

NOTICE OF ORDER

WILDLIFE AND COUNTRYSIDE ACT 1981 SECTION 53

Doncaster Metropolitan Borough Council
Public Footpath No.16 Doncaster Definitive Map Modification Order 2014

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 **20 July 2016**.

Consideration of the Order will take the form of a public local inquiry.

The Inquiry will be held at **Doncaster Council Civic Office, Waterdale, Doncaster, DN1 3BU** on **Wednesday 25 January 2017** at 10.00am.

The effect of the Order, if confirmed without modifications, will be to modify the definitive map and statement for the area by adding to then the footpath described in the following schedule.

SCHEDULE

Description of footpath to be added

Public Footpath commencing at its junction with Oswin Avenue, at grid reference SE5608 0139 and proceeding in a north east direction for 130 metres ending at its junction with Furnival Road at grid reference SE5618 0148. Widths: The width of the footpath is 3 metres.

Any queries relating to this Order should be referred to Clive Richards 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 5502. Email: clive.richards@pins.gsi.gov.uk. Please quote reference number FPS/F4410/7/33 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 Doncaster Borough Council, Civic Office, Waterdale, Doncaster, DN1 3BU from 9:00am to 4:30pm Mondays to Fridays. Contact Lisa Godley on 01302 735684 to make an appointment.

Timetable for sending in statements of case and proofs of evidence

Within 8 weeks of the start date [by 14 September 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 and the applicant and any other person who has written to us in respect of the Order.

Within 14 weeks of the start date [by 26 October 2016]

Everyone who has made an objection or representation and anyone who wishes to give evidence at the Inquiry must ensure their statement of case¹ is received by the Secretary of State. As soon as possible after the deadline, the Secretary of State will send copies 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 (excluding copies of any supporting documents, although these will be available to view at the Authority's offices).

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, the Secretary of State will send a copy 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 (excluding copies of any supporting documents, although these will be available to view at the Authority's offices).

5 weeks before the date of the inquiry [by 21 December 2016]

N.B. normally this would be 4 weeks prior to the Inquiry. However, this would be 28 December 2016 so it has been decided to set this deadline a week earlier to enable everyone to submit their proofs of evidence before Christmas.

The Authority, everyone who has made an objection or representation, the applicant (if applicable) and anyone who wishes to give evidence at the Inquiry must ensure their proof of evidence (together with any summary) is received by the Secretary of State. As soon as possible after the deadline, the Secretary of State will send copies of:

- i) the Authority's proof of evidence to everyone who has made an objection or representation, the applicant and anyone who has submitted a statement of case (excluding copies of any supporting documents – although none should be submitted with a proof of evidence);
- ii) the applicant's proof of evidence to the Authority, everyone who has made an objection or representation and anyone else who has submitted a statement of case (excluding copies of any supporting

¹ If you wish to make a legal submission, this should be submitted at the same time as your statement of case. Otherwise legal submissions will have to be submitted in writing on the day of the inquiry.

documents – although none should be submitted with a proof of evidence); and

- iii) all other proofs of evidence to the Authority, the applicant, everyone who has made an objection or representation and anyone else who has submitted a statement of case (excluding copies of any supporting documents – although none should be submitted with a proof of evidence).

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

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

Notice of order for inquiry

**WILDLIFE AND COUNTRYSIDE ACT 1981
THE COUNTY OF THE WEST RIDING OF YORKSHIRE (AREA 3) DEFINITIVE MAP
AND STATEMENT**

**DONCASTER BOROUGH COUNCIL
PUBLIC FOOTPATH NO 16 DONCASTER
DEFINITIVE MAP MODIFICATION ORDER 2014**

This Order is made by Doncaster Borough Council under Section 53(2)(b) of the Wildlife and Countryside Act 1981 ("the Act") because it appears to that authority that The County of the West Riding of Yorkshire (Area 3) Definitive Map and Statement require modification in consequence of the occurrence of an event specified in Section 53(3)(c)(i) of the Act, namely the discovery by the authority of evidence which (when considered with all other relevant evidence available to them) shows that a right of way which is not shown on the map and statement subsists or is reasonably alleged to subsist over land in the area to which the map relates.

The authority has consulted with local elected members

Doncaster Borough Council hereby order that:-

1. For the purposes of this order the relevant date is the 1st December 2014.
2. The County of the West Riding of Yorkshire (Area 3) Definitive Map and Statement shall be modified as described in Part I and Part II of the Schedule and shown on the map attached to the Order.
3. This order shall take effect on the date it is confirmed and may be cited as the Doncaster Borough Council Public Footpath No 16 Doncaster Definitive Map Modification Order 2014

SCHEDULE

PART I

Modification of Definitive Map
Description of path to be added

Public Footpath commencing at its junction with Oswin Avenue, at grid reference SE5608 0139, (point A) and proceeding in a north east direction for 130 metres ending at its junction with Furnival Road, at grid reference SE 5618 0148, (point B).



Key :
Legend
 --- Order route

GRID REFERENCES
 A - SE 5608 0139
 B - SE 5618 0148

Notes :

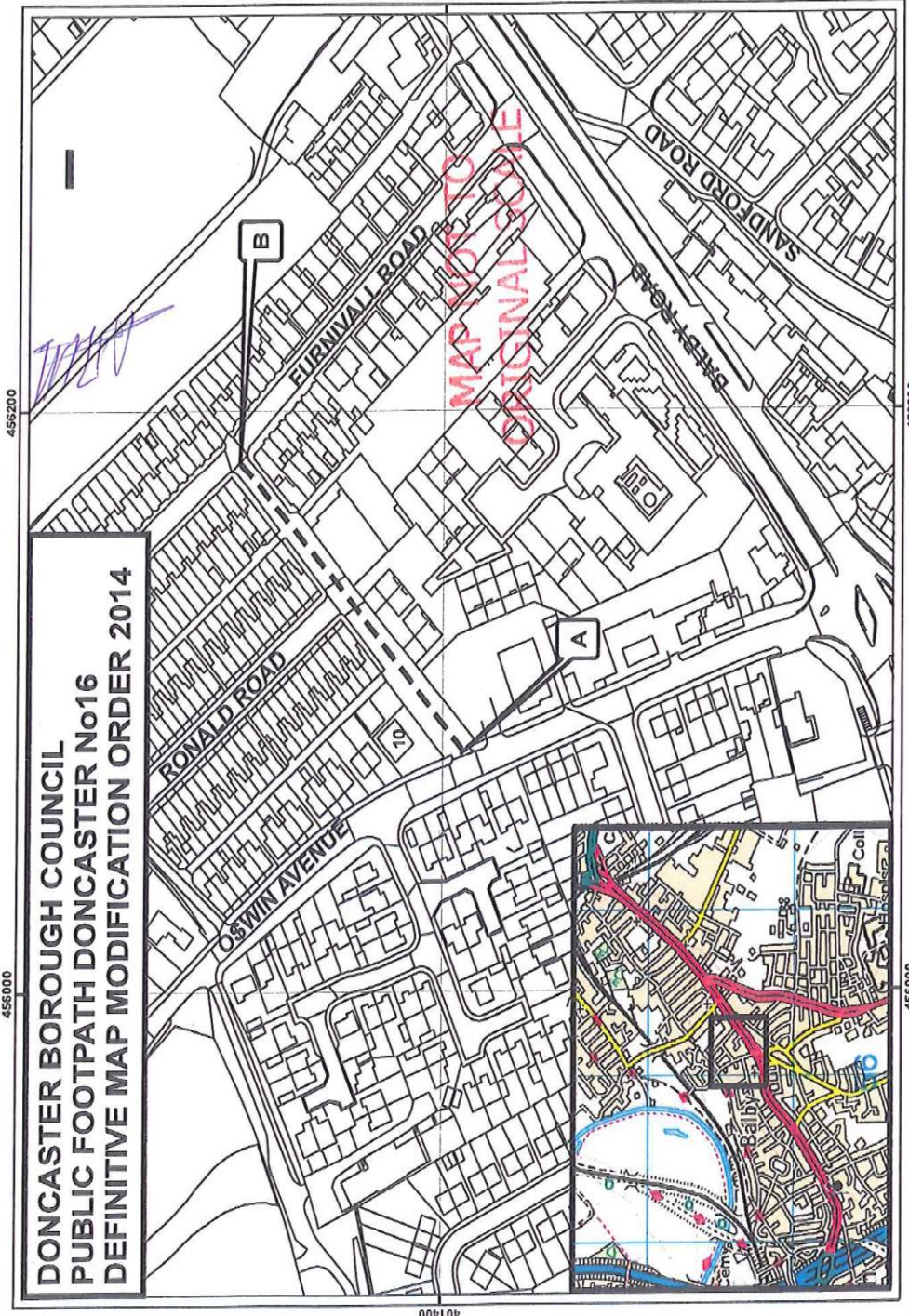
Title :

Completed By :

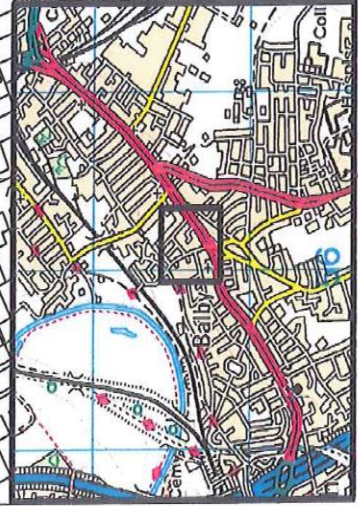
Reference :
 West Avenue.mxd

Date :
 26 June 2014

Scale :
 1:2,000



**DONCASTER BOROUGH COUNCIL
 PUBLIC FOOTPATH DONCASTER No16
 DEFINITIVE MAP MODIFICATION ORDER 2014**



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PART II
Modification of Definitive Statement
Variation of particulars of path

Public Footpath commencing at its junction with Oswin Avenue, at grid reference SE5608 0139 and proceeding in a north east direction for 130 metres ending at its junction with Furnival Road, at grid reference SE5618 0148.

Widths: The width of the footpath is 3 metres

DATED this 17th day of December 2014

THE COMMON SEAL of DONCASTER)
BOROUGH COUNCIL was hereunto)
affixed in the presence of :-)



Authorised by the Assistant Director Legal and Democratic Services

No. 63647 in Seal Register