

NOTICE OF ORDER WILDLIFE AND COUNTRYSIDE ACT 1981 SECTION 53

Norfolk County Council
(Wickmere) 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 **28 April 2016**.

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

The Inquiry will be held at **Wickmere Village Hall, Wickmere, Norwich NR11 7ND** on **Tuesday 27 September 2016** 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 to them a restricted byway starting from U14362 Lower Street at map reference TG1652 3377 running in an easterly direction for 100 metres to map reference TG1662 3378 and then in a north easterly direction for 167 metres to meet with footpath Wickmere FP6 at map reference TG1676 3387. The width of the route lies between the boundary features and varies between 5 and 8.5 metres.

Any queries relating to this Order should be referred to Jean McEntee 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 5437. Email: jean.mcentee@pins.gsi.gov.uk Please quote reference number FPS/X2600/7/114 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 offices of Norfolk County Council, County Hall, Martineau Lane, Norwich NR1 2DH during normal office hours. To arrange a viewing, please contact Marcia Lee on telephone number 01603 224253.

As Norfolk County Council has indicated that they will not be supporting the Order at the Inquiry, the case will be presented by representatives from Wickmere Parish Council. The Parish Council will be expected to adhere to the following timetable as if they were Norfolk C C .

Timetable for sending in statements of case and proofs of evidence

Within 8 weeks of the start date [by 23 June 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, although 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 4 August 2016]

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 copies to the Authority, 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, although 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 copy to the Authority, 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, although these will be available to view at the Authority's offices).

4 weeks before the date of the inquiry [by 30 August 2016]

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).

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.

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.

Notice of order for inquiry

WILDLIFE AND COUNTRYSIDE ACT 1981

NORFOLK COUNTY COUNCIL - DEFINITIVE MAP AND STATEMENT

NORFOLK COUNTY COUNCIL (WICKMERE)

MODIFICATION ORDER 2015

This Order is made by Norfolk 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 Definitive Map and Statement of Public Rights of Way for the County of Norfolk ("the Definitive Map and Statement") require modification in consequence of an event specified in Section 53(3)(c)(i) of the Act, namely:-

- (a) Section 53(3)(c)(i) - the discovery by the Authority of evidence which (when considered with all other relevant evidence available to them) shows that a right of way 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, being a right of way such that the land over which the right subsists is a public path or a restricted byway.

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

The Norfolk County Council hereby order that:-

1. For the purposes of this Order the relevant date is 1 October 2015
2. The Definitive Map and Statement of Public Rights of Way for the County of Norfolk shall be modified as described in Part I and Part II of the Schedule and shown on the map contained in this Order.
3. This Order shall take effect on the date it is confirmed and may be cited as the Norfolk County Council (Wickmere) Modification Order 2015.

SCHEDULE

PART I

Modification of the Definitive Map

Description of path or way to be added

Restricted Byway (Lower Street to Wickmere FP6) Starts at the U14362 Lower Street at map reference TG1652 3377 (point A as shown on the map contained in this Order) and runs in a easterly direction for 100 metres to map reference TG1662 3378 (point B as shown on the map contained in this Order) and then runs in a north easterly direction for 167 metres to meet with footpath Wickmere FP6 at map reference TG1676 3387 (point C as shown on the map contained in this Order). The width of the route lies between the boundary features and varies between 5 and 8.5 metres as shown on the map contained in this order.

PART II

Modification of Definitive Statement

Restricted Byway (Lower Street to Wickmere FP6) Starts at the U14362 Lower Street at map reference TG1652 3377 and runs in a easterly direction for 100 metres to map reference TG1662 3378 and then runs in a north easterly direction for 167 metres to meet with footpath Wickmere FP6 at map reference TG1676 3387. The width of the route lies between the boundary features and varies between 5 and 8.5 metres.

GIVEN under the Common Seal of Norfolk County Council on this
18th day of *November* Two Thousand and Fifteen

THE COMMON SEAL of THE
NORFOLK COUNTY COUNCIL
was hereunto affixed in the
presence of:-



authorised to sign
on behalf of: HEAD OF LAW

Head of Law



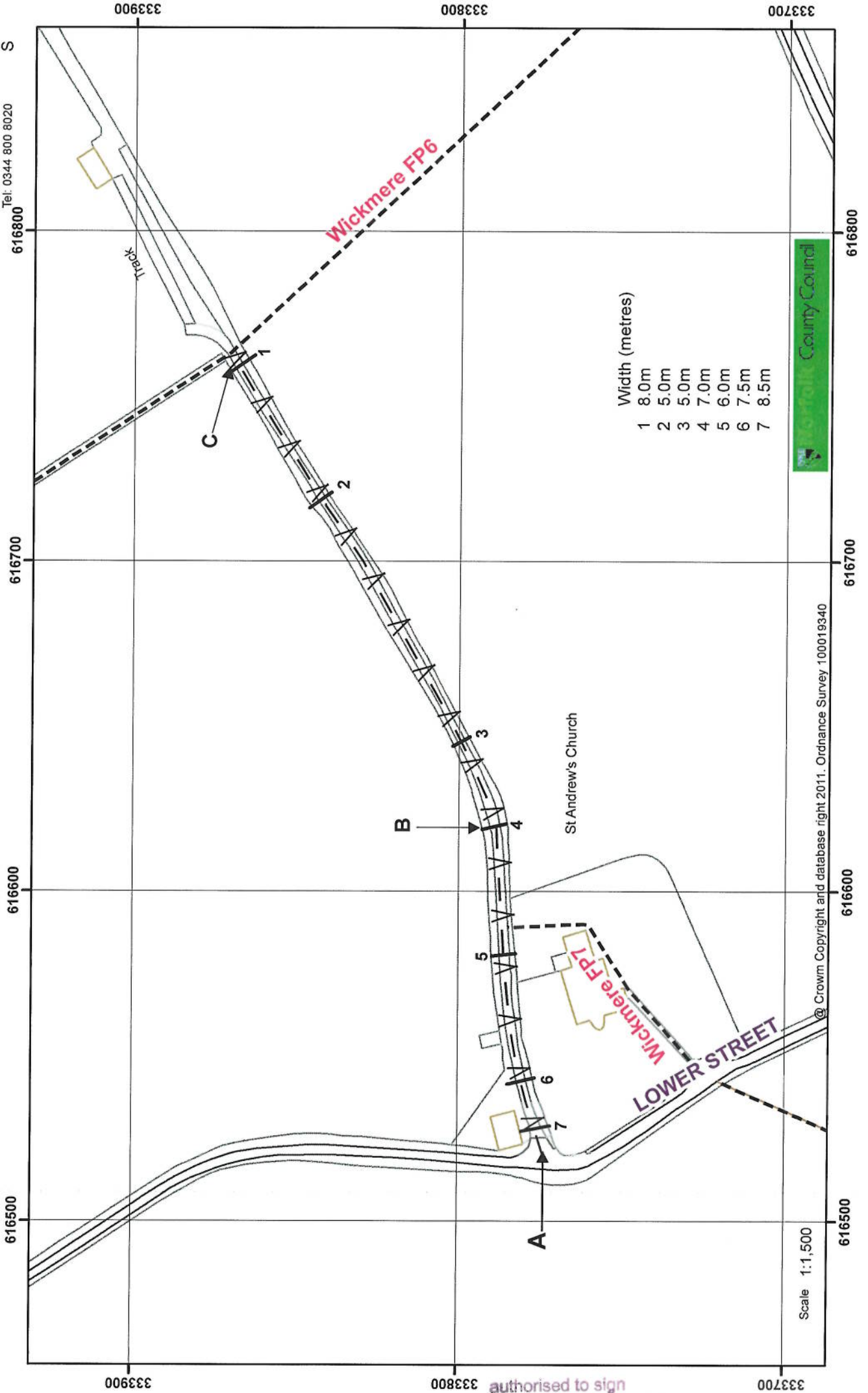
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**Modification Order for the addition of
a restricted byway in the Parish of Wickmere**

Norfolk County Council
County Hall
Martineau Lane
Norwich
NR1 2SG
Tel: 0344 800 8020



Restricted Byway — V — V — V



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authorised to sign
on behalf of: HEAD OF LAW

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