

NOTICE OF ORDER

WILDLIFE AND COUNTRYSIDE ACT 1981 SECTION 53

Suffolk County Council
(Parish of Cavendish) Modification Order 2016

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 16 September 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 realigning part of FP5 in the meadow north of the river from Ordnance Survey Grid Reference (OSGR) 58090,24642 to its junction with Pentlow Lane (B1064) at OSGR 58107,24640. The amended alignment runs from OSGR 58090,24642 via a point on the north bank of the river at OSGR 58097,24638 to a junction with Pentlow Lane (B1064) at OSGR 58106,24641. The entire length of FP26 is to be deleted from its junction with the original alignment of FP5 at OSGR 5896,24640 to the north bank of the river at OSGR 58097,24637. All as shown on the order plan.

Any queries relating to this Order should be referred to Jean McEntee 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 5437. Email: jean.mcentee@pins.gsi.gov.uk. Please quote reference number FPS/V3500/7/322 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 relevant Record Office:

- Raingate Street, Bury St Edmunds between 9:30am–4:30pm Monday, Tuesday, Thursday, Friday and Saturday
- Gatacre Road, Ipswich between 9:30am–4:30 Monday, Tuesday, Thursday, Friday and Saturday,
- Or, by prior appointment, the offices of Suffolk County Council, Endeavour House, Russell Road, Ipswich between 8:00am–5:00pm Monday to Friday. Please telephone 01473 264770.

Timetable for sending in statements of case and comments

Within 2 weeks of the start date [by 30 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, the applicant and any other person who has written to us in respect of the Order.

Within 8 weeks of the start date [by 11 November 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 23 December 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 PARISH OF CAVENDISH
IN THE DISTRICT OF ST EDMUNDSBURY BOROUGH COUNCIL**

**SUFFOLK COUNTY COUNCIL (PARISH OF CAVENDISH)
MODIFICATION ORDER 2016**

This Order is made by Suffolk County Council under section 53(2)(b) of the Wildlife and Countryside Act 1981 ("the Act"), in accordance with a direction made to the Council by the Secretary of State under paragraph 4(2) of Schedule 14 to the Act to modify the Definitive Map and Statement for the parish of Cavendish in the District of St Edmundsbury in consequence of the occurrence of events specified in sections 53(3)(c)(i) and (iii) namely, the discovery of evidence which shows that: a footpath which is not shown in the map and statement subsists or is reasonably alleged to subsist; and that there is no public right of way over the land shown in the map and statement as a footpath.

The authority has consulted with every local authority whose area includes the land to which the Order relates. The Suffolk County Council hereby order that:

1. For the purpose of this Order the relevant date is 1 February 2016
2. The Definitive Map and Statement for the parish of Cavendish in the district of St Edmundsbury 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 Suffolk County Council (Parish of Cavendish) Modification Order 2016

Date: 10 February 2016

THE COMMON SEAL of SUFFOLK

COUNTY COUNCIL was hereunto

affixed in the presence of:-

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JAF

An authorised Officer of the Council

22148



SCHEDULE

Part I: Modification of Definitive Map

Description of footpath to be added

There shall be added to the Definitive Map for the parish of Cavendish a footpath from a point at Ordnance Survey grid reference (OSGR) 58090,24642 via a point at OSGR 58097,24638 to a point at OSGR 58106,24641 as shown on the attached map.

Description of footpaths to be deleted

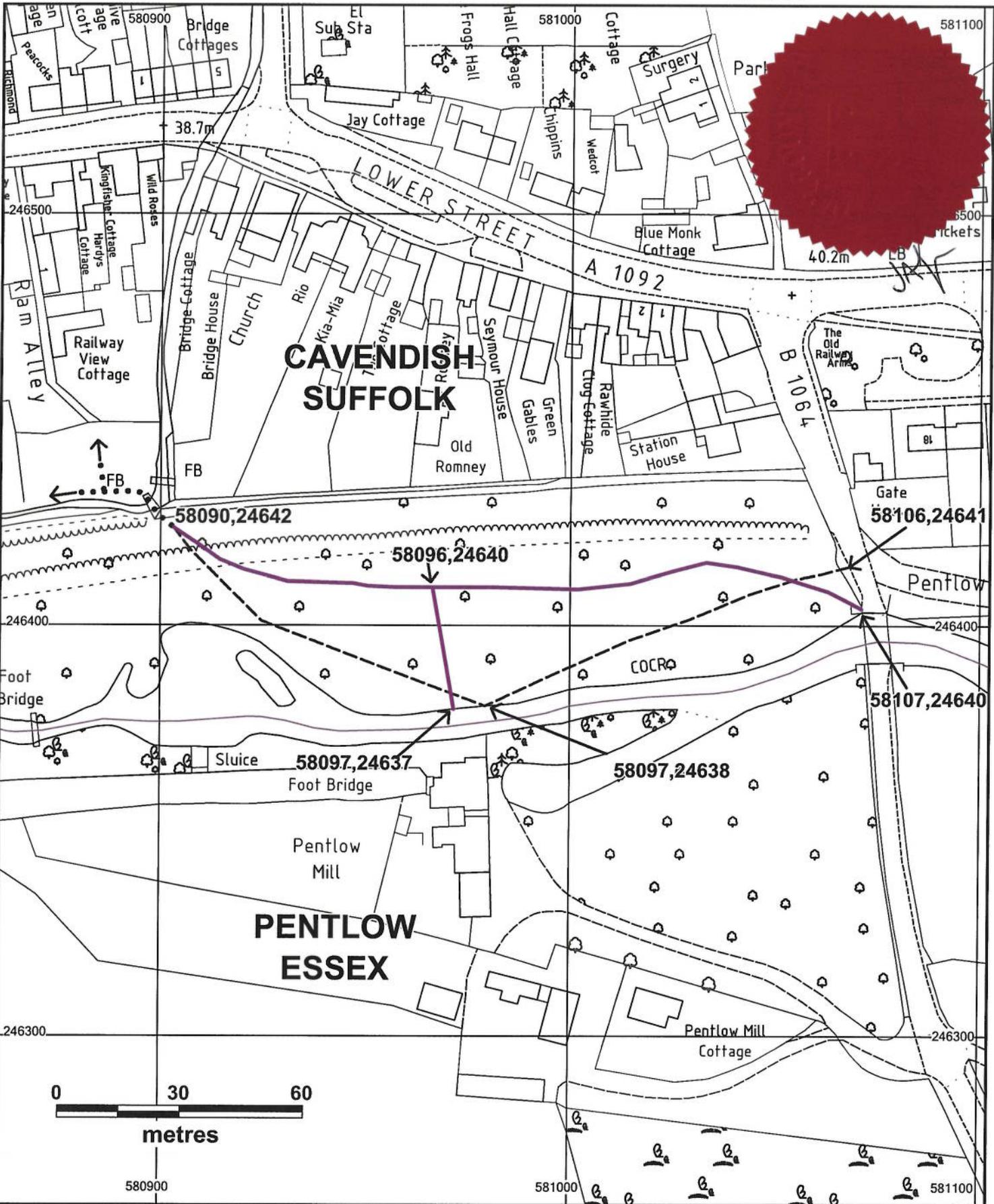
There shall be deleted from the Definitive Map for the parish of Cavendish a footpath from a point at OSGR 58090,24642 to a point at OSGR 58107,24640; and a footpath from a point at OSGR 58096,24640 to a point at OSGR 58097,24637 and as shown on the attached map.

Part II: Modification of Definitive Statement

The particulars of footpath 5 are to be unchanged.

Particulars of footpath to be deleted

There shall be deleted from the Definitive Statement for the parish of Cavendish the entire entry for footpath 26.



PROPOSED RE-ALIGNMENT OF FP5(PT) & DELETION OF FP26 CAVENDISH



Resource Management,
 Endeavour House, 8 Russell Road, Ipswich, Suffolk. IP1 2BX

- Public Footpath 5 to be added
 - Public Footpath 5(PT) & 26 to be deleted
 - Unaffected footpath
 - Parish & County Boundary
- Scale 1:1250

