitive map shall be modified by deleting from it those public rights of way.
2. Notwithstanding this Order, where immediately before the date on which the paths are diverted in pursuance of this Order, there is apparatus under, in, on, over, along or across the paths belonging to the statutory undertakers for the purpose of carrying out their undertaking then such undertakers shall continue to have the same rights in respect of their apparatus as they would have had if this Order had never been made.
3. There shall at the end of 7 days from the date of confirmation of this Order be public footpaths over the land situate at Gashay Farm, Thorncombe and Marshwood described in Part 2 of the Schedule to this Order and shown by bold broken lines on the map contained in this Order and thereupon the County of Dorset definitive map shall be modified by adding those paths to it.

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 to this Order.
5. The County of Dorset definitive statement shall be modified as described in Part 4 of the Schedule to this Order.

SCHEDULE

(The points specified relate to the map attached to the Order and their positions are identified by national grid references)

Part 1

Description of site of existing paths

Part of Footpath 94, Thorncombe:

Part of the Wessex Ridgeway and Liberty Trail

- A – B The full width of the footpath from the unaffected part of Footpath 94 at point A (ST 37580061), generally north east, passing through a vegetable garden and farm buildings then continuing across fields to rejoin the unaffected part of Footpath 94, on the southern edge of woodland at point B (ST 37810075). (No recorded width).

Footpath 106 Thorncombe:

- H – I The full width of the footpath from point H (ST 37600064), generally east south east across fields to its junction with Footpath 65, Marshwood at the Marshwood parish boundary at point I (ST 37770056). (No recorded width).

Part of Footpath 65, Marshwood:

- N – I From the unaffected part of Footpath 65 at point N (ST 37930026), generally north north west across a field its junction with Footpath 106, Thorncombe at the Thorncombe parish boundary at point I (ST 37770056). (No recorded width).

Part 2

Description of site of new paths

Part of Footpath 94, Thorncombe:

Part of the Wessex Ridgeway and Liberty Trail

- A – C – D From the unaffected part of Footpath 94 at point A (ST 37580061), south east
– E – F – across a field to point C (ST 37640056), then generally north north east
B following the field boundary to point D (ST 37660059), then east, crossing into the next field to its junction with the proposed new route of Footpath 106 at point E (ST 37660058). Continuing north north east along the western field boundary and along a farm track to point F (ST 37770076), then east south east along the track to rejoin the unaffected part of Footpath 94, on the southern edge of woodland at point B (ST 37810075). Width: 2 metres except for 1.2 metres at points B (ST 37810075) and E (ST 37660058).

Footpath 106 Thorncombe:

- E – J – K From its junction with the proposed new route of Footpath 94 at point E (ST
– L 37660058), south south west along the western field boundary to point J (ST 37660057) and generally east to point K (ST 37726 00565), then south to its junction with the proposed new route of Footpath 65, Marshwood at the Marshwood parish boundary at point L (ST 37727 00561).

Part of Footpath 65, Marshwood:

N – M – L From the unaffected part of Footpath 65 at point N (ST 37930026), generally north west across a field to the field boundary at point M (ST 37728 00557) and continuing north to its junction with the proposed new route of Footpath 106, Thorncombe at the Thorncombe parish boundary at point L (ST 37727 00561). Width: 2 metres except for 1.2 metres at point M (ST 37728 00557).

Part 3

Limitations and Conditions

To BS5709:2018:

| | | |
|---------|------------------|-----------------|
| Point B | (ST 37810075) | Pedestrian gate |
| Point E | (ST 37660058) | Pedestrian gate |
| Point M | (ST 37728 00557) | Pedestrian gate |

Part 4

Modification of Definitive Statement

Variation of particulars of paths

Footpath 94, Thorncombe:

Delete:

From: 376006 To: 380015

Marshwood parish boundary near Gashay Farm to junction of Path Nos 22, 23 and 95 at Grighay Farm.

Add:

From: ST 376006 To: ST 380015

Marshwood parish boundary to ST 37580061, south east across a field to ST 37640056, then generally north north east following the field boundary to ST 37660059, then east, then east, crossing into the next field to its junction with the proposed new route of Footpath 106 at ST 37660058. Continuing north north east along the western field boundary and along a farm track to ST 37770076, then east south east along the track, to the southern edge of woodland at ST 37810075. Continue generally north north east to junction of Path Nos 22, 23 and 95 at Grighay Farm. Width: 2 metres between ST 37580061 and ST 37810075, except for 1.2 metres at ST 37810075 and ST 37660058. Limitations: Pedestrian gates at ST 37810075 and ST 37660058 to BS5709:2018.

Footpath 106, Thorncombe:

Delete:

From: ST 37600064 To: ST 37770056

From its junction with Footpath 94 at Gashay Farm, east south east and south east to its junction with Footpath 65 at the parish boundary with Marshwood.

Add:

From: ST 37660058 To: ST 37727 00561

From its junction with Footpath 94, south south west along the western field boundary to ST 37660057 and generally east to ST 37726 00565, then south to its junction with Footpath 65, Marshwood at the Marshwood parish boundary.

Footpath 65, Marshwood:

Delete:

From: 382996 To: 377005

Road opposite Marshwood School via Colmer Farm to county boundary near Gashay Lane.

Add:

From: ST 382996 To: ST 37727 00561

Road opposite Marshwood School via Colmer Farm to ST 37930026, generally north west across a field to the field boundary at ST 37728 00557 and continuing north to its junction with Footpath 106, Thorncombe at the Thorncombe parish boundary. Width: 2 metres between ST 37930026 and ST 37727 00561, except for 1.2 metres at ST 37728 00557. Limitation: Pedestrian gate at ST 37728 00557 to BS5709:2018.

Dated this 10TH day of SEPTEMBER 2021

THE COMMON SEAL of
DORSET COUNCIL
was affixed in the presence of:-

Coram Law



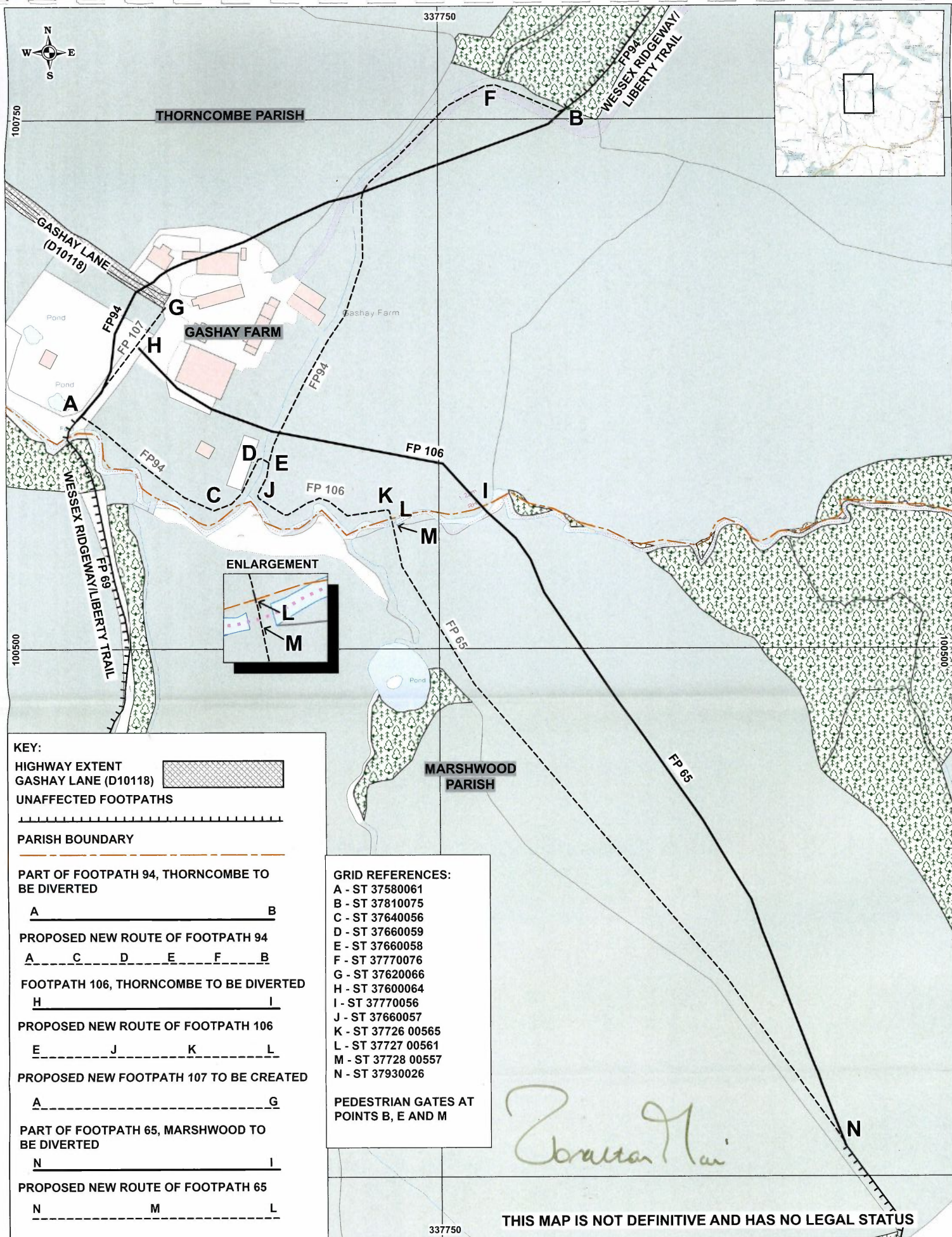
489/21

The foregoing Order is hereby confirmed unopposed

Authorised signatory

Gracieano
Authorised Signatory

Dated this 14th day of March 2025



SECTION 119 & SECTION 26, HIGHWAYS ACT 1980

DORSET COUNCIL (FOOTPATH 94 (PART) & FOOTPATH 106, THORNCOMBE AT GASHAY FARM AND FOOTPATH 65 (PART), MARSHWOOD) PUBLIC PATH DIVERSION ORDER 2021

DORSET COUNCIL (FOOTPATH 107, THORNCOMBE AT GASHAY FARM) PUBLIC PATH CREATION ORDER 2021

Ref: P211/21/2

Date: 18/05/2021

Scale 1:1600 at A3

Drawn By: KJS

Cent X: 337769

Cent Y: 100512