

NOTICE OF ORDER

WILDLIFE AND COUNTRYSIDE ACT 1981 SECTION 53

Nottinghamshire County Council
(East Markham Byway Nos. 27, 28, 29, 30, 31 & 32) Modification Order
2005

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 **24 October 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 above Area by upgrading parts of bridleways to Byways/adding Byways as specified in the Schedule below:-

SCHEDULE

Paths or ways to be added/upgraded

East Markham Byway No. 27

Commencing from a point, SK 74457319, at the junction with Lincoln Road and proceeding for a distance of approximately 220 metres to a point, SK 74597337, at the junction with the A57(T) (upgrade of part of East Markham Bridleway No.1).

East Markham Byway No. 28

Commencing from a point, SK 74277318, at the junction with Lincoln Road proceeding for a distance of approximately 290 metres to a point, SK 74397345, at the junction with the A57(T) (upgrade of part of East Markham Bridleway No.2).

East Markham Byway No. 29

Commencing from a point, SK 73787340, at the junction with High Street and proceeding for a distance of approximately 220 metres to a point, SK 73657358, at the junction with the A57(T) (upgrade of part of East Markham Bridleway No.5).

East Markham Byway No. 30

Commencing from a point, SK 74467317, at the junction with Lincoln Road and proceeding for a distance of approximately 70 metres to a point, SK 74477311, at the junction with Crossways.

East Markham Byway No. 31

Commencing from a point, SK 74527293, at the junction with Crossways and proceeding for a distance of approximately 220 metres to a point, SK 74547270, at the junction with Quakefield Road.

East Markham Byway No. 32

Commencing from a point, SK 74407289, at the junction with Plantation Road and proceeding for a distance of approximately 120 metres to a point, SK 74527292, at the junction with East Markham Byway No. 31.

Any queries relating to this Order should be referred to Helen Sparks 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 5646. Email: helen.sparks@pins.gsi.gov.uk Please quote reference number ROW/3175914 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 Countryside Access Team, Nottinghamshire County Council, Trent Bridge House, Fox Road, West Bridgford, Nottingham, NG2 6BJ. To arrange a viewing, please contact Eddie Brennan on Telephone Number 0115 977 4709.

Timetable for sending in statements of case and comments

Within 2 weeks of the start date [by 7 November 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 19 December 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 30 January 2018]

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 NOTTINGHAMSHIRE (AREA 6) DEFINITIVE MAP AND STATEMENT

THE NOTTINGHAMSHIRE COUNTY COUNCIL
(EAST MARKHAM BYWAY NOS. 27, 28, 29, 30, 31 & 32) MODIFICATION ORDER
2005

This Order is made by the Nottinghamshire County Council under Section 53(2)(b) of the Wildlife & Countryside Act 1981 ("the Act") because it appears to that Authority that the Nottinghamshire (Area 6) Definitive Map and Statement require modification in consequence of the occurrence of events specified in Section 53(3)(c)(i) of the Act, namely the discovery of evidence that rights of way subsist or are reasonably alleged to subsist over land situated at East Markham, and in Section 53(3)(c)(ii) of the Act, namely the discovery of evidence that parts of the highways shown as bridleways over land situated at East Markham ought to be shown as Byways.

The Authority have consulted with every Local Authority whose area includes the land to which the Order relates.

The Nottinghamshire County Council hereby order that:

1. For the purposes of this Order the relevant date is 1st July 2005.
2. The Nottinghamshire (Area 6) Definitive Map and Statement shall be modified as described in Part I and Part II of the Schedule and shown on the Map attached to this Order.
3. This Order shall take effect on the date it is confirmed and may be cited as "The Nottinghamshire County Council (East Markham Byway Nos. 27, 28, 29, 30, 31 & 32) Modification Order 2005".

SCHEDULE

PART I

Modification of Definitive Map

Description of the Paths or Ways to be added

East Markham Byway No. 30

Commencing from a point, SK 74467317, at the junction with Lincoln Road and proceeding for a distance of approximately 70 metres in a south-south-easterly direction to a point, SK 74477311, at the junction with Crossways.

East Markham Byway No. 31

Commencing from a point, SK 74527293, at the junction with Crossways and proceeding for a distance of approximately 220 metres in a southerly direction to a point, SK 74547270, at the junction with Quakefield Road.

THE NOTTINGHAMSHIRE COUNTY COUNCIL
(EAST MARKHAM BYWAY NOS. 27, 28, 29, 30, 31 & 32) MODIFICATION ORDER
2005

East Markham Byway No. 32

Commencing from a point, SK 74407289, at the junction with Plantation Road and proceeding for a distance of approximately 120 metres in an east-north-easterly direction to a point, SK 74527292, at the junction with East Markham Byway No. 31.

Description of the Paths of Ways to be upgraded

That part of East Markham Bridleway No. 1 commencing from a point, SK 74457319, at the junction with Lincoln Road and proceeding for a distance of approximately 220 metres in a north-easterly direction to a point, SK 74597337, at the junction with the A57(T).

That part of East Markham Bridleway No. 2 commencing from a point, SK 74277318, at the junction with Lincoln Road and proceeding for a distance of approximately 290 metres in a north-north-easterly direction to a point, SK 74397345, at the junction with the A57(T).

That part of East Markham Bridleway No. 5 commencing from a point, SK 73787340, at the junction with High Street and proceeding for a distance of approximately 220 metres in a north-north-westerly direction to a point, SK 73657358, at the junction with the A57(T).

PART II

Modification of Definitive Statement

Description of the Paths or Ways to be added

East Markham Byway No. 27

Commencing from a point, SK 74457319, at the junction with Lincoln Road and proceeding for a distance of approximately 220 metres in a north-easterly direction on the earth and stone surface of Nether Cartgaps Lane to a point, SK 74597337, at the junction with the A57(T) and having a minimum width of 3.5 metres throughout the whole of its length.

East Markham Byway No. 28

Commencing from a point, SK 74277318, at the junction with Lincoln Road and proceeding for a distance of approximately 290 metres in a north-north-easterly direction on the earth and stone surface of Top Cart Gaps to a point, SK 74397345, at the junction with the A57(T) and having a minimum width of 3.5 metres throughout the whole of its length.

East Markham Byway No. 29

Commencing from a point, SK 73787340, at the junction with High Street and proceeding for a distance of approximately 220 metres in a north-north-westerly direction on the earth and stone surface of Finney Lane to a point, SK 73657358, at the junction with the A57(T) and having a minimum width of 3 metres throughout the whole of its length.

THE NOTTINGHAMSHIRE COUNTY COUNCIL
(EAST MARKHAM BYWAY NOS. 27, 28, 29, 30, 31 & 32) MODIFICATION ORDER
2005

East Markham Byway No. 30

Commencing from a point, SK 74467317, at the junction with Lincoln Road and proceeding for a distance of approximately 70 metres in a south-south-easterly direction on the earth and stone surface of Back Lane to a point, SK 74477311, at the junction with Crossways and having a minimum width of 3 metres throughout the whole of its length.

East Markham Byway No. 31

Commencing from a point, SK 74527293, at the junction with Crossways and proceeding for a distance of approximately 220 metres in a southerly direction on the metalled, earth, stone and grass surface of Back Lane to a point, SK 74547270, at the junction with Quakefield Road and having a minimum width of 3.5 metres throughout the whole of its length.

East Markham Byway No. 32

Commencing from a point, SK 74407289, at the junction with Plantation Road and proceeding for a distance of approximately 120 metres in an east-north-easterly direction on the metalled and grass surface of Green Lane to a point, SK 74527292, at the junction with East Markham Byway No. 31 and having a minimum width of 3.5 metres throughout the whole of its length.


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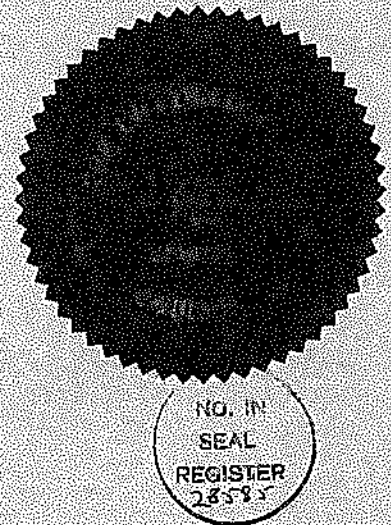
NOTTINGHAMSHIRE COUNTY COUNCIL

was hereunto affixed

this 29th day of July 2005

in the presence of:-


AUTHORISED SIGNATORY



MAP NOT TO ORIGINAL SCALE

Nottinghamshire County Council Environment

Countryside Access, Trent Bridge House, Fox Road, West Bridgford, Nottingham, NG2 6BJ

Proposed Modification Order

Parish and Path No.'s affected:

EAST MARKHAM BYWAY NGS. 27, 28, 29, 30, 31 & 32

Key:

Proposed BYWAY



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Scale 1:7000
Sheet No.: SK77SW
Grid ref: See Plan

