

NOTICE OF ORDER

WILDLIFE AND COUNTRYSIDE ACT 1981

SECTION 53

Hertfordshire County Council
(Barley 15 & 18) Modification Order 2017

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 12 September 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 modify the Definitive Map and Statement for the area by:-

Adding to them a restricted byway commencing at a junction with Bogmoor Road (public road) at TL 4079 3787 (Point A on the Order Plan) continuing generally south-south east along a lane for approximately 110 metres to a junction with Footpath 15 at TL 4084 3777 (Point B on the Order Plan). Then continuing south-south east along the lane for approximately 140 metres opening out into a field at TL 4088 3764 (Point C on the Order Plan). Then continuing in a south-south easterly, then easterly direction on the east and north side of the field boundary for approximately 185 metres to TL 4099 3754 (Point D on the Order Plan) Then continuing through trees and along a sunken lane in a southerly direction for approximately 235 metres to a crossing with Footpath 16 at TL 4104 3730 (Point E on the Order Plan). Then continuing south, then south west across fields for approximately 525 metres to a junction with Bell Lane (public road) at TL 4075 3692 (Point F on the Order Plan).

Adding to them a footpath commencing at TL 4084 3777 (Point B on the Order Plan) continuing generally south east for approximately 30 metres to TL 4086 3776 (Point Y on the Order Plan).

Deleting from them a footpath commencing at TL 4084 3778 (Point X on the Order Plan) running generally south east for approximately 30 metres to a TL 4086 3776 (Point Y on the Order Plan).

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 ROW/3179816 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 Hertfordshire County Council, County

Hall, Pegs Lane, Hertford, Hertfordshire SG13 8DN Monday-Friday between 10am-12pm, 2-4pm. Telephone:01992 555279.

Timetable for sending in statements of case and comments

Within 2 weeks of the start date [by 26 September 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 7 November 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 19 December 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

WILDLIFE AND COUNTRYSIDE ACT 1981

The Definitive Map and Statement of Public Rights of Way in Hertfordshire

Hertfordshire County Council

(Barley 15 & 18)

Modification Order 2017

This Order is made by Hertfordshire 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 in Hertfordshire require modification in consequence of the occurrence of an event specified in Section 53(3)(c)(i)&(iii) of the Act, namely 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

(iii) 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 with every local authority whose area includes the land to which the Order relates. Hertfordshire County Council hereby order that:

1. For the purposes of this Order the relevant date is 3 January 2017.
2. The Definitive Map and Statement of Public Rights of Way in Hertfordshire shall be modified as described in Part I and Part II of the Schedule and shown on the plan forming part of this Order ("the Order Plan").
3. This Order shall take effect on the date it is confirmed and may be cited as the Hertfordshire County Council (Barley 15 & 18) Modification Order 2017.

SCHEDULE

PART I

Modification of Definitive Map

DESCRIPTION OF PATH OR WAY TO BE ADDED

A Restricted Byway commencing at a junction with Bogmoor Road (public road) at TL 4079 3787 (Point A on the Order Plan) continuing generally south-south east along a lane for approximately 110 metres to a junction with Footpath 15 at TL 4084 3777 (Point B on the Order Plan). Then continuing south-south east along the lane for approximately 140 metres opening out into a field at TL 4088 3764 (Point C on the Order Plan). Then continuing in a south-south easterly, then easterly direction on the east and north side of the field boundary for approximately 185 metres to TL 4099 3754 (Point D on the Order Plan). Then continuing through trees and along a sunken lane in a southerly direction for approximately 235 metres to a crossing with Footpath 16 at TL 4104 3730 (Point E on the Order Plan). Then continuing south,

then south west across fields for approximately 525 metres to a junction with Bell Lane (public road) at TL 4075 3692 (Point F on the Order Plan).

Width: Varies between 5 and 16 metres as shown excluded from hereditaments on the 1910 Finance Act Map.

Limitations: None

A Footpath commencing at TL 4084 3777 (Point B on the Order Plan) continuing generally south east for approximately 30 metres to TL 4086 3776 (Point Y on the Order Plan).

Width:

Limitations:

DESCRIPTION OF PATH OR WAY TO BE DELETED

The full width of the part of that part of Barley Footpath 15 commencing at TL 4084 3778 (Point X on the Order Plan) running generally south east for approximately 30 metres to a TL 4086 3776 (Point Y on the Order Plan).

PART II Modification of Definitive Statement

VARIATION OF PARTICULARS OF PATH OR WAY

A new Statement shall be recorded for Barley 18 as follows:

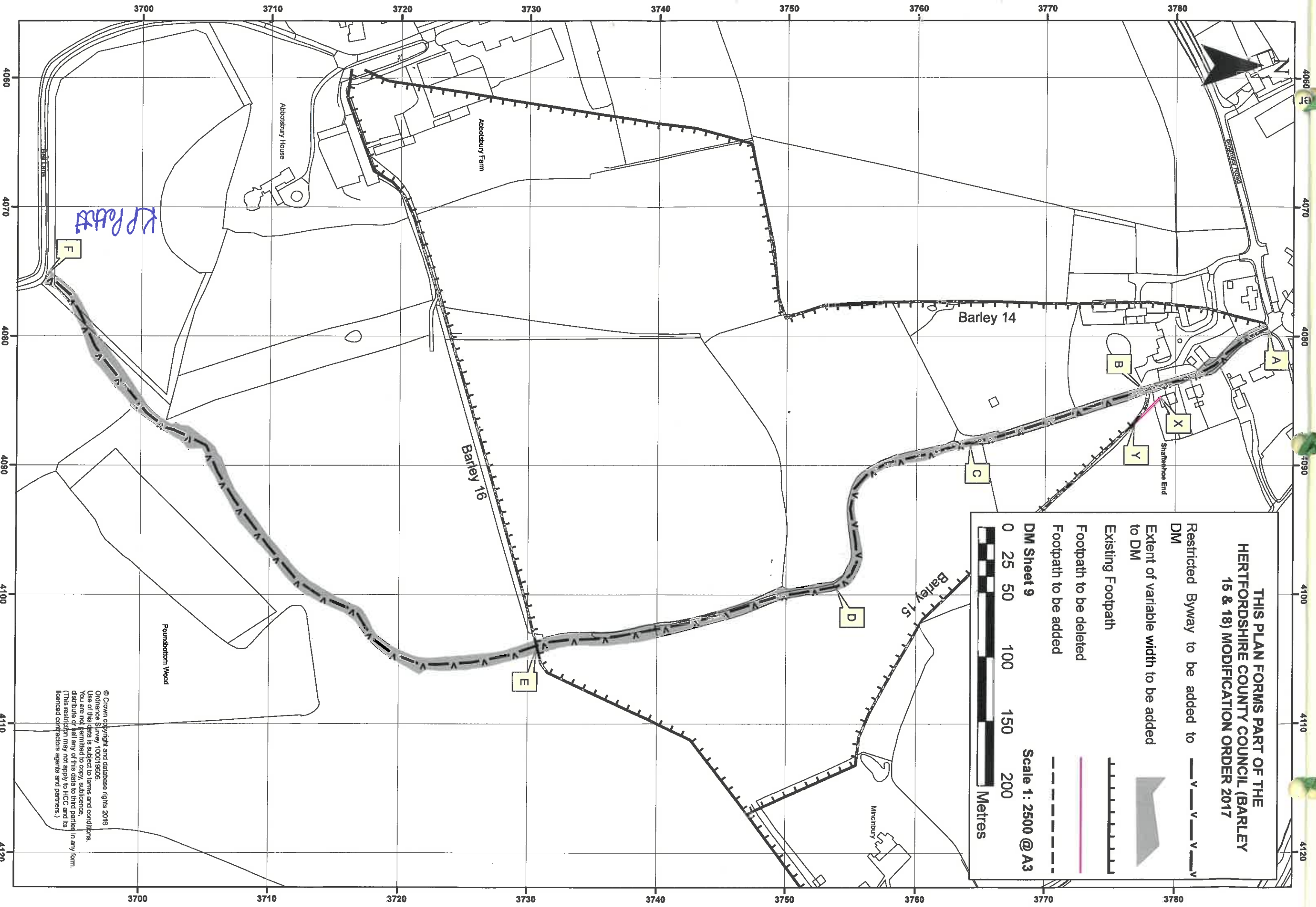
Path No	Status	HCC Map Ref
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018	RB	HCC 009
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Commences from Public Road, Shaftenhoe End at TL 4079 3787 SSE along a lane for approx. 250m to TL 4088 3764. Continuing SSE, then E, on the E and N side of the field boundary for approx. 185m to TL 4099 3754. Then continuing through a sunken lane S for approx. 235m to a crossing with FP 16 at TL 4104 3730. Then continuing S then SW for approx. 525m to join Bell Lane at TL 4075 3692.

Width Varies between 5m and 16m as shown on the Hertfordshire County Council (Barley 18) Modification Order 2017

Limitations None



**THIS PLAN FORMS PART OF THE
HERTFORDSHIRE COUNTY COUNCIL (BARLEY
15 & 18) MODIFICATION ORDER 2017**

Restricted Byway to be added to DM

Extent of variable width to be added to DM

Existing Footpath

Footpath to be deleted

Footpath to be added

DM Sheet 9

Scale 1: 2500 @ A3

Metres

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KP Potts

F

A

B

X

Y

C

D

E

Barley 14

Barley 16

Barley 15

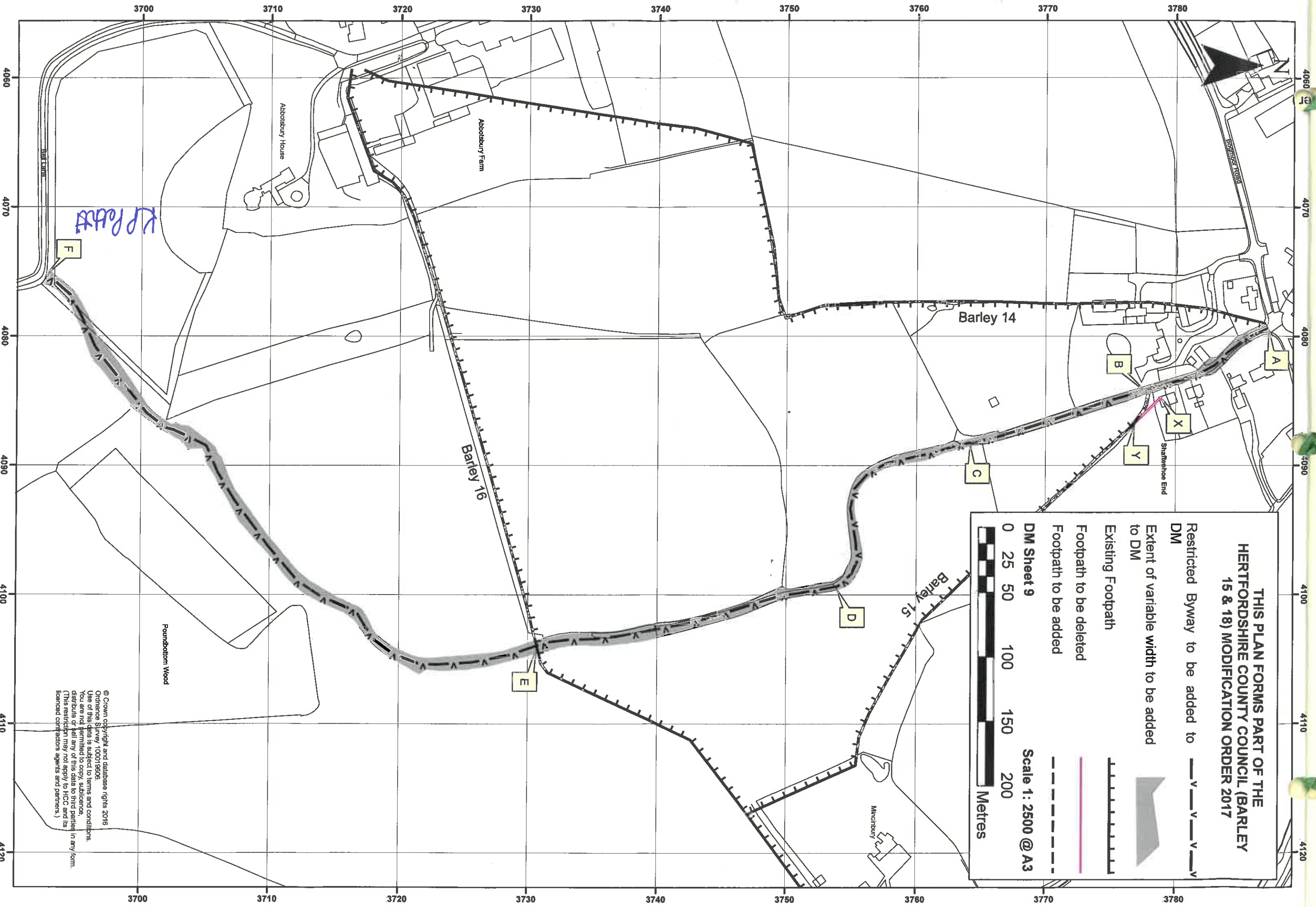
Abbotsbury House

Abbotsbury Farm

Poundbottom Wood

Minchbury

Shafshoe End



The Statement for Barley 15 shall be amended as follows:

Path No	Status	HCC Map Ref
015	FP	HCC 009

Commences from RB 18 at TL 4084 3777 thence SE to Mincinbury at TL 4113 3755 then SSE to join FP 16 at TL 4117 3747. Continues NE to TL 4128 3755 thence SE to county boundary to join FP7 (Little Chishall, Cambs) at Chalk Pit.

Width 3.5m between TL 4113 3755 and TL 4117 3747
Limitations None between TL 4113 3755 and TL 4117 3747

The Statement for Barley 16 shall be amended as follows:

Path No	Status	HCC Map Ref
016	FP	HCC 009

Commences from county road at Abbotsbury thence generally NE to N of moat crossing RB 18 at TL 4104 3730. Continuing NE to join FP 15 at Mincinbury at TL 4117 3747.

Width
Limitations

IN WITNESS whereof the COMMON SEAL of HERTFORDSHIRE COUNTY COUNCIL was hereunto affixed this 17th day of February 2017

The Common Seal of HERTFORDSHIRE COUNTY COUNCIL was hereunto affixed in the presence of: *KP Pettitt*
Kathryn Pettitt

Chief Legal Officer

