



**Lake District
National Park**

LAKE DISTRICT NATIONAL PARK AUTHORITY

**NOTICE OF PUBLIC PATH DIVERSION AND DEFINITIVE MAP & STATEMENT
MODIFICATION ORDER 2025**

**SECTION 119 HIGHWAYS ACT 1980
SECTION 53A(2) WILDLIFE & COUNTRYSIDE ACT 1981**

DIVERSION OF FOOTPATH 512021, HEATHWAITE, CONISTON PARISH

On 20 November 2025 we confirmed the above order to divert the public footpath at Heathwaite between SD 2959 9694 and SD 2957 9683 from a route through the yard to a new route east of the farm, as shown on the order plan.

A copy of the order and plan may be seen during office hours at Customer Services, Westmorland & Furness Council, South Lakeland House, Lowther Street, Kendal, LA9 4DQ, at the Lake District National Park Authority, Wayfaring House, Murley Moss, Oxenholme Road, Kendal, LA9 7RL or at Coniston Information Centre, Ruskin Avenue, Coniston, LA21 8EH. You can buy copies from the Authority for £3 each, or download from www.lakedistrict.gov.uk/rowchanges

Any person who wishes to claim compensation under Section 28 of the 1980 Act for depreciation or damage by disturbance arising as a result of the order must make a claim in writing to the Solicitor to the Authority to arrive not later than 27 May 2026.

The order will come into force on 27 November 2025. If any person aggrieved by the order wants to question its validity, or any provision contained in it, they can apply to the High Court within six weeks from 27 November 2025. The grounds for applying are that: the order was not made within the powers of the Highways Act 1980 (as amended), or that any requirement of the Act (as amended), or of any regulation made under the Act has not been complied with.

Authority Solicitor, 20 November 2025



**Lake District
National Park**

**HIGHWAYS ACT 1980 - SECTION 119
WILDLIFE & COUNTRYSIDE ACT 1981 – S.53A(2)
THE LAKE DISTRICT NATIONAL PARK AUTHORITY
PUBLIC PATH DIVERSION AND DEFINITIVE MAP & STATEMENT
MODIFICATION ORDER 2025**

DIVERSION OF FOOTPATH 512021, HEATHWAITE, CONISTON PARISH

DATED:	11 September 2025
File Reference:	1412.512.08
Minute Reference:	Rights of Way Committee 22 July 2025
Archive Reference:	AM16



**Lake District
National Park**

**HIGHWAYS ACT 1980
WILDLIFE & COUNTRYSIDE ACT 1981**

LAKE DISTRICT NATIONAL PARK AUTHORITY

**PUBLIC PATH DIVERSION AND DEFINITIVE MAP & STATEMENT MODIFICATION
ORDER 2025**

DIVERSION OF FOOTPATH 512021, HEATHWAITE, CONISTON PARISH

This order is made by the Lake District National Park Authority (“the Authority”) under Section 119 of the Highways Act 1980 (“the 1980 Act”) because it appears to the Authority that it is expedient to divert the line of the footpath described in paragraph 1 of this order in the interests of the public and of the owner of the land crossed by the footpath.

This order is also made under section 53A(2) of the Wildlife & Countryside Act 1981 (“the 1981 Act”) because it appears to the Authority that the County of Cumbria Definitive Map & Statement require modification in consequence of an 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 in the map and statement.

Westmorland and Furness Council, Coniston Parish Council, and Natural England have been consulted as required by Section 120(2) of the 1980 Act.

BY THIS ORDER:

- 1 The public right of way shown by a bold continuous line on the attached plan and described in Part 1 of the Schedule shall be stopped up, and the County of Cumbria Definitive Map shall be modified by deleting from it that public right of way, on the later of the following events:
 - a) The date of first publication of confirmation of this order;
 - b) The date the Lake District National Park Authority certifies that all necessary works to bring the public footpaths described in Part 2 of the Schedule into a fit condition for use have been completed.
- 2 Despite this order all statutory undertakers shall continue to have any existing rights of access to and egress from any apparatus equipment and plant accessible only from the right of way referred to in Part 1 of the Schedule.
- 3 There shall be from the date of first publication of confirmation of this order a public footpath as described in Part 2 of the Schedule and shown by a bold dashed line on the plan, and the County of Cumbria Definitive Map shall be modified by adding that right of way to it.
- 4 The County of Cumbria Definitive Statement shall be modified as described in Part 4 of the Schedule to this order.
- 5 This order is called The Lake District National Park Authority Public Path Diversion and Definitive Map and Statement Modification Order 2025 - Diversion of Footpath 512021, Heathwaite, Coniston Parish and is dated 11 September 2025.
- 6 The new rights shall be subject to the limitations and conditions set out in Part 3 of the Schedule.

Dated the Eleventh day of September 2025

Executed as a deed by
affixing the Common Seal of
LAKE DISTRICT NATIONAL PARK AUTHORITY
in the presence of:

Authorised Signatory



SCHEDULE

PART 1

Section of footpath as indicated on plan	Description of public right of way extinguished and deleted from definitive map
Marked with a bold continuous line and shown A - C	From Point A on track north of Heathwaite (SD 2959 9694) generally southwards for around 55 metres through property curtilage to Point C (SD 2960 9689) on the U5013 road.
Marked with a bold continuous line and shown D - E	From Point D (SD 2960 9689) westwards for around 20 metres through farmyard then south-southwestwards for 50 metres between farm buildings to Point E (SD 2957 9683), south of Heathwaite.

PART 2

Section of footpath as indicated on plan	Description of rights of way created and added to definitive map
Marked with a bold dashed line and shown A - B	From track at Point A (SD 2959 9694) north of Heathwaite, generally southwards for around 55 metres through field to U5013 road at Point B (SD 2961 9689), east of Heathwaite. Width = 1.8 metres except at gate (1.0m) at SD 2959 9693.
Marked with a bold dashed line and shown C - D - E	From end of U5013 road east of Heathwaite at Point C (SD 2960 9689) westwards for around 5 metres on track to Point D (SD 2960 9689) then southwards and southwestwards on a path fenced off through field 60 metres to Point E (SD 2957 9683) south of Heathwaite. Width = 1.8 metres except at gate (1.0m) at SD 2958 9684.

PART 3

Limitations and conditions

Wicket Gate (1.0m) at SD 2959 9693

Wicket Gate (1.0m) at SD 2958 9684

All to LDNP Standards 2011

PART 4

Modification of the Definitive Statement

Replace Definitive Statement for 512021 Coniston Parish with the following:

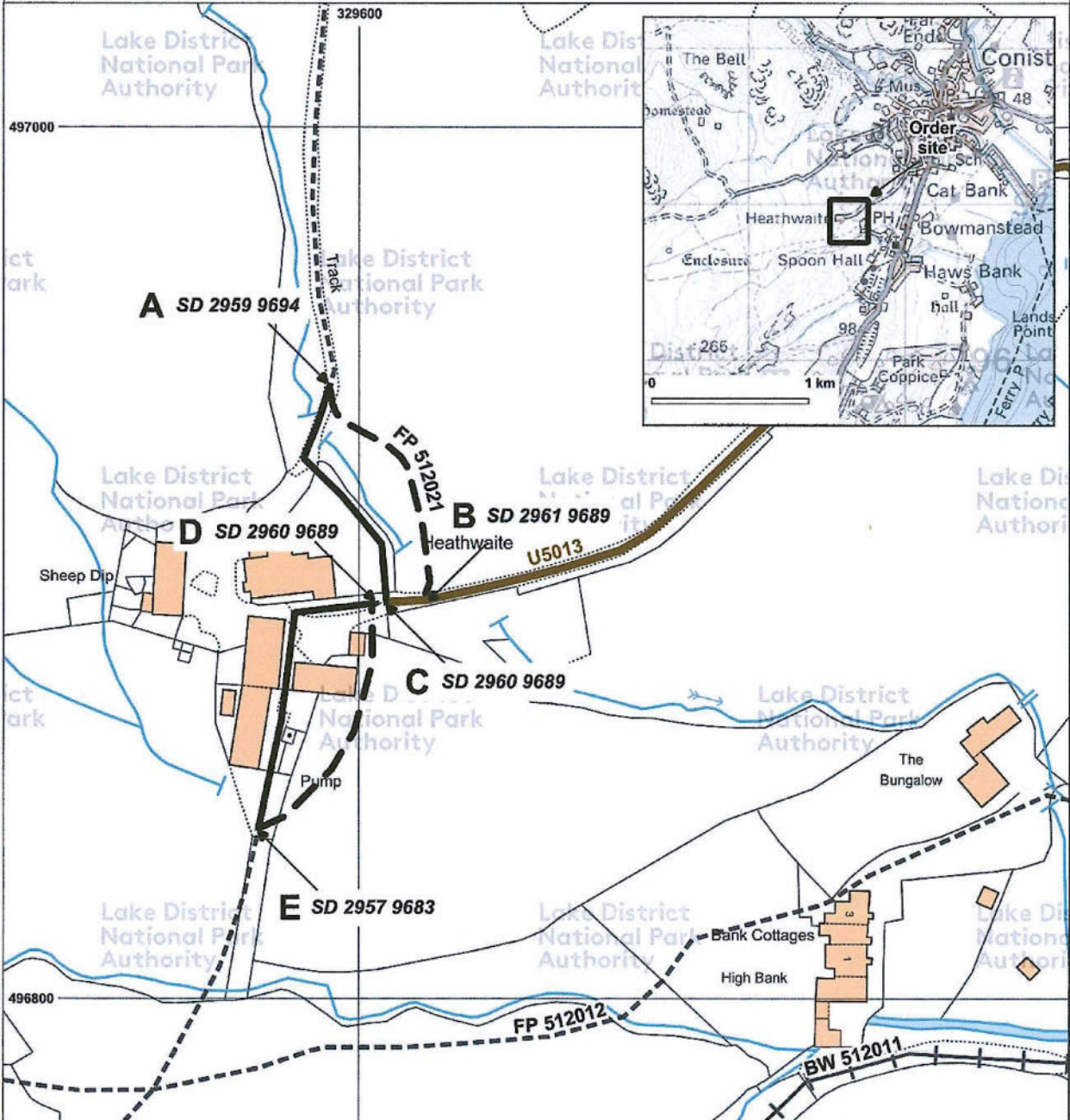
Path Number	512021
Path Type	Footpath
Description	From FP 512026 at Miners Bridge generally southwards around 840 metres to the Walna Scar Road U5033, then continuing generally southwards around 475 metres to public road U5013 east of Heathwaite Farm. Then from end of U5013 at Heathwaite Farm generally southwards for around 625 metres to public road U5044 at Outrake Farm.
Remarks	Diverted at Heathwaite, 2025
Limitations & Conditions	Wicket Gate (1.0m) at SD 2959 9693; Wicket Gate (1.0m) at SD 2958 9684 – All to LDNP Standards 2011.

Diversion of Public Footpath 512021 at Heathwaite, Coniston Parish

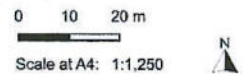


Lake District National Park

Highways Act 1980 Section 119 and Wildlife & Countryside Act 1981 Section 53A(2)



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- Route to be created
- Route to be extinguished
- Unaffected public rights of way
- Footpath
- Bridleway

Centre of map:
SD 2964 9689

Date Authored:
02/09/2024

Authorised signatory:



Date: 11/9/25



Lake District
National Park

CERTIFICATE OF CONDITION OF NEW PATH

HIGHWAYS ACT 1980 – SECTION 119(3)

**THE LAKE DISTRICT NATIONAL PARK AUTHORITY
PUBLIC PATH DIVERSION AND DEFINITIVE MAP & STATEMENT MODIFICATION
ORDER 2025
DIVERSION OF FOOTPATH 512021, HEATHWAITE, CONISTON PARISH**

File Ref: PM/WHI/1412.512.08


I certify that:

- The new path(§) is already in a fit condition for use, and no works are required

I also certify that all the rights of way furniture on the new paths is 'easy-to-use' and conforms to the requirements of the Equality Act 2010.

Photographs (if appropriate) of the completed works are on the network, and I have sent you a link to these.

Print Name... WILLIAM HINCHLIFFE

Signed... 

Date... 20/11/2025

Occupation **Will Hinchliffe, Rights of Way Officer, LDNPA**

Please return to: Ranger Team Business Support Officer, Lake District National Park Authority



Lake District
National Park

**THE LAKE DISTRICT NATIONAL PARK AUTHORITY
PUBLIC PATH DIVERSION AND DEFINITIVE MAP & STATEMENT MODIFICATION
ORDER 2025
DIVERSION OF FOOTPATH 512021, HEATHWAITE, CONISTON PARISH**

The above-named Order was confirmed by the Lake District National Park Authority unopposed and without modification on 20 November 2025



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Authorised Signatory, on behalf of the Lake District National Park Authority