

NOTICE OF ORDER

WILDLIFE AND COUNTRYSIDE ACT 1981

SECTION 53

Derbyshire County Council
The Derbyshire County Council (Addition of a bridleway between Well Lane and Burton Road, including the upgrading of parts of Public Footpath Nos 35 and 37 – Parish of Repton) Modification Order 2014
Order 2014

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 **8 March 2017**

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

The Inquiry will be held at Newton Solney Village Hall, Repton Road, Newton Solney, Burton-on-Trent, Derbyshire, DE15 0SG on **Tuesday 18 July 2017** at 10.00am.

The effect of the Order, if confirmed without modifications, will be to modify the Definitive Map and Statement for an addition of a bridleway way, between Wells Lane and Burton Road, including upgrading parts of a public footpath Nos 35 and 37 to a Bridleway –Parish of Repton.

Any queries relating to this Order should be referred to Charlotte Callaway 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: charlotte.callaway@pins.gsi.gov.uk. Please quote reference number ROW/3167904 on all correspondence.

Any person wishing to view the statements of case and other documents relating to this Order may do so by prior appointment at County Hall, Matlock, DE4 3AG. Monday to Friday during normal office opening times (9:00am – 5:00pm) – Tel 01629 538465

Timetable for sending in statements of case and proofs of evidence

Within 8 weeks of the start date [by 03 May 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 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 14 June 2017]

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 20 June 2017]

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

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.

supporting documents – although none should be submitted with a proof of evidence).

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

DATED 9 JANUARY 2014

WILDLIFE AND COUNTRYSIDE ACT 1981

DEFINITIVE MAP AND STATEMENT FOR
THE COUNTY OF DERBYSHIRE

THE DERBYSHIRE COUNTY COUNCIL
(ADDITION OF A BRIDLEWAY BETWEEN WELL LANE AND BURTON
ROAD, INCLUDING THE UPGRADING OF PARTS OF PUBLIC FOOTPATH
NOS 35 AND 37 - PARISH OF REPTON) MODIFICATION ORDER 2014

CASE NO: 50526
DMMO: X3687

JOHN McELVANEY
MATLOCK

WILDLIFE AND COUNTRYSIDE ACT 1981

DEFINITIVE MAP AND STATEMENT FOR THE COUNTY OF DERBYSHIRE

THE DERBYSHIRE COUNTY COUNCIL (ADDITION OF A BRIDLEWAY BETWEEN WELL LANE AND BURTON ROAD, INCLUDING THE UPGRADING OF PARTS OF PUBLIC FOOTPATH NOS 35 AND 37 - PARISH OF REPTON) MODIFICATION ORDER 2014

This order is made by Derbyshire 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 in respect of the Parish of Repton require modification in consequence of the occurrence of events specified in section 53(3)(i) and (ii) of the Act, namely, the discovery by that authority of evidence which when considered with all other relevant evidence available to them shows that the right of way referred to in this order 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, and that the highway referred to in this order and shown on the map and statement as a highway of a particular description ought to be there shown as a highway of a different description.

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

1. For the purpose of this order the relevant date is 8 January 2014.
2. The Definitive Map and Statement for the County of Derbyshire for the Parish of Repton shall be modified as described in Part I and Part II of the Schedule and shown on the map to the order.
3. This order shall take effect on the date when it is confirmed and may be cited as the Derbyshire County Council (Addition of a Bridleway between Well Lane and Burton Road, including the upgrading of parts of Public Footpath Nos 35 and 37 - Parish of Repton) Modification Order 2014.

SCHEDULE

PART I

Modification of Definitive Map

Section as indicated on map	Description of Path or Way to be Upgraded to a Bridleway
A-B	Public Footpath no. 37 in the Parish of Repton from Point A (Ordnance Survey Grid Reference ("GR") SK 2963 2652) proceeding in a south-easterly then north-easterly direction to Point B (GR SK3019 2643), a distance of 783 metres or thereabouts.

Description of Path or Way to be added

- B-C** Bridleway in the Parish of Repton from Point B (GR SK3019 2643) proceeding in a generally east-south-easterly then east-north easterly direction to Point C (GR SK3043 2644), a distance of 254 metres or thereabouts.

Description of Path or Way to be Upgraded to a Bridleway

- C-D** Public Footpath No 35 in the Parish of Repton from Point C (GR SK 3043 2644) proceeding in a generally east-north-easterly direction to Point D (GR SK3047 2645), a distance of 34 metres or thereabouts.

Description of Path or Way to be added

- D-E** Bridleway in the Parish of Repton from D (GR SK3047 2645) proceeding in a generally east-north-easterly direction to Point E (GR SK30482645), a distance of 19 metres or thereabouts.

A total length of 1095 metres or thereabouts

PART II

Modification of Definitive Statement

Variation to upgrade of particulars of Path or Way

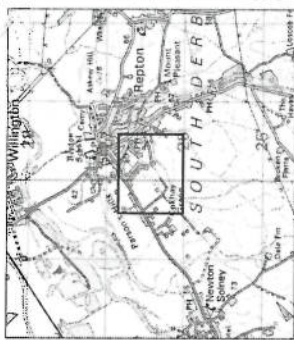
Path No	1/10,000 OS Sheet Ref Nos	Status and Description of Route	Nature of Surface	Approx Length	Approx Width	Remarks
51	SK22NE & SK32NW	Bridleway from S side of Burton Rd (GR SK2963 2652) in SE then NE direction along enclosed lane then continuing NE along edge of field to (GR SK3019 2643) and continuing ESE then ENE (GR SK3048 2645), SE of Bower Hill Cottage.	Tarmac aggregate and natural	1095 metres	Varies between 2.6 & 9.9 metres as shown on order plan.	Modification Order 2014 DCC Ref. X3687 Gates: SK30072631 SK30072632 SK30142637 SK30192643 SK30432643
37	SK32NW	Short footpath from S end of Chestnut Way (GR SK 3019 2644) in SSW direction to Bridleway No. 51 (GR SK 3019 2643).	Grass Natural	7 metres	2 metres	Gap: GR SK 3019 2643

35	SK32NW	Footpath from Well Lane, bridleway No. 51 (GR SK 3043 2644) in a SSE direction along W side of field then over footbridge and along E side of playing field to join Footpath No. 11 (GR SK 3063 2620), SE of the Pavilion.	Grass Natural	318 metres	2 metres	Stiles: GR SK 3045 2638; GR SK 3049 2635; GR SK 3058 2627
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THE COMMON SEAL of the Derbyshire)
 County Council was hereunto)
 Affixed the Ninth day of January)
 Two Thousand and Fourteen)
 in the presence of:-)


 Director of Legal Services

Number in Seal
 Book 2014/21



Wildlife and Countryside Act 1981 S.53

The Derbyshire County Council
 (Addition of a bridleway between
 Well Lane and Burton Road,
 including the upgrading of parts
 of Public Footpath Nos 35 and 37
 - Parish of Repton)
 Modification Order 2014

KEY

Bridleway
 to be added
 B — I — C
 D — E

Footpath to be
 upgraded to
 Bridleway
 A — C
 B — D

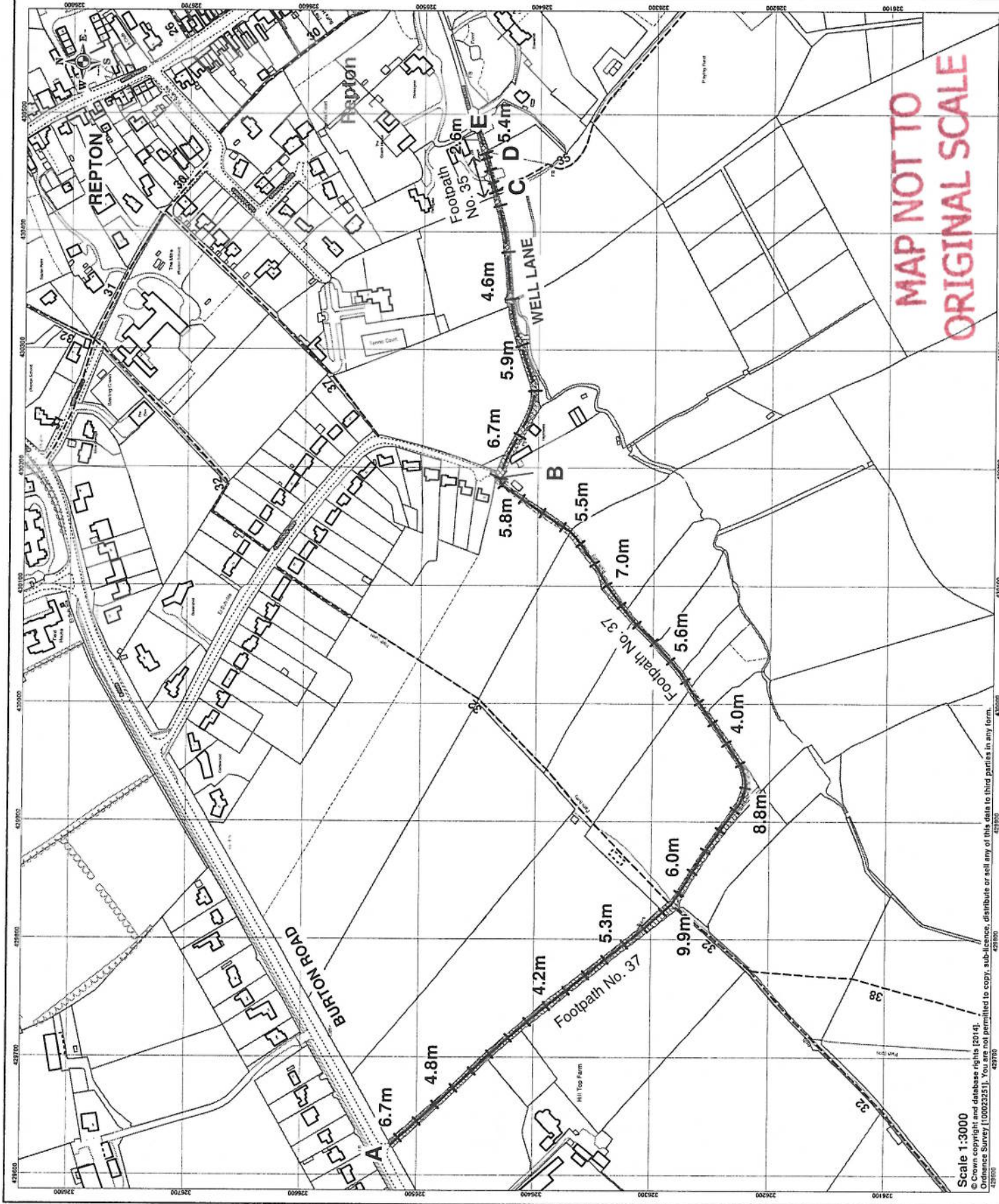
Existing Footpaths — — — —



DERBYSHIRE
 County Council

Improving life for local people
 Mike Ashworth
 Strategic Director - Economy, Transport and Environment
 Shared Higgs
 Planning and
 Main Road South
 Derbyshire
 DE4 3RY

Produced by Public Rights of Way on 30 December 2013
 Ref: PE/SV/3657/Order/2014



**MAP NOT TO
 ORIGINAL SCALE**

Scale 1:3000
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