

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

## **Shropshire Council (Bridleway Additions, Parish of Richard's Castle) 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 **21 June 2017**.

Consideration of the Order will take the form of a public local inquiry.

The Inquiry will be held at **Richard's Castle Village Hall, Richard's Castle, Ludlow, Shrewsbury, SY8 4EQ** on **Wednesday 29 November 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:-

### Bridleway Addition – Order Map 1

Adding a bridleway from point A on Order Map 1 (SO 5012 7048) where it leaves the County Road, running in a general south-south-westerly direction along an unsurfaced field edge path with a width of 3 metres to point B on Order Map 1 (SO 5009 7029) where it meets the County Road; a total length of approximately 195 metres.

### Bridleway Addition – Order Map 2

Adding a bridleway from point C on Order Map 2 (SO 5013 7048) where it leaves the County Road, running in a general south-south-westerly direction along a surfaced track with a width of 3 metres to a gate at point D on Order Map 2 (SO 5009 7029) where it meets the County Road; a total length of approximately 195 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 ROW/3172071 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 Shirehall (Outdoor Partnerships Office), Abbey Foregate, Shrewsbury, Shropshire, SY2 6ND during normal office hours. Council Contact: Jean Jones, tel: 01743 255056.

## **Timetable for sending in statements of case and proofs of evidence**

### **Within 8 weeks of the start date [by 16 August 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 and the applicant and any other person who has written to us in respect of the Order.

### **Within 14 weeks of the start date [by 27 September 2017]**

Everyone who has made an objection or representation and anyone who wishes to give evidence at the Inquiry must ensure their statement of case<sup>1</sup> 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 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 (excluding copies of any supporting documents - 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 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).

### **4 weeks before the date of the inquiry [by 01 November 2017]**

The Authority, everyone who has made an objection or representation, the applicant (if applicable) and anyone who wishes to give evidence at the Inquiry must ensure their proof of evidence (together with any summary) is received by the Secretary of State. As soon as possible after the deadline, the Secretary of State will send copies of:

- i) the Authority's proof of evidence to everyone who has made an objection or representation, the applicant and anyone who has submitted a statement of case (excluding copies of any supporting documents - although none should be submitted with a proof of evidence);
- ii) the applicant's proof of evidence to the Authority, everyone who has made an objection or representation and anyone else who has submitted a statement of case (excluding copies of any supporting documents - although none should be submitted with a proof of evidence); and

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<sup>1</sup> 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 inquiry.

iii) all other proofs of evidence to the Authority, the applicant, everyone who has made an objection or representation and anyone else who has submitted a statement of case (excluding copies of any supporting documents – although none should be submitted with a proof of evidence).

All parties must keep to the timetable set out above and ensure that statements of case and proofs of evidence 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 inquiry



**SHROPSHIRE COUNCIL**

**WILDLIFE AND COUNTRYSIDE ACT 1981**

**DEFINITIVE MAP AND STATEMENT OF RIGHTS OF WAY FOR SHROPSHIRE**

**THE SHROPSHIRE COUNCIL  
(BRIDLEWAY ADDITIONS, PARISH OF RICHARD'S CASTLE)  
MODIFICATION ORDER 2015**

This Order is made by The Shropshire Council ("the Council") under section 53(2)(b) of the Wildlife and Countryside Act 1981 ("the Act") because it appears to the Council that the Shropshire Definitive Map and Statement require modification because in accordance with the provisions of Section 53(3)(c) the Council has discovered evidence which (when considered with all other relevant evidence available to them) shows -

- (i) that a right of way which is not shown on 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 Council hereby order that:-

1. For the purpose of this Order the relevant date is 1st November 2015.
2. The Shropshire Definitive Map and Statement shall be modified as described in Part I and Part II of the Schedule and shown on the maps attached to the Order.
3. This Order shall take effect on the date it is confirmed and may be cited as The Shropshire Council (Bridleway Additions, Parish of Richard's Castle) Modification Order 2015.

## SCHEDULE

### PART I

#### Modification of Definitive Map

##### Description of paths or ways to be added

##### Bridleway Addition – Order Map 1

A bridleway to be added from point A on Order Map 1 (SO 5012 7048) where it leaves the County Road, running in a general south south westerly direction along an unsurfaced field edge path with a width of 3 metres to point B on Order Map 1 (SO 5009 7029) where it meets the county road; a total length of approximately 195 metres.

##### Bridleway Addition – Order Map 2

A bridleway to be added from point C on Order Map 2 (SO 5013 7048) where it leaves the County Road, running in a general south south westerly direction along a surfaced track with a width of 3 metres to a gate at point D on Order Map 2 (SO 5009 7029) where it meets the County Road; a total length of approximately 195 metres.

### PART II

#### Modification of Definitive Statement

##### Bridleway Addition – Order Map 1

A bridleway from point A on Order Map 1 (SO 5012 7048) where it leaves the County Road, running in a general south south westerly direction along an unsurfaced field edge path with a width of 3 metres to point B on Order Map 1 (SO 5009 7029) where it meets the county road; a total length of approximately 195 metres.

Bridleway Addition – Order Map 2

A bridleway from point C on Order Map 2 (SO 5013 7048) where it leaves the County Road, running in a general south south westerly direction along a surfaced track with a width of 3 metres to a gate at point D on Order Map 2 (SO 5009 7029) where it meets the County Road; a total length of approximately 195 metres.

Limitations

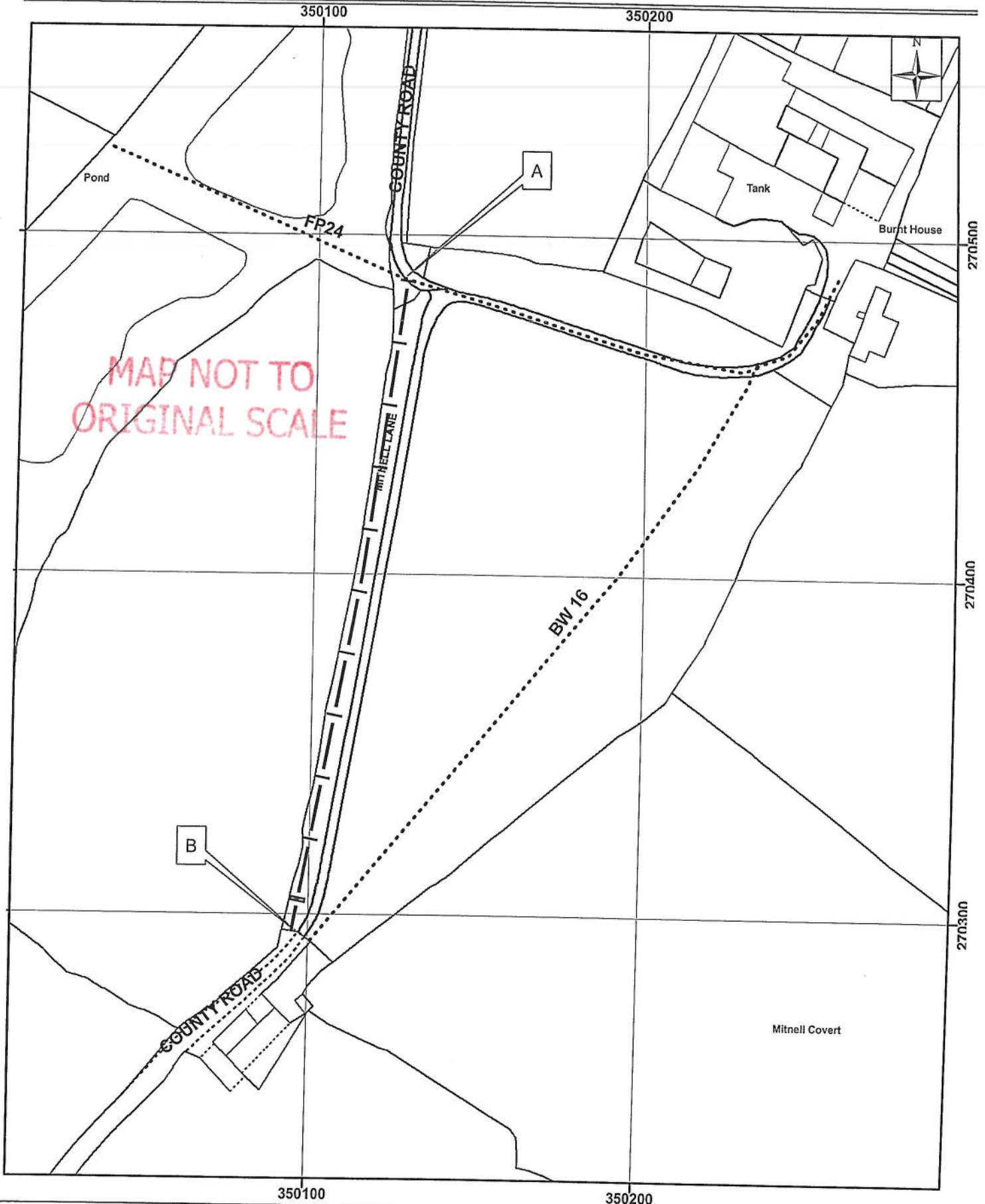
Field gate at Grid Reference SO 5009 7029 to BS5709.2006.

Executed as a deed by affixing the  
Common Seal of Shropshire Council  
on 19<sup>th</sup> November 2015

in the presence of:-

*H M Powell*  
*Legal Services Manager*

*400324*



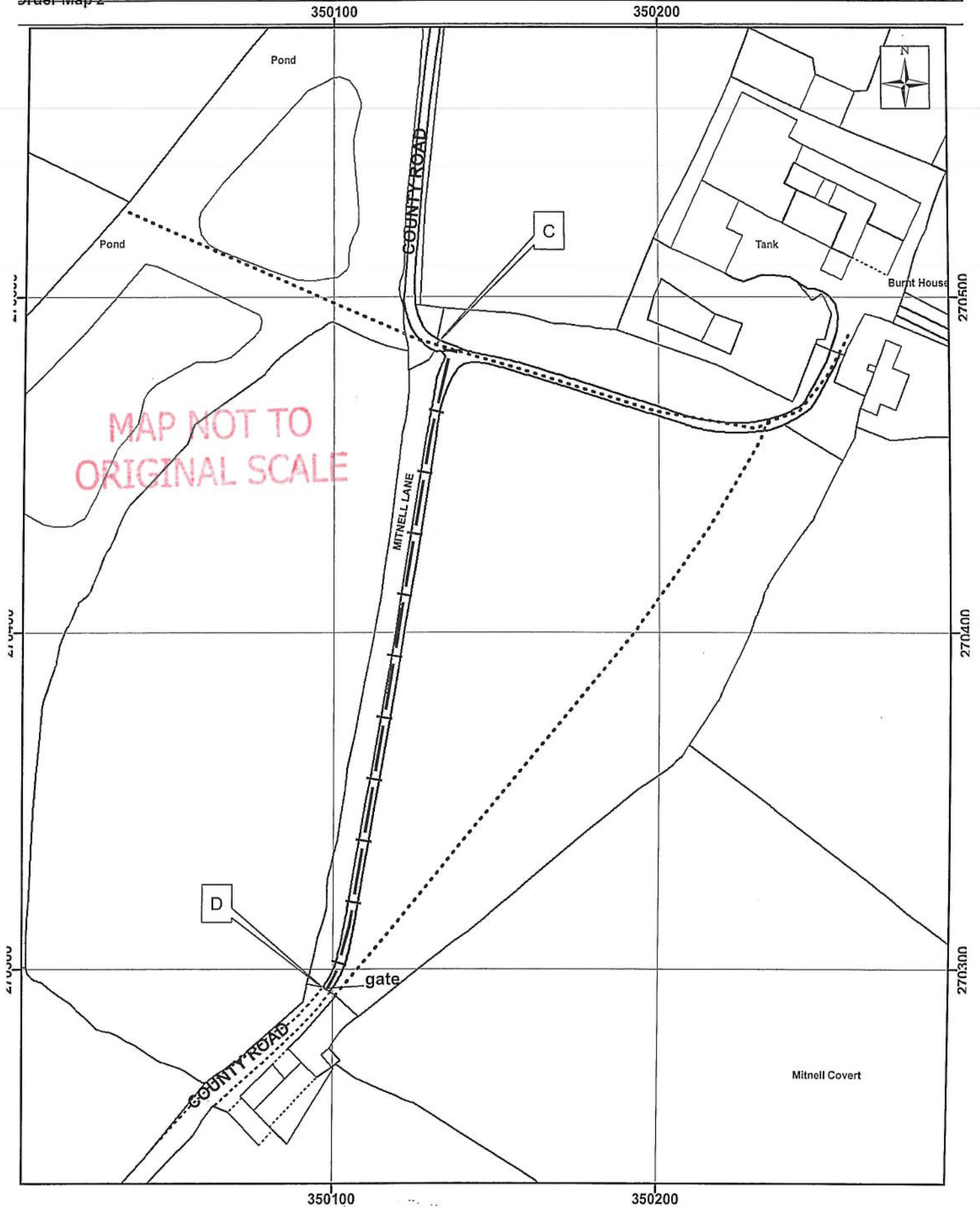
Key

Scale: 1:1,500

Route to be added  
Existing to remain



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The Shirehall, Abbey Foregate  
Shrewsbury, Shropshire, SY2 6ND

**Key**

**Route to be added**  
**Existing to remain**



Scale: 1:1,500

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DATED 19<sup>th</sup> NOVEMBER 2015

SHROPSHIRE COUNCIL

WILDLIFE AND COUNTRYSIDE ACT 1981

DEFINITIVE MAP AND STATEMENT OF  
RIGHTS OF WAY FOR SHROPSHIRE

THE SHROPSHIRE COUNCIL  
(BRIDLEWAY ADDITIONS, PARISH OF  
RICHARD'S CASTLE)  
MODIFICATION ORDER 2015

DEB HUGHES  
OUTDOOR PARTNERSHIPS MANAGER  
ECONOMIC GROWTH AND PROSPERITY  
THE SHIREHALL  
ABBAY FOREGATE  
SHREWSBURY

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