

NOTICE OF ORDER

WILDLIFE AND COUNTRYSIDE ACT 1981

SECTION 53

Herefordshire County Council
Addition of Footpath 110 Whitchurch Modification Order 2008

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. An Inspector will be appointed by the Secretary of State to determine the Order.

The **start date** for the above Order is **21 June 2016**.

Consideration of the Order will take the form of exchanges of statements of case and comments on statements of case.

The effect of the Order, if confirmed without modifications, will be to modify the Definitive Map and Statement for the area by adding to them the footpath which commences at the junction with the Public Byway Open to All Traffic Whitchurch 62 (WC62) at Ordnance Survey grid reference SO 5533 1697 (point A on the Order plan) and proceeds in an easterly direction for approximately 7.5 metres to Ordnance Survey grid reference SO 5534 1697. It continues in a generally east-south-east direction for approximately 20 metres to Ordnance Survey grid reference SO 5536 1696 and then in an easterly direction for approximately 3.5 metres to Ordnance Survey grid reference SO 5536 1696. It continues in an east-north-east direction for approximately 10 metres to the junction with Public Byway Open to All Traffic Whitchurch 61 (WC61) at Ordnance Survey grid reference SO 5537 1697 (point B) as shown on the Order plan. Section A-B has a total length of approximately 41 metres and a constant width of 3.5 metres as taken from the 1904 1:25000 Ordnance Survey map.

Any queries relating to this Order should be referred to Helen Sparks at The Planning Inspectorate, Rights of Way Section, Room 3/G Hawk Wing, Temple Quay House, 2 The Square, Temple Quay, Bristol, BS1 6PN. Telephone: 0303 444 5646. Email: helen.sparks@pins.gsi.gov.uk Please quote reference number FPS/W1850/7/16 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 Balfour Beatty Living Places, Unit 3, Thorn Business Park, Rotherwas Industrial Estate, Hereford, Herefordshire, HR2 6JT during normal office hours of Monday to Friday 0900 – 1530. To arrange a viewing, please contact Mr Mike Walker on Telephone Number (07779) 434777.

Timetable for sending in statements of case and comments

Within 2 weeks of the start date [by 5 July 2016]

The Order Making Authority must ensure their statement of case is received by the Secretary of State. As soon as possible after the deadline, 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, the applicant and any other person who has written to us in respect of the Order.

Within 8 weeks of the start date [by 16 August 2016]

Everyone who has made an objection or representation or any other written representation must ensure their statement of case is received by the Secretary of State. As soon as possible after the deadline, the Secretary of State will send copies (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 and any other person who has 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 deadline, 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 and any other person who has written to us in respect of the Order.

Within 14 weeks of the start date [by 27 September 2016]

Everyone who has made an objection or representation, the Authority, the applicant (if applicable) and anyone who has written to us in respect of the Order must ensure that their comments on any or every other statement of case is received by the Secretary of State. As soon as possible after the deadline, the Secretary of State will send copies of these comments 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. Late documents will be returned.

We cannot accept any libellous, racist or abusive comments. Any documents containing such comments will be returned.

WILDLIFE AND COUNTRYSIDE ACT 1981

DEFINITIVE MAP AND STATEMENT FOR THE COUNTY OF HEREFORDSHIRE

**THE COUNTY OF HEREFORDSHIRE DISTRICT COUNCIL
ADDITION OF FOOTPATH 110 WHITCHURCH
MODIFICATION ORDER 2008**

This Order is made by the County of Herefordshire District Council ("the Council") under Section 53(2)(b) of the Wildlife and Countryside Act 1981 ("the Act") because it appears to the Council that the Definitive Map and Statement for the County of Herefordshire requires modification in consequence of the occurrence of an event specified in section 53(3)(c)(i), namely, the discovery of evidence that a right of way subsists or is reasonably alleged to subsist.

The Council hereby orders that:

1. For the purposes of this order the relevant date is *18th June* 2008
2. The Definitive Map and Statement for the County of Herefordshire shall be modified as described in Part I and Part II of the Schedule hereto 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 County of Herefordshire District Council Addition of Footpath 110 Whitchurch Modification Order 2008.

Dated *18th June* 2008

THE COMMON SEAL of the County of
Herefordshire District Council was affixed
BY ORDER

M. Sheeja



Authorised Officer

SCHEDULE

PART I

Modification of Definitive Map

Description of path or way to be added

Path A-B

The footpath to be known as WC110 in the Parish of Whitchurch commences at the junction with the Public Byway Open to All Traffic Whitchurch 62 (WC62) at Ordnance Survey grid reference SO 5533 1697 (point A on the Order plan) and proceeds in an easterly direction for approximately 7.5 metres to Ordnance Survey grid reference SO 5534 1697. It continues in a generally east-south-east direction for approximately 20 metres to Ordnance Survey grid reference SO 5536 1696 and then in an easterly direction for approximately 3.5 metres to Ordnance Survey grid reference SO 5536 1696. It continues in an east-north-east direction for approximately 10 metres to the junction with Public Byway Open to All Traffic Whitchurch 61 (WC61) at Ordnance Survey grid reference SO 5537 1697 (point B) as shown on the Order plan. Section A-B has a total length of approximately 41 metres and a constant width of 3.5 metres as taken from the 1904 1:25000 Ordnance Survey map.

PART II

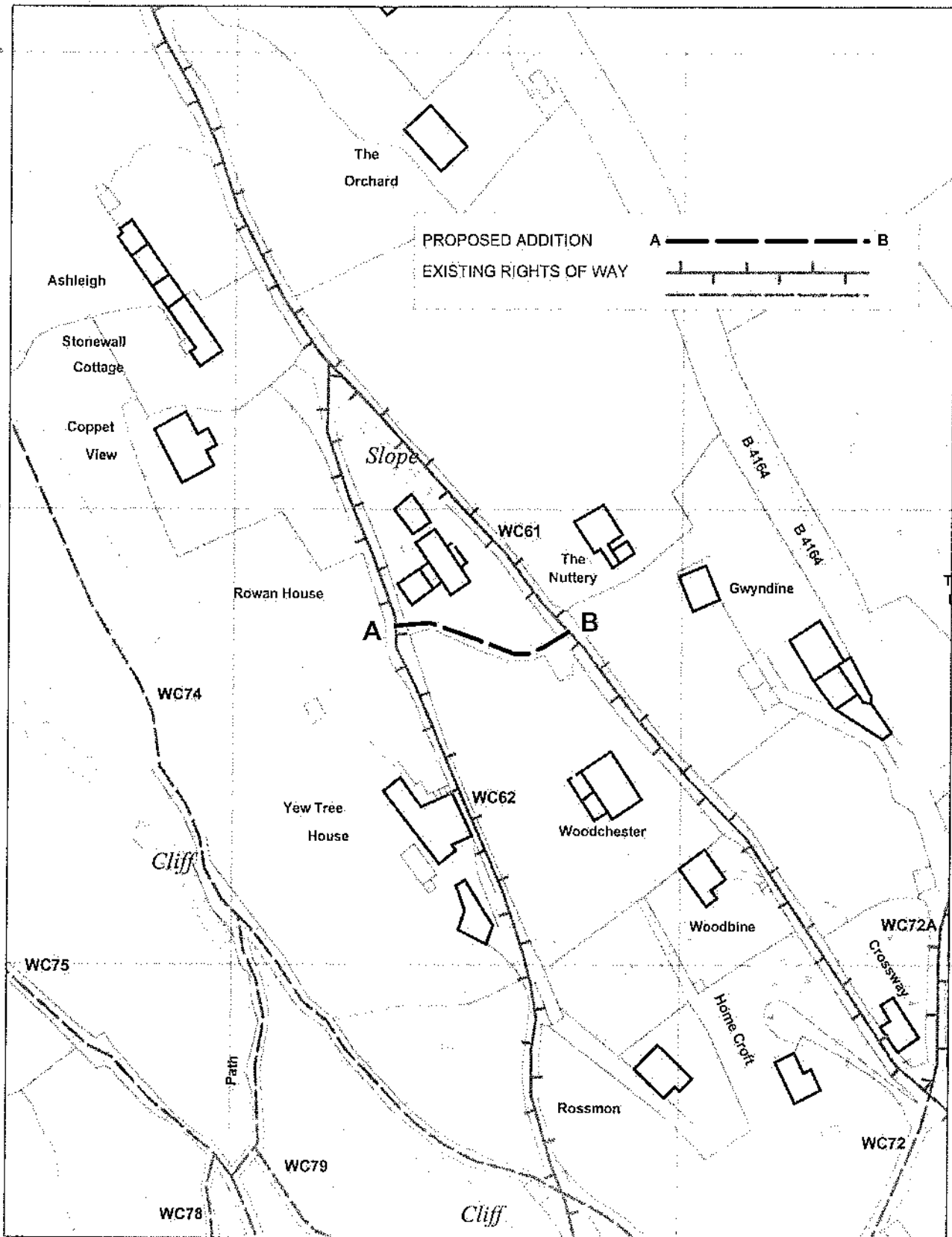
Modification of Definitive Statement

Variation of particulars of path or way

Parish of Whitchurch Public Footpath 110

Commences at the junction with the Public Byway Open to All Traffic Whitchurch 62 (WC62) at Ordnance Survey grid reference SO 5533 1697 and proceeds in an easterly direction for approximately 7.5 metres to Ordnance Survey grid reference SO 5534 1697. It continues in a generally east-south-east direction for approximately 20 metres to Ordnance Survey grid reference SO 5536 1696 and then in an easterly direction for approximately 3.5 metres to Ordnance Survey grid reference SO 5536 1696. It continues in an east-north-east direction for approximately 10 metres to the junction with Public Byway Open to All Traffic Whitchurch 61 (WC61) at Ordnance Survey grid reference SO 5537 1697. The path has a width of 3.5 metres.

Length approximately 41 metres.



**LOCATION PLAN - PARISH OF WHITCHURCH
 MODIFICATION ORDER, PROPOSED
 ADDITION OF FOOTPATH
 DWG No. M138/410-GEN
 SCALE 1:1250**

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This information is based on that currently available to the County of Herefordshire District Council from the Definitive map and Statement and other public records. It is given on the strict understanding that neither the Council nor any of its officers will be responsible for the accuracy of this information or accept any liability whatsoever for any error or omission therein for any loss or damage arising from interpretation or use of the information supplied. The inquirer should rely on the results of their own investigations.

