

# **NOTICE OF ORDER WILDLIFE AND COUNTRYSIDE ACT 1981 SECTION 53**

Hampshire County Council  
The Hampshire (Winchester District (No. 57) (City of Winchester))  
Definitive Map Modification Order 2015

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 **07 March 2017**.

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

The effect of the above Order, if confirmed without modifications, will be to modify the definitive map and statement for the area by adding a bridleway as follows:

From grid reference SY 4951 3032 to grid reference SU 4979 3056.

Adding a bridleway varying between 1.6 metres and 2.5 metres wide running from the footway next to the roundabout outside Tesco superstore (point A), proceeding in a northerly then easterly direction for 170 metres to a subway under the Junction 9 roundabout (point B), north-eastwards through the subway for 15 metres (point C), then eastwards along footway on southern over-bridge of junction 9 for 115 metres (C-D-E), then northwards and north-eastwards along metalled path and through subway to junction with Bridleway 502 (E-F-G), as shown by a continuous green line on the Order map.

A total length of 460 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](mailto:clive.richards@pins.gsi.gov.uk). Please quote reference number FPS/Q1770/7/85 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 Hampshire County Council, Countryside Service Office, Castle Avenue, Winchester, Hampshire SO23 8UL, between the hours of 9:00am and 4:00pm. Council Contact: Ms Rohan Seeliger-Morley, tel: 01962 846981.

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

### **Within 2 weeks of the start date [by 21 March 2017]**

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 - 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 02 May 2017]**

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 full copies to the Authority. Copies (excluding copies of any supporting documents - these will be available to view at the Authority's offices) will also be sent to 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 full copy to the Authority. Copies will also be sent to 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 - these will be available to view at the Authority's offices).

### **Within 14 weeks of the start date [by 13 June 2017]**

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(s) 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.

Notice of order for w/r

HAMPSHIRE COUNTY COUNCIL

WILDLIFE AND COUNTRYSIDE ACT 1981

THE HAMPSHIRE DEFINITIVE MAP AND STATEMENT OF PUBLIC RIGHTS OF WAY  
(DATED 15<sup>TH</sup> DECEMBER 2007)

THE HAMPSHIRE (WINCHESTER DISTRICT No. 57)  
(CITY OF WINCHESTER)  
DEFINITIVE MAP MODIFICATION ORDER 2015

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This Order is made by Hampshire 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 (Dated 15<sup>th</sup> December 2007) requires modification in consequence of the occurrence of an event specified in Section 53(3) c(i) of the Act namely:-

c) the discovery by the authority of evidence which (when considered with all other relevant evidence available to them) shows

- (i) 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;

The authority has consulted with every local authority whose area includes the land to which the Order relates.

**Hampshire County Council hereby orders that:**

1. For the purposes of the Order the relevant date is 21 October 2015.
2. The Hampshire Definitive Map and Statement of Public Rights of Way (Dated 15<sup>th</sup> December 2007) shall be modified as described in Part I and Part II of the Schedule as shown on the map/s attached to the Order.
3. This Order shall take effect on the date it is confirmed and may be cited as The Hampshire (Winchester District No. 57)(City of Winchester) Definitive Map Modification Order 2015.

GIVEN this 19<sup>th</sup> day of November 2015

THE COMMON SEAL of )  
HAMPSHIRE COUNTY COUNCIL )  
Was hereunto affixed in )  
The presence of:- )

Authorised Signatory *J. Kitney*



## **SCHEDULE**

### **PART I**

#### **Modification of Definitive Map Description of path or way to be added**

From grid reference SU 4951 3032 to grid reference SU 4979 3056

A new bridleway varying between 1.6 metres and 2.5 metres wide which commences on the footway next to the roundabout outside Tesco superstore (point A), proceeding in a northerly then easterly direction for 170 metres to a subway under the Junction 9 roundabout (point B), north-eastwards through subway for 15 metres (point C), then eastwards along footway on southern over-bridge of Junction 9 for 115 metres (C-D-E), then northwards and north-eastwards along metalled path and through subway to junction with Bridleway 502 (E-F-G), as shown by a continuous green line on the Order map.

A total length of 460 metres.

### **PART II**

#### **Modification of Definitive Statement Variation of particulars of path or way**

The following addition shall be added to the Definitive Statement for the Parish of Winchester:

#### **Winchester 518**

Varying between 1.6 metres and 3.3 metres in width between SU 4951 3032 and SU 4979 3056, commencing on footway next to superstore roundabout, proceeding in a northerly then easterly direction to south-western subway under Junction 9 roundabout, through subway, then eastwards along footway on southern over-bridge of Junction 9, then northwards and north-eastwards along metalled path, through north-eastern subway to junction with Bridleway 502.

Varying between 1.7 metres and 3.3 metres wide between SU 4951 3032 and SU 4962 3040.

Varying between 1.6 metres and 2.0 metres between SU 4963 3042 and SU 4978 3054.

3.0 metres wide between SU 4962 3040 and SU 4963 4963 3042 and between SU 4978 3054 and SU 4979 3056.

**NOTE: ALL LENGTHS ARE APPROXIMATE**

(REDUCED TO A4 FROM A3)

# HAMPSHIRE COUNTY COUNCIL

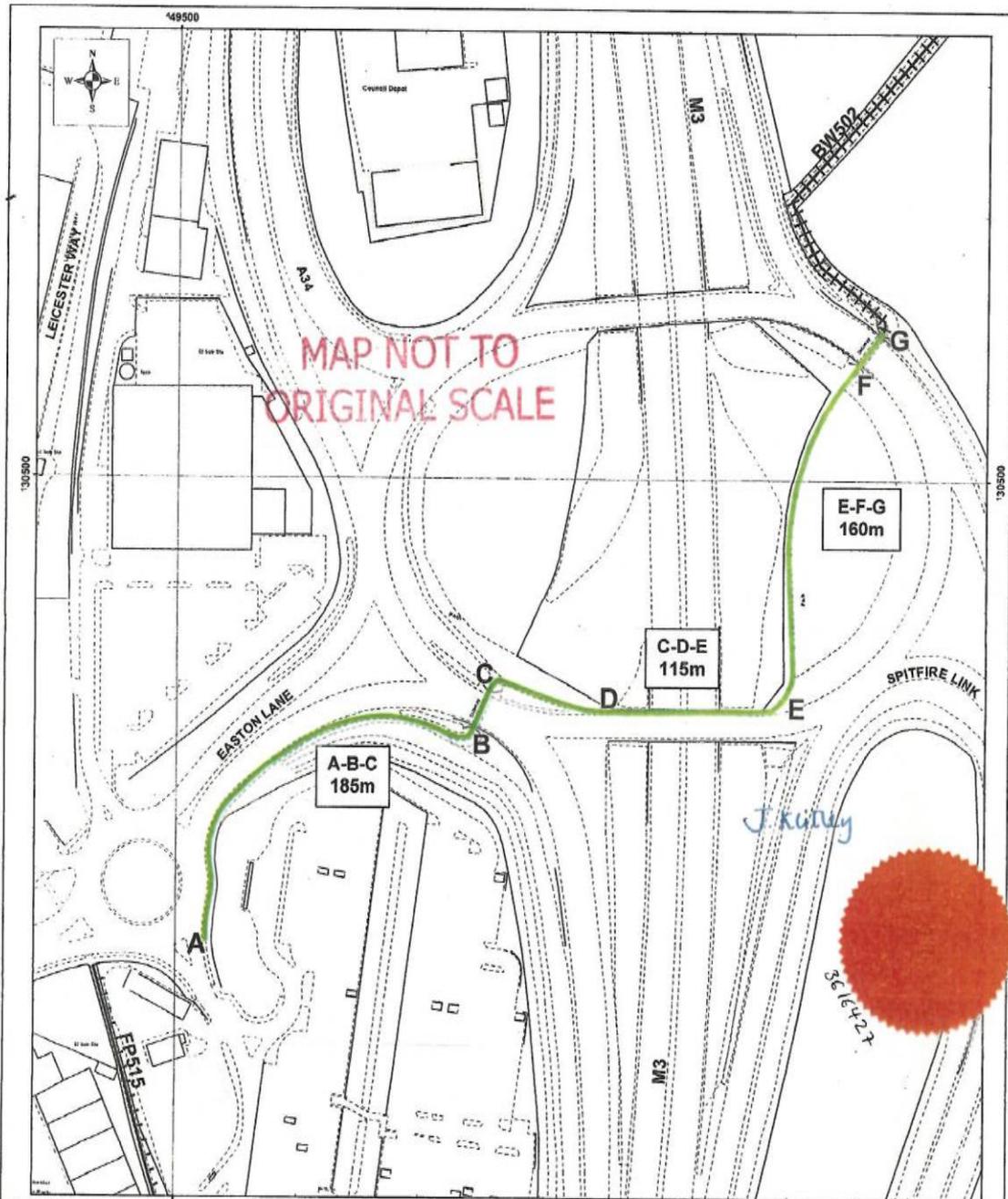
WILDLIFE AND COUNTRYSIDE ACT 1981

MAP REFERRED TO IN

THE HAMPSHIRE (WINCHESTER DISTRICT No. 57)

(CITY OF WINCHESTER)

DEFINITIVE MAP MODIFICATION ORDER 2015



SCALE 1:1500

### LEGEND

BRIDLEWAY TO BE ADDED TO THE MAP:-

EXISTING FOOTPATH TO BE RETAINED:-

EXISTING BRIDLEWAY TO BE RETAINED:-

MAP No. 454 PRODUCED FROM DIGITAL DATA SUPPLIED BY ORDNANCE SURVEY

THE COMMON SEAL OF HAMPSHIRE COUNTY COUNCIL WAS HEREUNTO AFFIXED IN THE PRESENCE OF:-

AUTHORISED SIGNATORY

DATE 19<sup>th</sup> November 2015

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KAREN MURRAY,  
DIRECTOR OF CULTURE, COMMUNITIES AND BUSINESS SERVICES, WINCHESTER