

NOTICE OF ORDER

WILDLIFE AND COUNTRYSIDE ACT 1981

SECTION 53

Somerset County Council
(No. 1) Modification Order, 2014 Parish of Ilminster

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 **3 December 2015**.

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

The Inquiry will be held at **Donyatt Village Hall, Donyatt, Ilminster, Somerset, TA19 0RG** on **Tuesday 10 May 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 a footpath that starts at the northern end of the adopted section of Winterhay Lane (point A as shown on the order plan) and runs in a generally north north easterly direction for approximately 480 metres to the junction with footpath CH 14/11 at point E. The width of the footpath will be 3 metres.

Any queries relating to this Order should be referred to Helen Sparks at The Planning Inspectorate, Rights of Way Section, Room 3/25 Hawk Wing, Temple Quay House, 2 The Square, Temple Quay, Bristol, BS1 6PN. Telephone: 0303 444 5646. Email: helen.sparks@pins.gsi.gov.uk Please quote reference number FPS/G3300/7/94 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 Somerset County Council, Rights of Way Department, B2W, County Hall, Taunton, Somerset, TA1 4DY, (B Block reception) 9.30am-4.00pm. To arrange a viewing, please contact Mr Stuart Lloyd on Telephone Number (01823) 356944.

Timetable for sending in statements of case and proofs of evidence

Within 8 weeks of the start date [by 28 January 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 10 March 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 12 April 2015]

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

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.

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.

Notice of order for inquiry

INQUIRY CANCELLED

WILDLIFE AND COUNTRYSIDE ACT 1981

THE COUNTY OF SOMERSET DEFINITIVE
MAP AND STATEMENT

The Somerset County Council
(No. 1) Modification Order, 2014

Parish of Ilminster

This Order is made by the Somerset County Council under section 53(2) of the Wildlife and Countryside Act 1981 ("the Act"), because it appears to that authority that the County of Somerset Definitive Map and Statement require modification in the consequence of an event specified in

Section 53(3)(c)(i) of the Act, namely, the discovery by the authority of evidence which (when considered with all 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 to such that the land over which the right subsists is a public footpath

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

The Somerset County Council hereby orders that:

- 1) For the purpose of this order the relevant date is 24th January 2014.
- 2) The County of Somerset Definitive Map and Statement shall be modified as described in Part I and Part II of the Schedule and shown on the plan attached to the Order.
- 3) The Order shall take effect on the date it is confirmed and may be cited as The Somerset County Council (No. 1) Modification Order, 2014.

Dated 24th January 2014

THE COMMON SEAL of the
COUNTY COUCIL OF SOMERSET
Was hereunto affixed in
The presence of:



R.A. Hockey

Authorised Officer

Number In Register 25190

SCHEDULE

PART 1

MODIFICATION OF THE DEFINITIVE MAP

Description of path or way to be added

A footpath starts at the northern end of the adopted section of Winterhay Lane (point A as shown on the order plan) and runs in a generally north north easterly direction for approximately 480 metres to the junction with footpath CH 14/11 at point E.

The width of the footpath will be 3 metres.

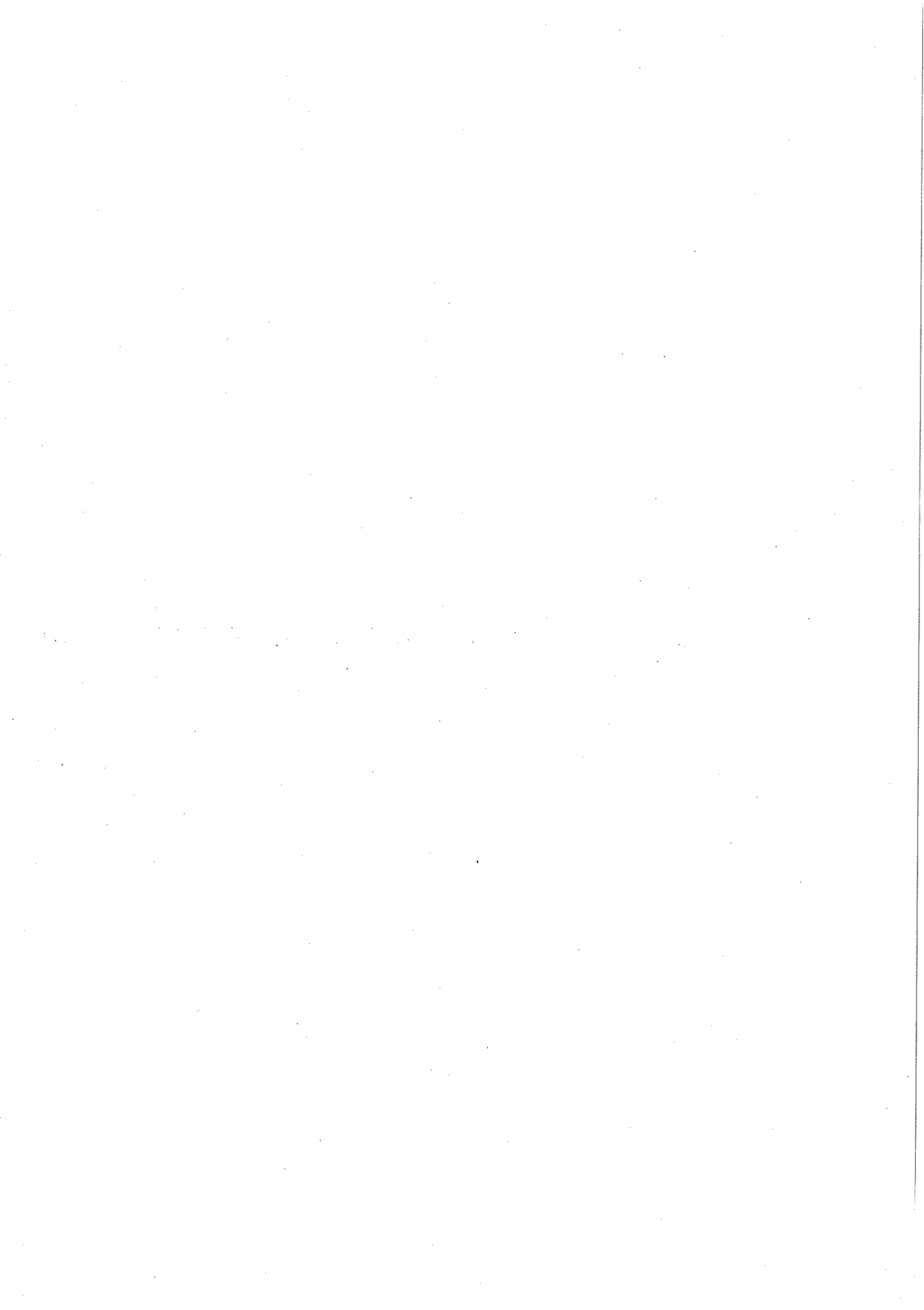
PART II

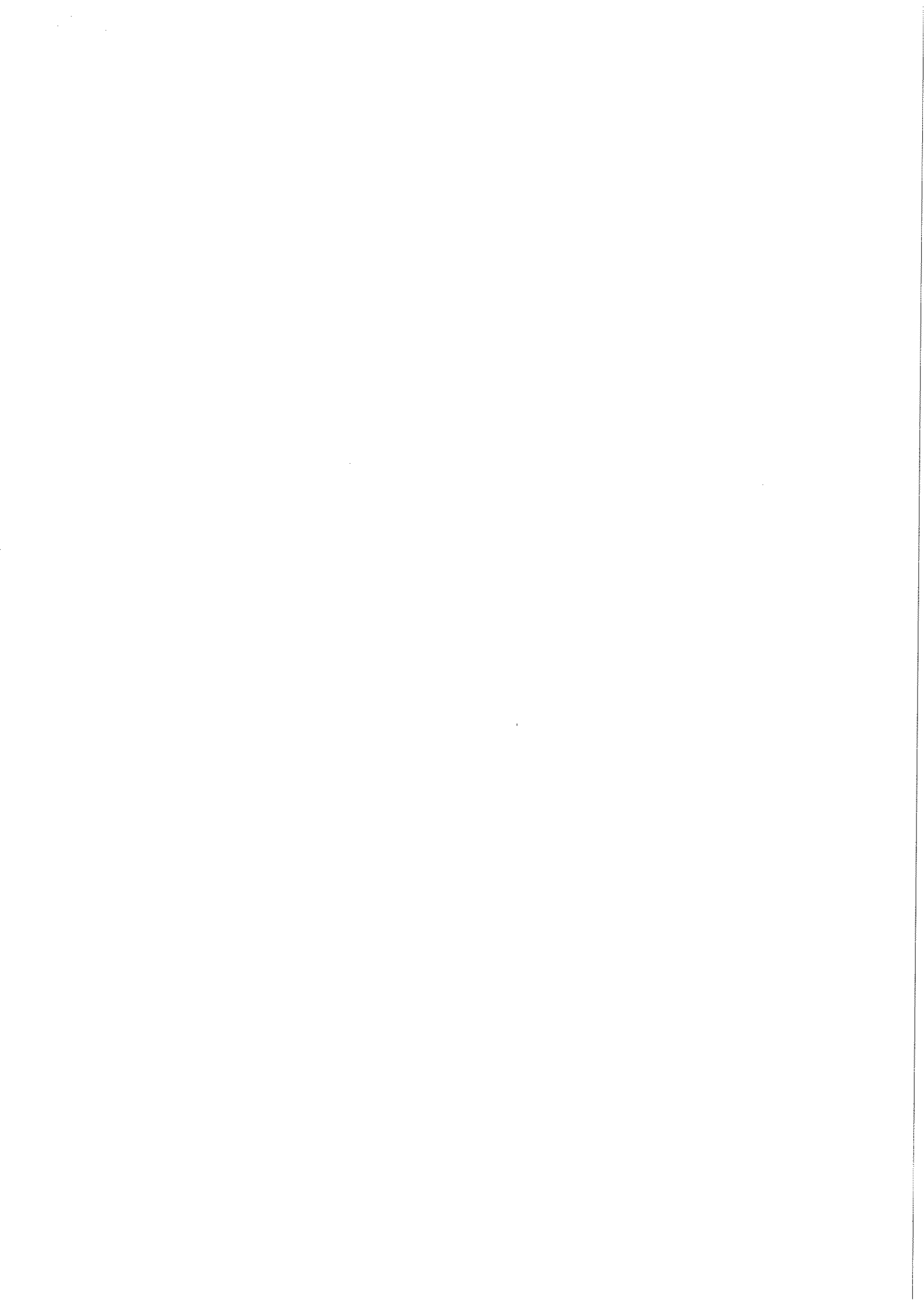
MODIFICATION OF THE DEFINITIVE STATEMENT

Variations of Particulars of Path or Way

A footpath starts at the northern end of the adopted section of Winterhay Lane and runs in a generally north north easterly direction for approximately 480 metres to the junction with footpath CH 14/11.

The width of the footpath will be 3 metres.





DATED 24th January 2014

WILDLIFE AND COUNTRYSIDE ACT 1981

THE SOMERSET COUNTY COUNCIL

(NO. 1) MODIFICATION ORDER, 2014

PARISH OF ILMINSTER

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