

NOTICE OF ORDER

HIGHWAYS ACT 1980 SECTION 119

Essex County Council
Public Path Diversion Order 2015 Footpaths 5, 7, and 18 Clavering in the
District of Uttlesford

Notice is hereby given that the above referenced Order has have 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 30 June 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 modifications, will be to divert Public Footpaths 5, 7, and 18 in the parish of Clavering in the District of Uttlesford as shown on the Order map contained in this Order. Footpath 5 has not existed on its definitive line for many years and runs through a domestic garden and is obstructed by farm buildings. Footpath 7 has also not existed on its legal line and runs through the garden and close to the Moat House residence and across a crop field. Footpath 18 runs across a garden and terminates at its northern end where there is no footbridge, hence the need for diversion.

A part length of Footpath 5 Clavering commencing from the parish boundary where it connects with Footpath 10 Arkesden and running in a south westerly direction for a distance of 122 metres to grid reference 54630,23460 where it connects with Footpath 7 Clavering then continuing in a southerly direction for a further distance of 15 metres to grid reference 54630,23458 then in a south westerly direction through an agricultural building and the garden of Clavering Farm for a final distance of 520 metres to grid reference 54602,23439 is being diverted to a new route 2 metres in width commencing from the unaffected part of Footpath 5 and running in a northerly then north easterly then easterly direction along the north side of the garden boundary hedge for a distance of 255 metres to grid reference 54622,23449 to the west of the farm buildings then continuing in a northerly direction for a final distance of 87 metres to grid reference 54622, 23459 where it will connect with the new section of Footpath 7.

The entire length of Footpath 7 commencing from grid reference 54564,23471 and meandering but running in a generally easterly direction across the crop field then around the northern side of the property known as the Moat House then in a southerly direction for a total

distance of approximately 815 metres to where it connects to Footpath 5 will be diverted to a new route 2 metres in width commencing from grid reference 54566,23476 and running in an easterly direction along an established track for a distance of 554 metres to grid reference 54622,23469 then in a southerly direction along the track for a distance of 112 metres then continuing in a south easterly then easterly direction for a final distance of 97 metres to where it connects to Footpath 18.

A part length of Footpath 18 commencing from grid reference 54639, 23465 on the east side of the stream in the parish of Arkesden running across the stream in a westerly direction then in a south westerly direction through the grounds of The Moat House for a distance of 122 metres to where it connects to Footpath 5 then continuing in a southerly direction for a further distance of 24 metres to grid reference 54630,23456 west of the lake will be diverted to a new route 2 metres in width commencing from where it connects to Footpath 8 and running across the existing footbridge in a westerly direction along the field boundary on the north side of the hedge for a distance of 173 metres to where it will connect with the new section of Footpath 7.

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/Z1585/4/32 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 Definitive Map Service Department, A2 County Hall, Market Road, Chelmsford, Essex CM1 1QH during normal office working hours. Telephone: 01245 342886.

Timetable for sending in statements of case and comments

Within 2 weeks of the start date [by 14 July 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, the applicant and any other person who has written to us in respect of the Order.

Within 8 weeks of the start date [by 25 August 2016]

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 copies (excluding copies of any supporting documents, although these will be available to view at the Authority's

offices) 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.

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 copy (excluding copies of any supporting documents, although these will be available to view at the Authority's offices) 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.

Within 14 weeks of the start date [by 6 October 2016]

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 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

ESSEX COUNTY COUNCIL

**PUBLIC PATH DIVERSION ORDER 2015
FOOTPATHS 5, 7, and 18 CLAVERING**

**IN
THE DISTRICT OF UTTLESFORD**

**HIGHWAYS ACT 1980 - SECTION 119
PUBLIC PATH DIVERSION ORDER**

ESSEX COUNTY COUNCIL

HIGHWAYS ACT 1980 – SECTION 119

PUBLIC PATH DIVERSION ORDER

FOOTPATHS 5, 7, and 18 CLAVERING

This Order is made by Essex County Council (“the authority”) under section 119 of the Highways Act 1980 (“the 1980 Act”) because it appears to the authority that in the interests of the owners of the land crossed by the footpaths described in paragraph 1 of this Order it is expedient that the line of the path should be diverted.

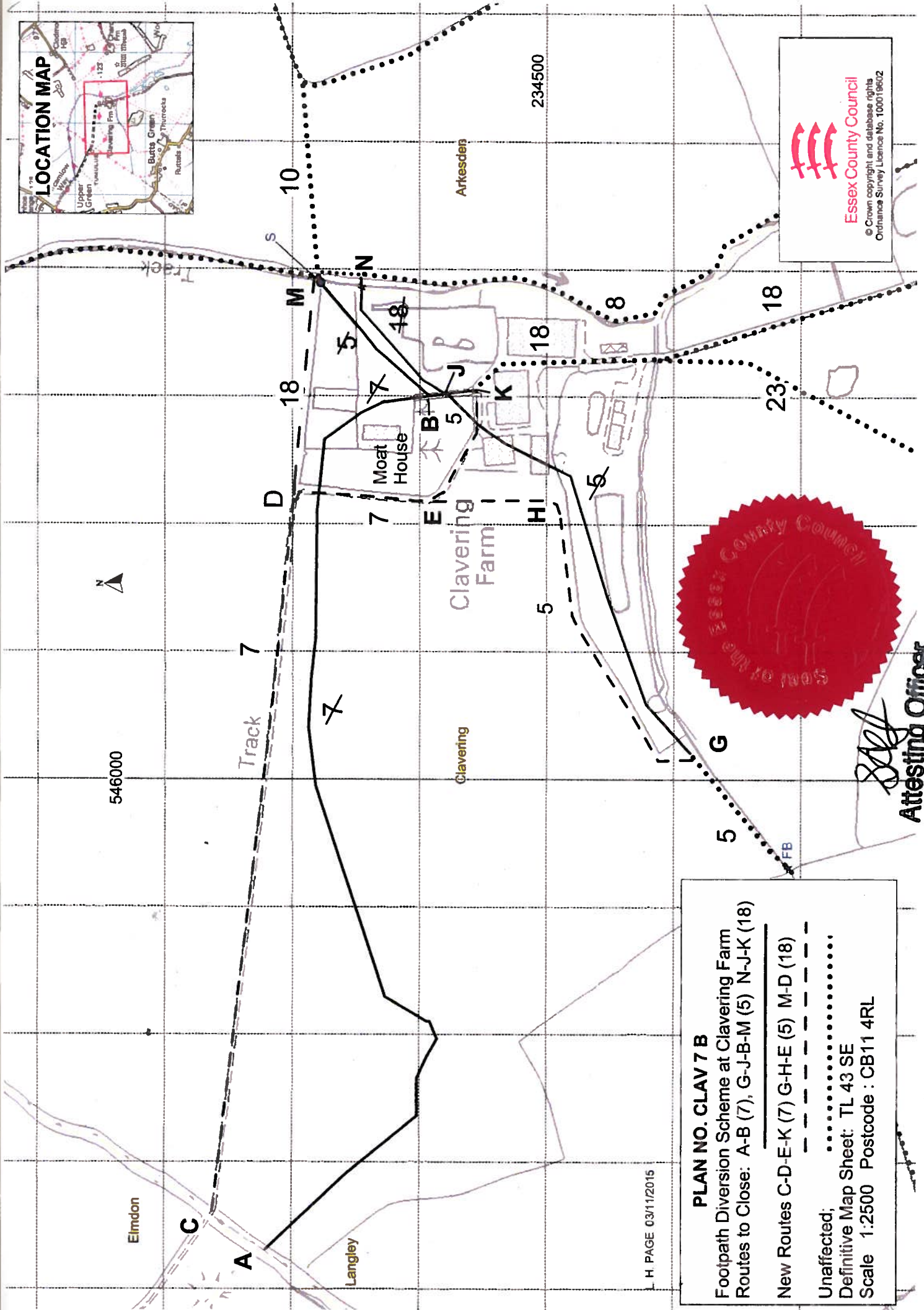
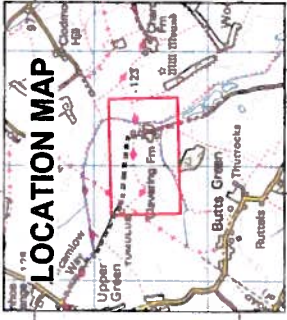
Mr Henley has agreed to defray any compensation which becomes payable in consequence of the coming into force of this order, the expenses incurred in the order making and any expenses which are incurred in bringing the new site of the path into a fit condition for use by the public.

Uttlesford District Council have been consulted and have consented to the making of the Order as required by section 120(2) of the 1980 Act.

BY THIS ORDER:

1. The public rights of way over the land situate at Clavering ^{SAD} ~~Har~~ Farm known as Footpaths 5, 7 and 18 Clavering in the District of Uttlesford and shown by bold continuous lines on the order map numbered CLAV 7B contained in this Order and described in Part 1 of the Schedule to this Order shall be stopped up after 28 days from the date of confirmation of this Order.

2. There shall at the end of 28 days from the date of confirmation of this Order be public footpaths over the land situate at Clavering ^{SAD} ~~Har~~ Farm known as Footpaths 5, 7 and 18 Clavering in the District of Uttlesford described in Part 2 of the Schedule and shown by bold broken lines on the order map numbered CLAV 7B contained in this Order.



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[Signature]
Attesting Officer

PLAN NO. CLAV 7 B
 Footpath Diversion Scheme at Clavering Farm
 Routes to Close: A-B (7), G-J-B-M (5) N-J-K (18)
 New Routes C-D-E-K (7) G-H-E (5) M-D (18)
 Unaffected;
 Definitive Map Sheet: TL 43 SE
 Scale 1:2500 Postcode : CB11 4RL

SCHEDULE

[PART 1]

DESCRIPTION OF SITE OF EXISTING PATH OR WAY

Footpath 5

A part length of Footpath 5 Clavering of unknown width shown by a black bold continuous line on the order map commencing from point **M** at grid reference 54639,23468 on the parish boundary where it connects with Footpath 10 Arkesden running in a south westerly direction for a distance of approximately 122 metres to point **B** at grid reference 54630,23460 where it connects with Footpath 7 Clavering then continuing in a southerly direction for a further distance of approximately 15 metres to point **J** at grid reference 54630,23458 then in a generally south westerly direction through an agricultural building and the garden of Clavering Farm for a final distance of approximately 520 metres to point **G** at grid reference 54602,23439

Footpath 7

The entire length of Footpath 7 Clavering of unknown width shown by a black bold continuous line on the order map commencing from point **A** at grid reference 54564,23471 meandering but running in a generally easterly direction across the crop field then around the northern side of the property known as the Moat House then in a southerly direction for a total distance of approximately 815 metres to the aforementioned point **B**.

Footpath 18

A part length of Footpath 18 Clavering of unknown width shown by a black bold continuous line on the order map commencing from point **N** at grid reference 54639,23465 on the east side of the stream in the parish of Arkesden running across the stream in a westerly direction then in a south westerly direction through the grounds of The Moat House for a distance of approximately 122 metres to the aforementioned point **J**. The path then continues in a southerly direction for a further distance of approximately 24 metres to point **K** at grid reference 54630,23456 west of the lake.

[PART 2]

DESCRIPTION OF SITE OF NEW PATH OR WAY

Footpath 5

A footpath being 2 metres in width shown by a black bold broken line on the order map commencing from the unaffected part of Footpath 5 at the aforementioned point **G** running in a northerly then north easterly then easterly direction along the north side of the garden boundary hedge for a distance of approximately 255 metres to point **H** at grid reference 54622,23449 to the west of the farm buildings then continuing in a northerly direction for a final distance of approximately 87 metres to point **E** at grid reference 54622,23459 where it will connect with the new section of Footpath 7.

Footpath 7

A footpath being 2 metres in width shown by a black bold broken line on the order map commencing from point **C** at grid reference 54566,23476 running in an easterly direction along an established track for a distance of approximately 554 metres to point **D** at grid reference 54622,23469 then in a southerly direction along the track for a further distance of approximately 112 metres to the aforementioned point **E** then continuing in a south easterly then easterly direction for a final distance of approximately 97 metres to the aforementioned point **K**.

Footpath 18

A footpath being 2 metres in width shown by a black bold broken line on the Order map commencing from the aforementioned point **M** running across the existing footbridge in a westerly direction along the field boundary on the north side of the hedge for a total distance of approximately 173 metres to the aforementioned point **D** where it will connect with the new section of Footpath 7 Clavering.

Given under the Common Seal of Essex County Council this *Twenty Fifth* day
of *November* 2015

The common seal of **ESSEX**)
COUNTY COUNCIL was hereunto)
affixed in the presence of)

[Signature]
Attesting Officer:



Dated: 25th day of November 2015

PUBLIC PATH DIVERSION ORDER

**HIGHWAYS ACT 1980
SECTION 119**

Footpaths 5, 7 and 18 Clavering in the
District of Uttlesford

Philip Thomsson
Director for Essex Legal Services

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