

NOTICE OF ORDER

WILDLIFE AND COUNTRYSIDE ACT 1981

SECTION 53

Derbyshire County Council
(Footpath from Glossop Road (A626) to Public Bridleway No.109 at
Bankwood Gate – Parish of Charlesworth) Modification Order
2010

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 18 April 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 Order, if confirmed without modifications, will be to Add to them Public Footpath No 115, Parish of Charlesworth from Point A (Ordnance Survey Grid Reference ('GR') SK 0090 9393) proceeding in a generally south westerly direction to Point B (GR SK 0074 9383). Then proceeding in a west south westerly direction through Point C (GR SK 0043 9380) to Point D (GR SK 0002 9367), a distance of 925 metres or thereabouts, as shown on the order map.

Any queries relating to this Order should be referred to Charlotte Callaway 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 5779. Email: charlotte.callaway@pins.gsi.gov.uk. Please quote reference number ROW/3169114 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 offices of Derbyshire County Council, County Hall, Matlock (Corporate Resources Reception) from 9.00am to 5.00pm, Monday to Friday and also Charlesworth Post Office, 9 Glossop Road, Charlesworth, Glossop from 9.00am – 5.30pm Monday, Tuesday, Thursday and Friday and 9.00am to 12.30pm Wednesday and Saturday.

Timetable for sending in statements of case and comments

Within 2 weeks of the start date by 02 May 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 13 June 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 25 July 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 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

DATED 16 SEPTEMBER 2010

WILDLIFE AND COUNTRYSIDE ACT 1981

**DEFINITIVE MAP AND STATEMENT FOR
THE COUNTY OF DERBYSHIRE**

**THE DERBYSHIRE COUNTY COUNCIL (FOOTPATH FROM GLOSSOP
ROAD (A626) TO PUBLIC BRIDLEWAY NO. 109 AT BANKWOOD GATE -
PARISH OF CHARLESWORTH) MODIFICATION ORDER 2010**

**CASE NO: 874
DMMO: X02962**

**JOHN McELVANEY
MATLOCK**

WILDLIFE AND COUNTRYSIDE ACT 1981

DEFINITIVE MAP AND STATEMENT FOR THE COUNTY OF DERBYSHIRE

THE DERBYSHIRE COUNTY COUNCIL (FOOTPATH FROM GLOSSOP ROAD (A626) TO PUBLIC BRIDLEWAY NO. 109 AT BANKWOOD GATE - PARISH OF CHARLESWORTH) MODIFICATION ORDER 2010

This order is made by Derbyshire 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 in respect of the Parish of Charlesworth require modification in consequence of the occurrence of an event specified in section 53(3)(c)(i) of the Act, namely, the discovery by that authority of evidence which when considered with all other relevant evidence available to them shows that the right of way referred to in this order 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.

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

1. For the purpose of this order the relevant date is 15th September 2010.
2. The Definitive Map and Statement for the County Of Derbyshire for the Parish of Charlesworth shall be modified as described in Part I and Part II of the Schedule and shown on the map to the order.
3. This order shall take effect on the date when it is confirmed and may be cited as the Derbyshire County Council (Footpath from Glossop Road (A626) to Public Bridleway No. 109 at Bankwood Gate - Parish of Charlesworth) Modification Order 2010.

SCHEDULE

PART I

Modification of Definitive Map

Section as indicated on map	Description of Path or Way to be added
A - B - C - D	Public Footpath No 115 in the Parish of Charlesworth from Point A (Ordnance Survey Grid Reference ("GR") SK 0090 9393) proceeding in a generally south westerly direction to Point B (GR SK 0074 9383). Then proceeding in a west south westerly direction through Point C (GR SK 0043 9380) to Point D (GR SK 0002 9367), a distance of 925 metres or thereabouts.

The width of the path shall be 2 metres.

PART II

Modification of Definitive Statement

Variation of particulars of Path or Way

Path No	1/10,000 OS Sheet Ref No	Status and Description of Route	Nature of Surface	Length	Width	Remarks
115	SK/09 SW	Footpath from W side of Glossop Road (A626) (GR SK 0090 9393) NW of St Margaret's Catholic Primary School at Higher Gamesley, in SW then WSW direction along top of embankment. Then descending W end of embankment and continuing WSW through woodland and finally across field to E side of path No. 109 (GR SK 0002 9367) N of its junction with Long Lane at Bankwood Gate.	Grass Natural ground	925 metres	2 metres	Modification Order 2010 DCC Ref: X2962

THE COMMON SEAL of the Derbyshire)
County Council was hereunto)
Affixed the Sixteenth day of September)
Two Thousand and Ten)
in the presence of:-)



~~Asst~~ V. Director of Legal Services

Number in Seal
Book. 2010 | 940



Wildlife and Countryside Act 1981 S.53
The Derbyshire County Council
(Footpath from Glossop Road
(A626) to Public Bridleway
No. 109 at Bankwood Gate -
Parish of Charlesworth)
Modification Order 2010

KEY

- Footpath to be added - - - - -
- Existing bridleways + + + + +
- Existing footpaths - - - - -

Plan Ref: PE/GM/X2962/Order/2010



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