

# **NOTICE OF ORDER**

## **WILDLIFE AND COUNTRYSIDE ACT 1981**

### **SECTION 53**

Nottinghamshire County Council  
(Sturton Le Steeple Bridleway No. 25 and Byway Nos. 30, 31, 32 and 33)  
Modification Order 2005

Notice is hereby given that the above referenced Order has been submitted to the Secretary of State for Environment, Food and Rural Affairs for determination. Following an earlier exchange of written representations, the Inspector appointed to determine the Order issued a letter in which she proposed to make modifications to the Order as drafted. Following advertisement of those proposals objections/representations have been received.

The **start date** for the above Order is **8 October 2015**.

Consideration of the Order will take the form of exchanges of statements of case and comments on statements of case which contain evidence in respect of the modified part of the Order as contained in the objection from Tim Hart of Nottinghamshire County Council **and** new evidence in respect of the unmodified part of the Order as contained in the objections from the Foljambe Trust and Diana Mallinson.

The effect of the Order, if confirmed without modifications will be to modify the Definitive Map and Statement for the above Area by adding/upgrading the routes described in the Schedule below and as shown on the Order Map.

#### SCHEDULE

##### Paths or Ways to be added/upgraded Sturton le Steeple Bridleway No. 25

Commencing from a point, SK 78648306, at the junction with Leverton Road and proceeding for a distance of approximately 1,480 metres to a point, SK 77238312, at the junction with the remainder of Sturton le Steeple Bridleway No. 25 (addition of section of bridleway).

##### Sturton le Steeple Byway No. 30

Commencing from a point, SK 77568493, at the junction with Wheatley Road and proceeding for a distance of approximately 1,100 metres to a point, SK 77438388, at the junction with Sturton le Steeple Bridleway No. 23 at a gate in the north-western boundary fence of a railway line

(addition of Byway by upgrade of part of Sturton le Steeple Bridleway No. 23).

### Sturton le Steeple Byway No. 31

Commencing from a point, SK 78288406, on Freeman's Lane adjacent to West End Farm and the starting point of Sturton le Steeple Footpath No. 20 and proceeding for a distance of approximately 60 metres to a point, SK 78228404, at the junction with the remainder of Sturton le Steeple Byway No. 31 (addition of section of Byway), then proceeding for a distance of approximately 1,050 metres to a point, SK 77428262, at the junction with part of the remainder of Sturton le Steeple Byway No. 31 (upgrade of the whole of Sturton le Steeple Bridleway No. 24), then proceeding for a distance of approximately 960 metres to a point, SK 78358380, at the junction with part of the remainder of Sturton le Steeple Byway No. 31 (upgrade of part of Sturton le Steeple Bridleway No. 25), then proceeding for a distance of approximately 150 metres to a point, SK 78498388, on Springs Lane adjacent to Spring Cottage (addition of section of Byway).

### Sturton le Steeple Byway No. 32

Commencing from a point, SK 79028450, on Common Lane adjacent to North Street Dairy Farm and proceeding for a distance of approximately 1,140 metres to a point, SK 80128442, at the junction with the remainder of Sturton le Steeple Byway No. 32 (addition of section of Byway), then proceeding for a distance of approximately 670 metres to a point, SK 80248377, at the junction with part of the remainder of Sturton le Steeple Byway No. 32 (upgrade of part of Sturton le Steeple Bridleway No. 11), then proceeding for a distance of approximately 150 metres to a point, SK 80178363, at the junction with Littleborough Road (upgrade of part of Sturton le Steeple Bridleway No. 9).

### Sturton le Steeple Byway No. 33

Commencing from a point, SK 80248377, at the junction with Sturton le Steeple Byway No. 32 and proceeding for a distance of approximately 1,670 metres to a point, SK 81848425, at the junction with the remainder of Sturton le Steeple Byway No. 33 (upgrade of part of Sturton le Steeple Bridleway No. 9), then proceeding for a distance of approximately 470 metres to a point, SK 81688470, at the junction with part of the remainder of Sturton le Steeple Byway No. 33 (upgrade of part of Sturton le Steeple Bridleway No. 10), then proceeding for a distance of approximately 1,680 metres to a point, SK 80128442, at the junction with Sturton le Steeple Byway No. 32 (upgrade of part of Sturton le Steeple Bridleway No. 9).

The effect of the proposed modifications would be to provide the following:

- In the heading to the Order and in Point 3 on the first page of the Order delete the words "Bridleway No. 25 and Byway Nos. 30" and insert the words "Byway Open to All Traffic No. 30 and Restricted Byways Nos."
- Insert the words "Open to All Traffic" after the word "Byway" in the 8<sup>th</sup> line of the first paragraph of the Order
- Insert the word "Restricted" before the word "Byways" in the 10<sup>th</sup> line and before the word "Byway" in the 11<sup>th</sup> line of the first paragraph of the Order
- In Part 1 and Part 11 of the Schedule delete the heading "Sturton le Steeple Bridleway No. 25" and the whole of the paragraph under that heading
- In Part 1 of the Schedule insert the word "Restricted" before the word "Byway" wherever it appears
- In the headings in Part 11 of the Schedule insert the words "Open to All Traffic" after the word "Byway" and before "No.30" and the word "Restricted" before "Byway No.31", "Byway No.32" and "Byway No.33"
- Delete the word "minimum" before "width of 3 metres" wherever it appears
- On the plan to the Order delete the route between the grid references marked on the plan as SK78648306 and SK77238312

Any queries relating to this Order should be referred to Helen Sparks at The Planning Inspectorate, Rights of Way Section, Room 3/25 Hawk Wing, Temple Quay House, 2 The Square, Temple Quay, Bristol, BS1 6PN. Telephone: 0303 444 5646. Email: [helen.sparks@pins.gsi.gov.uk](mailto:helen.sparks@pins.gsi.gov.uk) Please quote reference number FPS/L3055/7/71M1 on all correspondence.

Any person wishing to view the statements of case and other documents relating to this Order may do so by appointment at the offices of Nottinghamshire County Council, Countryside Access, Trent Bridge House, Fox Road, West Bridgford, Nottingham; also Retford public library, Churchgate, Retford, Nottinghamshire and at the offices of Bassetlaw District Council, Queens Buildings, Potter Street, Worksop, Nottinghamshire. To arrange a viewing, please contact Mr Neil Lewis on Telephone Number (0115) 977 3169.

### **Timetable for sending in statements of case and comments**

#### **Within 8 weeks of the start date [by 3 December 2015]**

The Order Making Authority must ensure their statement of case is received by the Secretary of State. As soon as possible after receiving it the Secretary of State will send a copy (excluding copies of any supporting documents, although these will be available to view at the Authority's

offices) to everyone who has made an objection or representation following the proposed modifications, the applicant and any other person who has previously written to us in respect of the Order.

Everyone who has made an objection or representation following the proposed modifications or any other written representation must ensure their statement of case is received by the Secretary of State. As soon as possible after the above date the Secretary of State will send a copy (excluding copies of any supporting documents, although these will be available to view at the Authority's offices) to the Authority, the applicant, every person who has made an objection or representation following the proposed modifications and any other person who has previously written to us in respect of the Order.

Within the same period the applicant (if applicable) must ensure their statement of case is received by the Secretary of State. As soon as possible after the above date the Secretary of State will send a copy (excluding copies of any supporting documents, although these will be available to view at the Authority's offices) to the Authority, everyone who has made an objection or representation following the proposed modifications and any other person who has previously written to us in respect of the Order.

**Within 14 weeks of the start date [by 14 January 2016]**

Everyone who has made an objection or representation following the proposed modifications, the Authority, the applicant (if applicable) and anyone who has written to us in respect of the Order must ensure their comments on any or every other statement of case is received by the Secretary of State. As soon as possible after the above date, the Secretary of State will send copies of the comments received to everyone else.

Any other person wishing to make representations in writing to the Secretary of State in respect of the above Order must do so in line with the timetable set out above.

In fairness to the other parties everyone should keep to the timetable to ensure that statements of case and comments are received on time.

All parties must keep to the timetable set out above and ensure that statements of case are received by the Secretary of State on time. Late documents will be returned.

Notice of order for w/r mods