

NOTICE OF ORDER

WILDLIFE AND COUNTRYSIDE ACT 1981 SECTION 53

Northumberland County Council
Definitive Map Modification Order (No 12) 2015
Byway Open to all Traffic No 37 (Parish of Ingram)

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 **26 September 2016**.

Consideration of the Order will take the form of a hearing.

The Hearing will be held at Ingram Village Hall, Ingram, Alnwick, Northumberland, NE66 4LT on **Thursday 19 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:-

Former Berwick-upon-Tweed Borough

Byway Open to All Traffic No 37 (Parish of Ingram)

Adding thereto to a byway open to all traffic, from a point marked A, 10 metres south-west of Ingram Village Hall, in a general south-easterly direction, along the U1099 road for a distance of 1870 metres, to a point marked D, on alleged Byway Open to All Traffic No 40 (the U1094 road) at Fawdon.

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/P2935/7/54 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 office of the Infrastructure Records Team, County Hall, Morpeth, Northumberland, NE61 2EF during normal office hours (i.e. 9:00 – 5:00pm Mondays to Thursdays and 9:00 – 4:30pm Fridays). To arrange a viewing, please contact Mr Alex Bell on Telephone Number 01670 624133 or e-mail address alex.bell@northumberland.gov.uk

Timetable for sending in statements of case

Within 8 weeks of the start date [by 21 November 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 12 weeks of the start date [by 19 December 2016]

Everyone who has made an objection or representation and anyone who wishes to give evidence at the Hearing 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).

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.

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

Notice of order for hearing

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 hearing.

Wildlife and Countryside Act 1981

Definitive Map and Statement of Public Rights of Way for the County of Northumberland

The Northumberland County Council

Definitive Map Modification Order (No 12) 2015

Byway Open to All Traffic No 37 (Parish of Ingram)

This Order is made by Northumberland County Council under Section 53(2)(b) of the Wildlife and Countryside Act 1981 ("the Act") because it appears to that authority that the Definitive Map and Statement of Public Rights of Way for the County of Northumberland require modification in consequence of the occurrence of events specified in Section 53(3)(c)(i) and (iii), 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 in the map and statement subsists or is reasonably alleged to subsist over land in the area to which the map relates, being a right of way such that the land over which the right subsists is a public path, a restricted byway or, subject to section 54A, a byway open to all traffic; and that there is no public right of way over land shown in the map and statement as a highway of any description, or any other particulars contained in the map and statement require modification.

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

1. For the purposes of this Order the relevant date is 1 September 2015.
2. The Definitive Map and Statement of Public Rights of Way for the County of Northumberland shall be modified as described in 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 Northumberland County Council Definitive Map Modification Order (No 12) 2015.

Definitive Map Modification Order (No 12) 2015

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Parish	Path No.	Modification	OS Map Nos.	Def Map Nos.
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Former Berwick-upon-Tweed Borough

Ingram	FP 11	Amend Statement	NU 01 NW	55
Ingram	FP 12	Amend Statement	NU 01 NW	55
Ingram	BOAT 37	Addition	NU 01 NW	55

Definitive Map Modification Order (No 12) 2015

Description of Modification to Definitive Map and Statement

Former Berwick-upon-Tweed Borough

Ingram **Byway Open to All Traffic No 37** **(NU 01 NW)**

Part I Map: Adding thereto a byway open to all traffic, from a point marked A, 10 metres south-west of Ingram Village Hall, in a general south-easterly direction, along the U1099 road for a distance of 1870 metres, to a point marked D, on alleged Byway Open to All Traffic No 40 (the U1094 road) at Fawdon.

Part II Statement: To be prepared as follows:
As a 5 metre wide byway open to all traffic, from the U1099 road, 10 metres south-west of Ingram Village Hall, in an easterly direction for a distance of 285 metres, then in a south-easterly direction for a distance of 400metres, then in a southerly direction for a distance of 160 metres, then in a north-easterly direction for a distance of 315 metres, then in a southerly direction for a distance of 145 metres, then in an easterly direction for a distance of 200 metres, then in a south-easterly direction for a distance of 365 metres, to join Byway Open to All Traffic No 40 (the U1094 road) at Fawdon.

Ingram **Footpath No 11** **(NU 01 NW)**

Part I Map: The Map is not affected.

Part II Statement: To be amended as follows:
From Footpath No 10 near East Hill in a south-westerly direction crossing Byway Open to All Traffic No 37 (the U1099 road) at Fawdon and by Old Fawdon Hill to the former Rothbury Rural District boundary south of Bowl Holes joining Footpath No 11 in the Parish of Alnham.

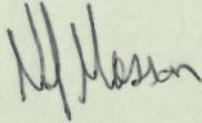
Ingram **Footpath No 12** **(NU 01 NW)**

Part I Map: The Map is not affected.

Part II Statement: To be amended as follows:
From Byway Open to All Traffic No 37 (the U1099 Fawdon - Ingram road) north-west of Fawdon, in a westerly direction crossing and recrossing this byway / road to finally rejoin it east of the Fawdon Burn.

IN WITNESS whereof the Common Seal of the County Council of Northumberland was hereunto affixed on the 28th day of September 2015

The Common Seal of the County Council of Northumberland was hereunto affixed in the presence of:-



Duly Authorised Officer





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The County Council of Northumberland in exercise of their powers under section 53 of the 1981 Act, hereby confirm the foregoing Order:

Definitive Map Modification Order (No 12) 2015

In witness thereof, the Common Seal of the County Council of Northumberland was hereunto affixed this day the _____ of _____ 20

The Common Seal of the County Council of Northumberland
was hereunto affixed in the presence of:-

Duly Authorised Officer

