
Order Decision

Inquiry held on 27 September 2016

by Barney Grimshaw BA DPA MRTPI(Rtd)

an Inspector appointed by the Secretary of State for Environment, Food and Rural Affairs

Decision date: 20 January 2017

Order Ref: FPS/X2600/7/114M

- This Order is made under Section 53(2)(b) of the Wildlife and Countryside Act 1981 and is known as the Norfolk County Council (Wickmere) Modification Order 2015.
- The Order is dated 18 November 2015 and proposes to modify the Definitive Map and Statement for the area by adding a Restricted Byway running between Lower Street and Footpath 6, Wickmere, as shown on the Order Map and described in the Order Schedule.
- In accordance with Paragraph 8(2) of Schedule 15 to the 1981 Act I have given notice of my proposal to confirm the Order with modifications to amend the status of the Order route to footpath rather than Restricted Byway.

Summary of Decision: The Order is confirmed subject to the modifications that I proposed previously.

Procedural Matters

1. I held a public inquiry into this Order on Tuesday 27 September 2015 at Wickmere Village Hall. I made an unaccompanied site inspection on Monday 26 September when I was able to walk the whole of the Order route. It was agreed by all parties at the inquiry that a further accompanied visit was not necessary
2. In writing this decision I have found it convenient to refer to points marked on the Order Map. I therefore attach a copy of this map to which I have added an additional point (Point Z).
3. The Order Making Authority (OMA), Norfolk County Council chose to adopt a neutral stance at the inquiry. Wickmere Parish Council representatives took the lead in supporting the confirmation of the Order.
4. The effect of this Order if confirmed subject to the modifications I proposed in paragraph 40 of my interim decision issued on 10 October 2016 would be to add a footpath to the definitive map running from the U14362 road, Lower Street (Point A) generally north-eastwards along the driveway to the Old Rectory to its junction with Footpath 6 (Point C).
5. No objections have been made to the proposal following advertisement of the notice and deposit of the associated documents relating to the proposed modifications.

Conclusions

6. Bearing in mind the above, I conclude that the Order should now be confirmed subject to the modifications set out in paragraph 40 of my interim decision dated 10 October 2016.

Formal Decision

7. I confirm the Order subject to the following modifications:

In the Schedule to the Order, Parts I and II, delete the words "Restricted Byway" and insert "Footpath".

Amend the Order Map accordingly.

Barney Grimshaw

Inspector

