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Mr M Eastwood  
Countryside Access Team Leader  
Cornwall Council  
Countryside Service  
Pydar House, Pydar Street  
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Your Ref: LE/CA/HA/MKE/HAD/205  
Our Ref: FPS/D0840/4/15  
Date: 8 December 2016

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## By Email and Post

Dear Sir

HIGHWAYS ACT 1980 SECTION 119  
Cornwall Council  
(Bridleway No 62, Madron (part)) (Castle An Dinas Quarry)  
Public Path Diversion Order 2016

I am directed by the Secretary of State for Environment, Food and Rural Affairs to refer to the above named Order, which was submitted to her for confirmation on 30 November 2016.

Examination of the Order and map has revealed that the Order has been incorrectly drafted in that the wrong notation has been used to depict the diverted bridleway on the Order Map. SI 1993 No. 1, Schedule 1, Form 2 makes it clear that the route to be added shall be shown by a bold broken line. In this instance you have used a bold broken line with cross bars which is the usual notation for an order under the Wildlife and Countryside Act 1981.

The Secretary of State takes the view that this constitutes a fundamental error which is fatal to the validity of the Order. As she cannot purport to use her power of modification to correct such an error, she has decided not to exercise her power of confirmation. The sealed Orders are returned herewith and a copy of this letter has been sent to the objectors and all other interested parties.

Yours faithfully

*R Sayers*

Mrs Rachael Sayers

Rights of Way Section