

# **NOTICE OF ORDER**

## **WILDLIFE & COUNTRYSIDE ACT 1981 SECTION 53**

THE COUNCIL OF THE CITY OF SUNDERLAND (FOOTPATH NO.10,  
RYHOPE) DEFINITIVE MAP 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 **19 December 2017**.

Consideration of the Order will take the form of a Hearing.

The Hearing will be held at **Committee Room 1, Civic Centre, Burdon Road, Sunderland, SR2 7SN** on **24 April 2018** at **10.00am**.

The effect of the Order, if confirmed without modifications, will be to modify the Definitive Map and Statement for the area of Ryhope by adding to them the Public Path (footpath) running from the highway known as St Nazaire Way (OSGB-NZ-4075.5202) in a south south easterly direction along the metalled old road to the National Cycle Network Route 1 (NCN1) (OSGB-NZ-4077.5192).

Any queries relating to this Order should be referred to Tara Davies 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: tara.davies@pins.gsi.gov.uk. Please quote reference number ROW/3179790 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 1) City Centre Customer Services Centre, 31-32 Fawcett Street, Sunderland, SR1 1RE 2) City Library and Arts Centre, Winter Gardens, Mowbray Road, Sunderland, SR1 1PP and 3) Ryhope Library and Customer Services Centre, Black Road, Ryhope, Sunderland, SR2 0RX. Council contact: Janine Schaffrath, Tel: 0191 5611028, Email: [Janine.schaffrath@sunderland.gov.uk](mailto:Janine.schaffrath@sunderland.gov.uk)

### **Timetable for sending in statements of case**

**Within 8 weeks of the start date [by 13 February 2018]**

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, although 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 12 weeks of the start date [by 13 March 2018]**

Everyone who has made an objection or representation and anyone who wishes to give evidence at the Hearing 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).

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 hearing

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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 hearing.

WILDLIFE AND COUNTRYSIDE ACT 1981

THE COUNCIL OF THE CITY OF SUNDERLAND DEFINITIVE MAP AND  
STATEMENT

THE COUNCIL OF THE CITY OF SUNDERLAND

(FOOTPATH NO.10, RYHOPE)

DEFINITIVE MAP MODIFICATION ORDER 2017

This Order is made by The Council of The City of Sunderland ("the Council") under section 53(2)(b) of the Wildlife and Countryside Act 1981 ("the Act") because it appears to the Council that the County Council of Durham (National Parks and Access to the Countryside Act 1949 Definitive Map of Public Rights of Way and Statement) (which Definitive Map and Statement were inherited by The Council of the City of Sunderland after the Local Government re-organisation of 1972) require modification in consequence of the occurrence of an event specified in section 53(3)(b), namely the expiration, in relation to a way in the area to which the map relates, of a period such that the enjoyment by the public of the way during that period raises a presumption that the way has been dedicated as a public path.

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

1. For the purposes of this order the relevant date is 30<sup>th</sup> September 2016
2. The County Council of Durham (National Parks and Access to the Countryside Act 1949) Definitive Map of Public Rights of Way and Statement shall be modified as described in the Schedule and shown on the map attached to the Order.
3. This Order shall take effect on the date it is confirmed and may be cited as "The Council of The City of Sunderland (Footpath No.10, Ryhope) Definitive Map and Modification Order 2017"

DATED this 9<sup>th</sup> day of February 2017

THE SEAL of THE COUNCIL OF

THE CITY OF SUNDERLAND.

was hereunto affixed in the presence of:

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*J. Lucas*

Authorised Signatory

SEAL 62765A

## SCHEDULE

### PART I

#### MODIFICATION OF DEFINITIVE MAP

#### DESCRIPTION OF WAY TO BE ADDED

##### **Footpath No.10, Ryhope**

This footpath lies in the administrative area district of The Council of The City of Sunderland, in the Ryhope area. The footpath starts from the southern edge of the southern footway of the highway known as St.Nazaire Way, Ryhope Village, at point A on plan no. SCC/PROW.CL.RT/St.Naz/RDD151028 (OSGB-NZ-4075.5202) and proceeds in a south south easterly direction for a distance of approximately 98 metres with a width of approximately 11 metres to point B (OSGB – NZ- 4077.5193) between binding hedge/fence and then proceeds for a further 11 metres in a south south easterly direction with a width of approximately 8 metres to point C at (OSGB – NZ-4077.5192) to the National Cycle Network Route 1 (NCN1).

The total length of the footpath to be added is approximately 109 metres with a width varying between 11 metres between points A-B and approximately 8 metres between points B-C. It is defined along its length on both sides by hedge and/or fencing. The surface of the path is metalled old road with bramble/grass sides. The commencement of the footpath at point A is defined by large boulders with an entrance point aperture of 1.2 metres. The end of the footpath at point C is defined by a metal vehicle barrier comprising a low bar gate at 0.3 metres in height with an 'A' shaped walk-through gap.

The footpath is shown on the plan by the broken black line with short intervals.

### PART II

#### MODIFICATION OF DEFINITIVE STATEMENT

#### VARIATION OF PARTICULARS OF FOOTPATH

##### **Footpath No. 10, Ryhope**

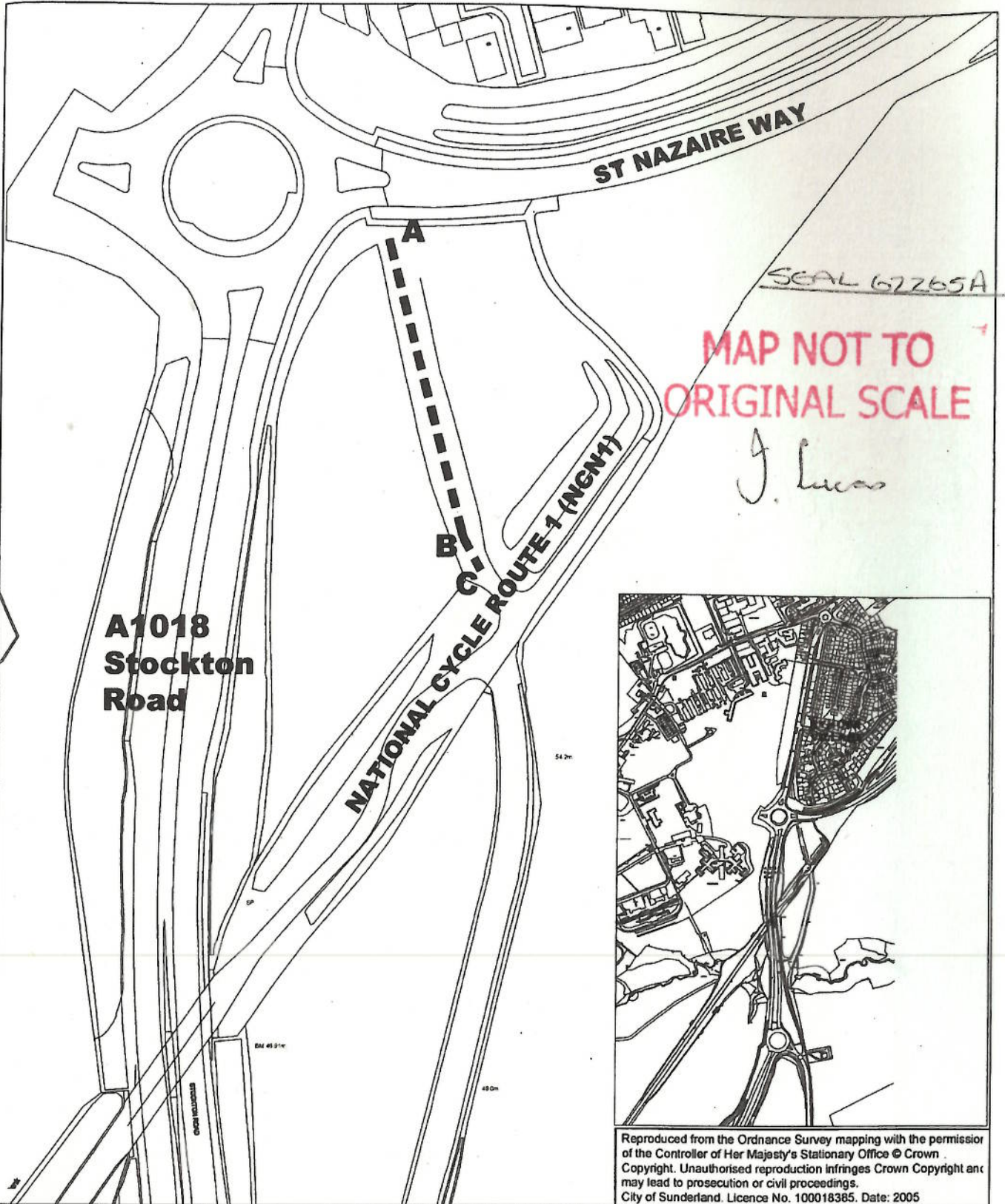
From St Nazaire Way at Ryhope

To the National Cycle Network Route 1 (NCN1), Ryhope

Description – the path is a public footpath. It starts at the southern edge of the southern footway of the highway known as St Nazaire Way in Ryhope at OSGB-NZ-4075.5202 and proceeds south south-easterly a defined way for a distance of

approximately 109 metres with width between 11 metres and 8 metres to OSGB – NZ- 4077.5192 to the National Cycle Network Route 1 (NCN1).

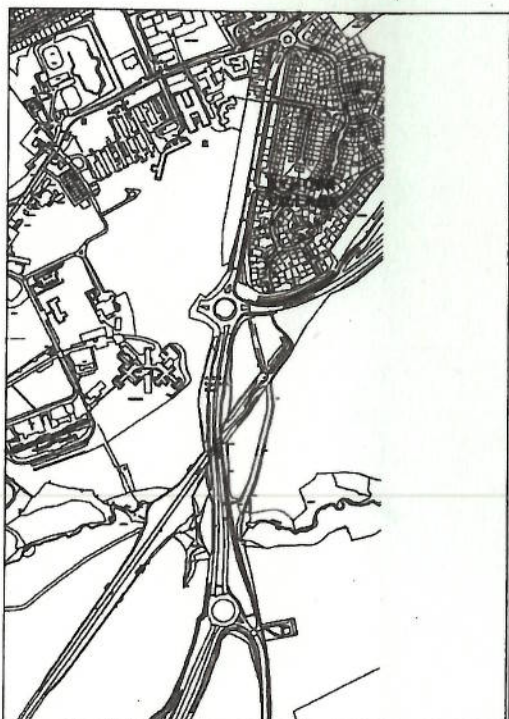
The footpath is a grass softened metalled old road surface with brambled/grass sides, with a width between 11 metres and 8 metres and a total length of approximately 109 metres.



SCAL 67265A

MAP NOT TO ORIGINAL SCALE

J. Lucas



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**Sunderland City Council**

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 Economy & Place Directorate  
 Jack Crawford House, Commercial Road  
 Sunderland, SR2 8QR  
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 Web: www.sunderland.gov.uk

**CITY OF SUNDERLAND (ST NAZAIRE WAY RYHOPE)  
 DEFINITIVE MAP MODIFICATION ORDER 2016**

**FOOTPATH TO BE ADDED BY THIS ORDER** - - - - -

PROJECT LEADER GC		NORTH	
DRAWN BY TD			
DATE 160627	SCALE 1:1,000	SHEET SIZE A4	
DRAWING No. SCC/PROW/CI RT/SI Naz/RDD151028		REVISION V/1	

