

NOTICE OF ORDER

WILDLIFE AND COUNTRYSIDE ACT 1981

SECTION 53

Essex County Council
Definitive Map Modification No. 598 Bridleway 11 Chappel and 64 Great Tey and Restricted Byway 28 Chappel, (Colchester District) 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. Following an earlier exchange of written representations, the Inspector appointed to determine the Order issued a letter in which he proposed to make modifications to the Order as drafted. Following advertisement of those proposals objections/representations have been received.

The **start date** for the above Order is **13 June 2017**

Consideration of the Order will take the form of exchanges of statements of case and comments on statements of case which contain evidence in respect of the Inspector's proposed modifications only.

The effect of the Order, if confirmed without modifications will be to modify the Definitive Map for the area by:

1. Adding a length of Restricted Byway, to be known as Restricted Byway 28 Chappel, from the northern property boundary of High Garrett at Swanscomb Road, travelling along Ryeland Lane in an easterly then south easterly direction for a distance of approximately 430 metres where it meets Footpath 4 Chappel. The width of the way varies between 2.5-8 metres.
2. Upgrading a length of Footpath 4 Chappel, to be known as Restricted Byway 28 Chappel, from Oak Road, north of the Oaklands, travelling in a south westerly direction until meeting Footpath 26 where the path travels northerly along the western boundary of Priory House, then continues north for a distance of approximately 830 metres to meet the unaffected part of the Footpath 4. the width of the way varies between 3-9 metres.
3. Upgrading Footpath 11 Chappel, to be known as Bridleway 11 Chappel, travelling from Lamberts Lane down Sere Lane in an easterly then north easterly direction for a distance of approximately 710 metres where it meets Restricted Byway 28. The most westerly 285 metres is a moiety path which should also be recorded in the Parish of Great Tey. The width of the way varies between 2.5-8.5 metres.

The effect of the proposed modifications would be to:

- Delete all of the references to "*Bridleway*" and insert "*Footpath*".

- Delete the third description in Part 1 of the Order Schedule.
- Delete the eleventh to fifteenth lines in the second description in Part II of the Order Schedule and insert "*the path is 1.5 metres in total*".
- Delete the seventh to eleventh lines in the fourth description in Part II of the Order Schedule and insert "*The width of the path is 1.5 metres in total*".
- Delete the proposed bridleway from the Order Maps and amend the keys to the maps accordingly.

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/Z1585/7/84M1 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 Essex Legal Services, Seax House, Victoria Road South, Chelmsford CM1 1QH from Monday to Friday between 9:30am and 5:pm. Telephone: 03330 139679.

Timetable for sending in statements of case and comments

Within 8 weeks of the start date by 08 August 2017

The Order Making Authority, the applicant and everyone who has made an objection or representation following the proposed modification(s) or any other written representation must ensure their statement of case is received by the Secretary of State. As soon as possible after receiving it the Secretary of State will send a full copy 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 everyone who has made an objection or representation following the proposed modification(s), the applicant and any other person who has previously written to us in respect of the Order.

Within 14 weeks of the start date 19 September 2017

Everyone who has made an objection or representation following the proposed modification, the Authority, the applicant (if applicable) and anyone who has written to us in respect of the Order must ensure their comments on any or every other statement of case is received by the Secretary of State. As soon as possible after the above date, the Secretary of State will send copies of the comments received 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.

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 w/r mods