

NOTICE OF ORDER

HIGHWAYS ACT 1980 SECTION 119 & WILDLIFE AND COUNTRYSIDE ACT 1981 SECTION 53

East Riding Of Yorkshire Council (Goole Footpath No. 11) Public Path Extinguishment and Definitive Map and Statement 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 **23 November 2016**.

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 modification will be to extinguish the full width of a section of Goole Footpath No. 11 some 112 metres in length commencing on Grassmere Close at Grid Reference SE 7502 2441 and leading east-south-easterly for some 15 metres to Grid Reference SE 7503 2441 and continuing generally south-south-easterly for some 97 metres to Grid Reference SE 7505 2431

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 FPS/E2001/3/5 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 Beverley Customer Service Centre, Cross Street, Beverley HU17 9BA and also at Goole Customer Service Centre, Council Offices, Church Street, Goole, DN14 during normal office hours. Council contact: Debbie Wesselby, tel: 01482 393157

Timetable for sending in statements of case and comments

Within 2 weeks of the start date [by 07 December 2016]

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 18 January 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 (excluding copies of any supporting documents - these will be available to view at the Authority's offices) 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.

Within 14 weeks of the start date [by 01 March 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(s) 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

DATED this 2nd day of March 2015

PUBLIC PATH EXTINGUISHMENT ORDER

**HIGHWAYS ACT 1980
WILDLIFE AND COUNTRYSIDE ACT 1981**

THE EAST RIDING OF YORKSHIRE COUNCIL

**THE EAST RIDING OF YORKSHIRE COUNCIL
(GOOLE FOOTPATH NO. 11)
PUBLIC PATH EXTINGUISHMENT AND DEFINITIVE MAP AND
STATEMENT MODIFICATION ORDER 2015**

Ref: DW/73690



PUBLIC PATH EXTINGUISHMENT ORDER

**HIGHWAYS ACT 1980
WILDLIFE AND COUNTRYSIDE ACT 1981**

THE EAST RIDING OF YORKSHIRE COUNCIL

**THE EAST RIDING OF YORKSHIRE COUNCIL
(GOOLE FOOTPATH NO. 11)
PUBLIC PATH EXTINGUISHMENT AND DEFINITIVE MAP AND
STATEMENT MODIFICATION ORDER 2015**

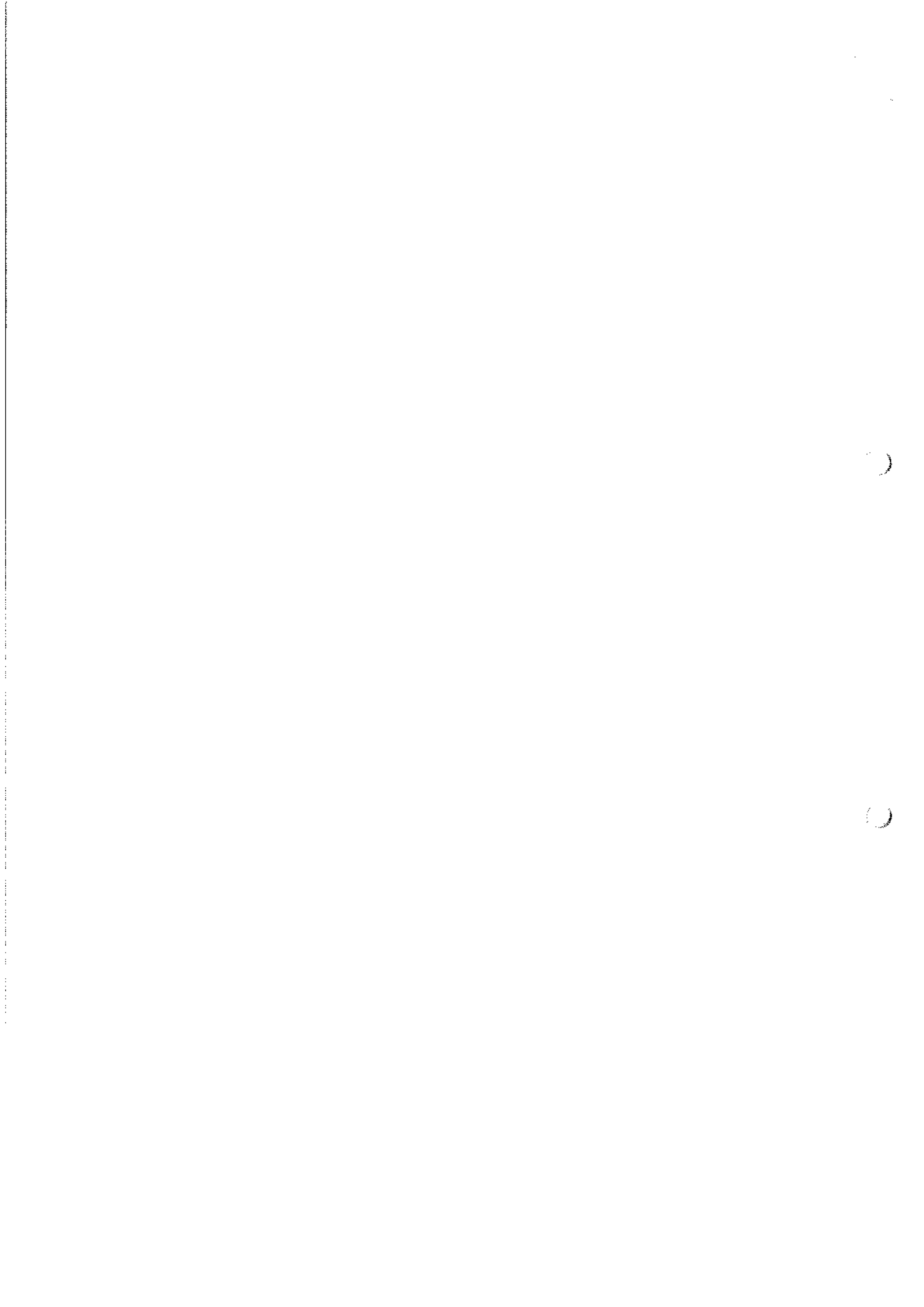
This Order is made by The East Riding of Yorkshire Council ("the Authority") under section 118 of the Highways Act 1980 ("the 1980 Act") because it appears to the Authority that the footpath described in paragraph 1 below is not needed for public use.

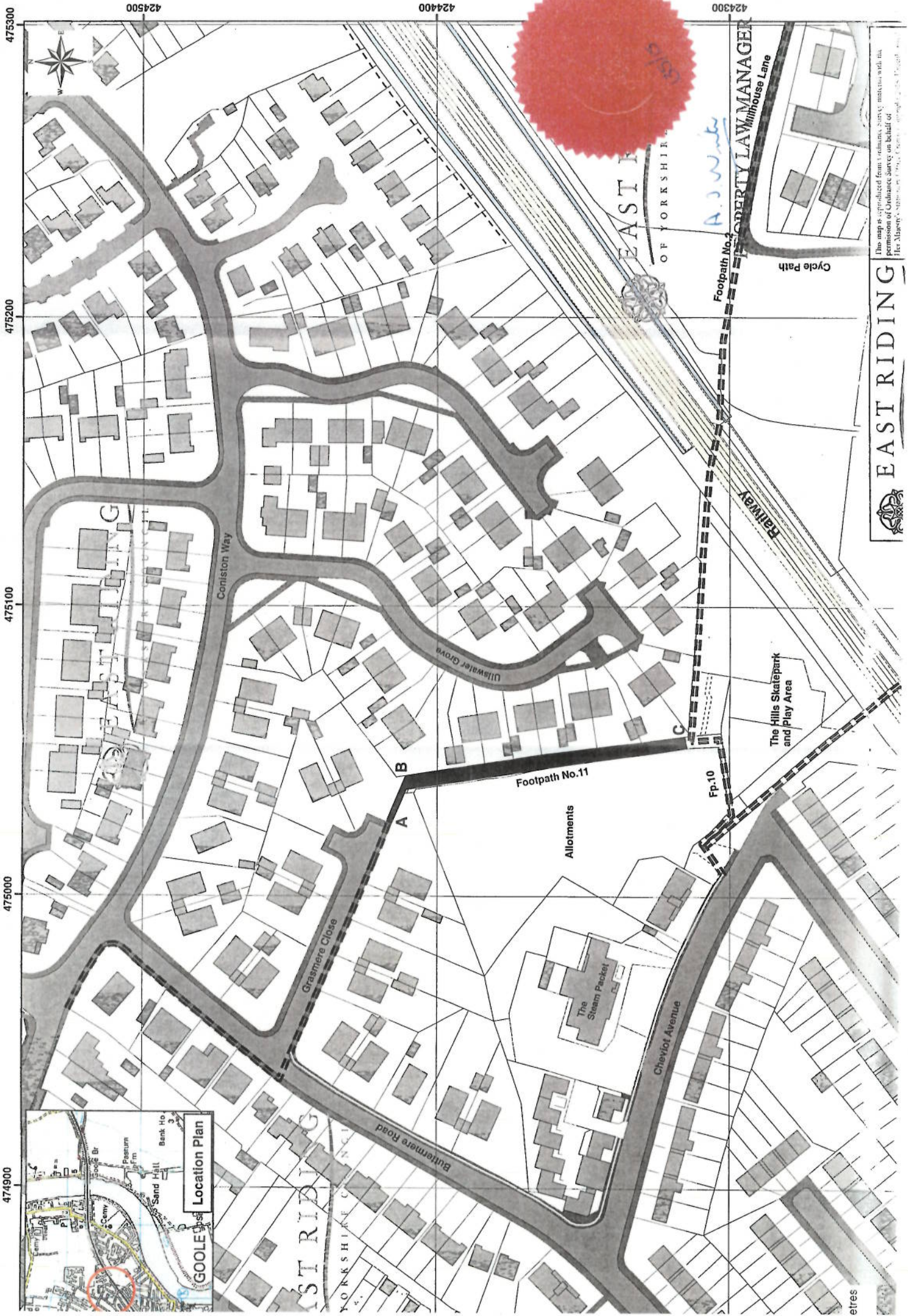
This Order is also made under section 53A(2) of the Wildlife and Countryside Act 1981 ("the 1981 Act") because it appears to the Authority that The County Council of the West Riding of Yorkshire National Parks and Access to the Countryside Act 1949 (Part 4) Survey of Public Rights of Way Definitive Map and Statement (area Sub Committee No. 3 Goole Rural District) require modification in consequence of the occurrence of an event specified in section 53(3)(a)(i) of the 1981 Act, namely, the stopping up (as authorised by this Order) of a highway hitherto shown or required to be shown in the map and statement.

Goole Town Council has been consulted as required by section 120(2) of the 1980 Act.

BY THIS ORDER:

1. The public right of way over the land situate at Goole in the East Riding of Yorkshire and shown by a continuous bold line on the map attached to this Order and described in Part I of the Schedule to this Order shall be extinguished after seven (7) days from the date of confirmation of this Order and thereupon The County Council of the West Riding of Yorkshire National Parks and Access to the Countryside Act 1949 (Part 4) Survey of Public Rights of Way Definitive Map and Statement (area Sub Committee No. 3 Goole Rural District) shall be modified by





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EAST RIDING
OF YORKSHIRE

PROPERTY LAW MANAGER
A.J. Winter
Footpath No. 2
Mithouse Lane

Cycle Path

Railway

The Hills Skatepark
and Play Area

Footpath No. 11

Allotments

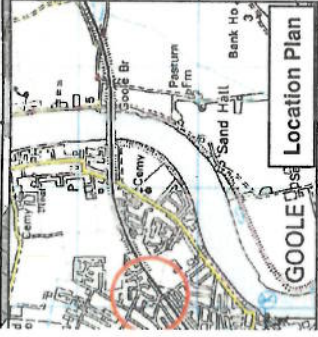
Fp. 10

Cheviot Avenue

Grasmere Close

Ulswater Grove

Buttermere Road



GOOGLE Location Plan

EAST RIDING

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deleting from it that public right of way, and the definitive statement shall be modified as described in Part 2 of the Schedule to this Order.

2. Notwithstanding paragraph 1 of this Order Yorkshire Water Services Limited or their successors in title shall have the following rights over the land referred to in paragraph 1, namely:
 - 2.1 to retain use inspect cleanse repair renew and otherwise maintain the combined sewer that runs under the land;
 - 2.2 for the purposes of clause 2.1 above to enter upon the land with or without vehicles machinery and plant and to break open the surface of the land doing and occasioning no unreasonable damage to the land.
3. For the purpose of this Order the relevant date is the date upon which the Order comes into effect.

SCHEDULE

PART 1

Description of Public Right of Way Extinguished

The full width of a section of Goole Footpath No. 11 some 112 metres in length commencing on Grasmere Close at Grid Reference SE 7502 2441 (Point A on the Map) and leading east-south-easterly for some 15 metres to Grid Reference SE 7503 2441 (Point B on the Map) and continuing generally south-south-easterly for some 97 metres to Grid Reference SE 7505 2431 (Point C on the Map).



PART 2

MODIFICATION OF DEFINITIVE STATEMENT
VARIATION OF PARTICULARS OF PATH OR WAY

DELETIONS

And in respect of the parish of Goole the following statement shall be deleted:-

Reference No.	Map Reference	Description of Route	Nature of Surface	Approximate Length	Approximate Width	General
11	SE 72 SW SE 72 SE	Footpath commencing on the north-western side of the railway at the end of Footpath No.2 and leads westerly for some 95 metres then turns northerly for some 100 metres* then north-north-westerly along the southern footway of Grasmere Close turning north-easterly along the western footway of Buttermere Road then north-north-westerly along the southern footway of Coniston Way to the junction of Thormtree Lane and Newclose Lane.			*15'0"	

ADDITIONS

And in respect of the parish of Goole the following statements shall be added:-

Reference No.	Map Reference	Description of Route	Nature of Surface	Approximate Length	Approximate Width	General
11	SE72SW SE72SE	Footpath commencing on the north-western side of the railway at the western end of Footpath No.2 and leads westerly for some 95 metres to join Footpath No.10.			15'0"	
12	SE72SW	Footpath commencing at the eastern end of Grasmere Close and leads north-north-westerly along the southern footway of Grasmere Close turns north-easterly along the western footway of Buttermere Road then north-north-westerly along the southern footway of Coniston Way to the junction of Thormtree Lane and Newclose Lane.				

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GIVEN under the COMMON SEAL of The East Riding of Yorkshire Council this 2nd day of March 2015

THE COMMON SEAL of)
The East Riding of Yorkshire Council)
was affixed in the presence of:-)



A. J. Winter

PROPERTY LAW MANAGER

