

NOTICE OF ORDER WILDLIFE AND COUNTRYSIDE ACT 1981 SECTION 53

East Sussex County Council
The East Sussex (Public Footpath Burwash 67)
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 **29 May 2018**.

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

The Inquiry will be held at **Burwash Common Pavilion, Ticehurst Road (Stonegate Road), Burwash Common, Etchingham, East Sussex, TN19 7NA** on **07 November 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 by adding a public footpath commencing from the A285 Heathfield Road Burwash Common (Point A on the Order Map at OSGR TQ 6404 2336) running in a north-north-easterly direction for 28 metres then turning to a north-north-westerly direction for 12 metres through the iron memorial gates into the playing field (Point C on the Order Map at OSGR TQ 6404 2340). The footpath will have a width of 2 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 4445502. Email: clive.richards@pins.gsi.gov.uk. Please quote reference number ROW/3189124 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 East Sussex County Council, County Hall, Lewes, East Sussex BN7 1UE between the hours of 9:00am and 4:00 pm Monday to Friday inclusive. Telephone: 0345 6080190.

Timetable for sending in statements of case and proofs of evidence

Within 8 weeks of the start date by [by 24 July 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 - 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 04 September 2018]

Everyone who has made an objection or representation and anyone who wishes to give evidence at the Inquiry must ensure their statement of case¹ 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 10 October 2018]

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
- 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).

¹ 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.

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

WILDLIFE AND COUNTRYSIDE ACT 1981

**THE EAST SUSSEX COUNTY COUNCIL (ROTHER DISTRICT)
DEFINITIVE MAP AND STATEMENT**

**THE EAST SUSSEX
(PUBLIC FOOTPATH BURWASH 67)
DEFINITIVE MAP MODIFICATION ORDER 2017**

This Order is made by East Sussex County Council ("the authority") under Section 53(2)(b) of the Wildlife and Countryside Act 1981 ("the Act") because it appears to the authority that the East Sussex County Council (Rother District) Definitive Map and Statement require modification in consequence of an event specified in:

Section 53 (3)(c) (i), namely the discovery by the authority of evidence which (when considered with all other evidence available to them) shows that a right of way which is not 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 to which this Part relates.

The Authority has consulted with every local authority whose area includes the land to which the Order relates. Accordingly, the East Sussex County Council hereby orders that:

1. For the purposes of this Order the relevant date is 21st June 2017
2. The East Sussex County Council (Rother District) Definitive Map and Statement shall be modified as described in Part I and Part II of the Schedule and as 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 East Sussex (Public Footpath Burwash 67) Definitive Map Modification Order 2017.

SCHEDULE

PART I

Modification of the East Sussex County Council (Rother District) Definitive Map

Description of path to be added

A public footpath commencing at the public highway known as A265 Heathfield Road running in a north-north-easterly direction for 28 metres before turning and running in a north-north-westerly direction for 12 metres, where it passes through memorial gates into the public playing field. The path has a width of 2 metres.

PART 2

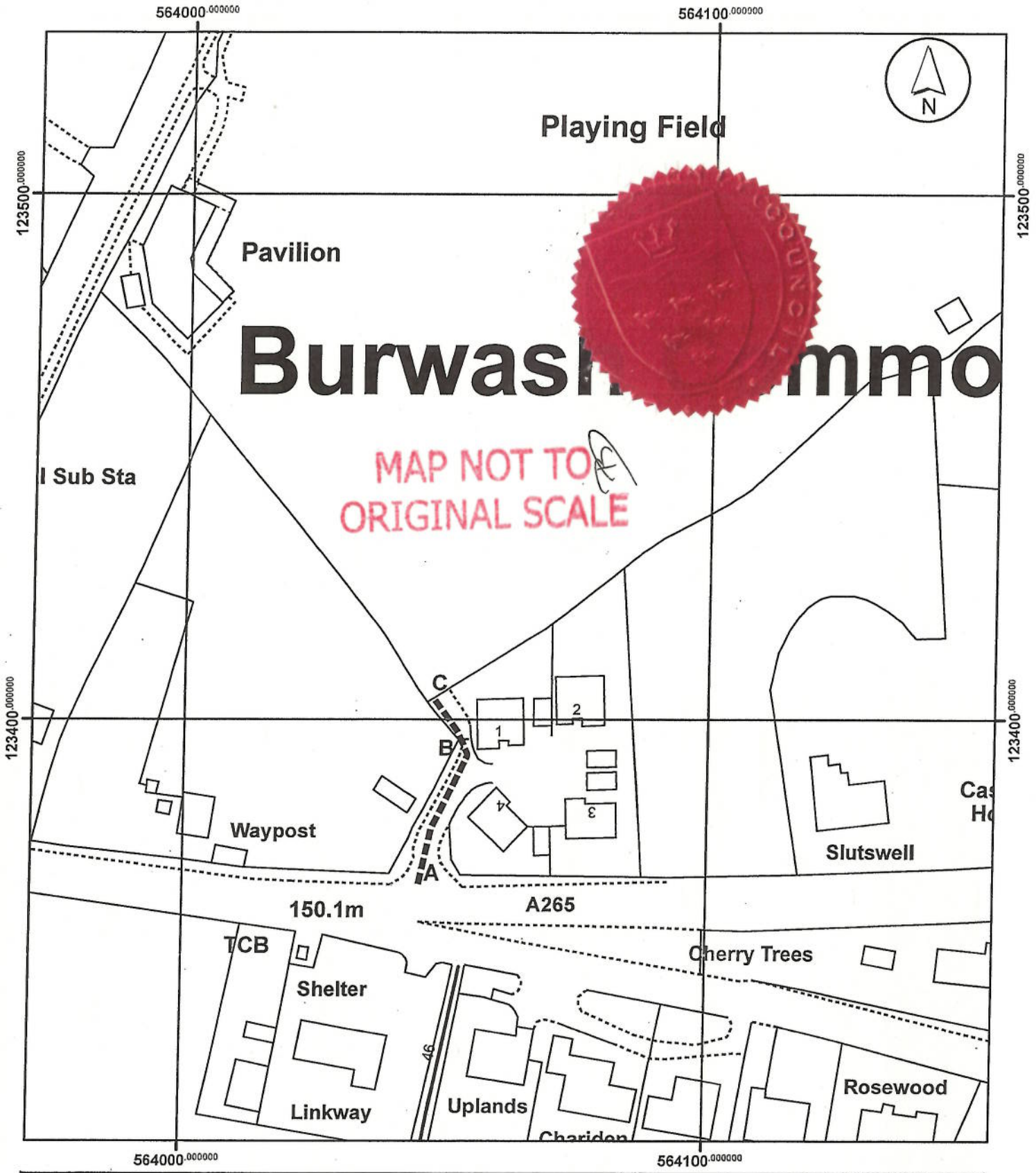
Modification of Definitive Statement


Addition of the following particulars to the East Sussex County Council (Rother District) Definitive Statement

<u>No.</u>	<u>Type</u>	<u>From</u>	<u>Commencement</u>	<u>To</u>	<u>Termination</u>	<u>Total Length (miles/km)</u>	<u>Remarks</u>
67	FP	TQ6404 2336	A265 Heathfield Road	TQ6404 2340	Playing field	Miles 0.0248 Km 0.04	2m in width throughout

Part 3 Limitations

Memorial Iron gates at TQ 640234



Map Title: The East Sussex (Public Footpath Burwash 67) Definitive Map Modification Order 2017		East Sussex County Council County Hall St Annes Crescent Lewes BN7 1UE  eastsussex.gov.uk
Map Key A B C -----		
Date:	20/07/2017	<small>© East Sussex County Council 2017. Aerial Photography © Getmapping.com 2017. This map is reproduced from Ordnance Survey material with the permission of Ordnance Survey on behalf of the Controller of Her Majesty's Stationary Office © Crown copyright. Unauthorised reproduction infringes Crown copyright and may lead to prosecution or civil proceedings. 100019601, 2017.</small>
Scale:	1:1,000	
BUR/FP67/DMMO/2017/V1 Author: NMC		

THE COMMON SEAL of the EAST SUSSEX
COUNTY COUNCIL was hereunto
affixed this 18th day of August
Two Thousand and seventeen in the presence of:-



Authorised Signatory



2017