

**NOTICE OF ORDER**

**WILDLIFE AND COUNTRYSIDE ACT 1981**

**SECTION 53**

Rutland County Council  
Rutland County Council District Council  
(Preston) Footpath No. E349 (No.1) Definitive Map Modification Order  
2006

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 16 November 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 modify the Definitive Map and Statement for the area by:

Adding a footpath commencing at point A on the Order Map at grid reference 487144-302374 being a point on Main Street, Preston the claimed footpath proceeds in a generally south-westerly direction along an enclosed lane known locally as Barbers Lane. After some 35 metres the claimed footpath turns to head south for approximately a further 45 metres terminating on Ridlington Road, Preston at point B on the Order Map grid reference 487122-302307.

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/A2470/7/7 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 Local Authority at Rutland County Council, Council Offices, Catmose, Oakham LE15 6HP, Monday to Friday between 9.00am and 4.30pm. Telephone: 01733 452615.

**Timetable for sending in statements of case and comments**

**Within 2 weeks of the start date [by 30 November 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 - 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 11 January 2017]**

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 full copies to the Authority. Copies (excluding copies of any supporting documents - these will be available to view at the Authority's offices) will also be sent to 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 full copy to the Authority. Copies (excluding copies of any supporting documents - these will be available to view at the Authority's offices) will also be sent to 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 22 February 2017]**

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.

**SECTION 53 OF THE WILDLIFE AND COUNTRYSIDE ACT 1981**  
**RUTLAND COUNTY COUNCIL DISTRICT COUNCIL**  
**DEFINITIVE MAP AND STATEMENT FOR THE COUNTY OF RUTLAND**  
**ADDITION OF FOOTPATH E349 At BARBERS LANE**  
**IN THE PARISH OF PRESTON**  
**DEFINITIVE MAP MODIFICATION ORDER 2006**

This Order is made by Rutland County Council District Council (hereinafter called "the authority"), under Section 53 (2) of The Wildlife and Countryside Act 1981 (hereinafter called "the Act"), because it appears to the Rutland County Council District Council (hereinafter called "the surveying authority"), that the Definitive Map and Statement for Rutland County Council District Council requires modification in consequence of the occurrence of an event specified in Section 53 (3) (b), of the Act namely discovery by the surveying authority of evidence which (when considered with all relevant evidence available to the surveying authority) shows that that section of Footpath E349 at Barbers Lane, Preston between points A and B shown by a broken black line on Plan No. SMC/2006/DMMO/1 annexed hereto and described in the Schedule hereto, should be added to the Definitive Map:

The authority has consulted with every local authority whose area includes the land to which the order relates. The authority hereby orders that: -

1. For the purpose of this order the relevant date shall be 3<sup>rd</sup> April 2006.
2. The Definitive Map and Statement for Rutland County Council District Council shall be modified as described in Part I and Part II of the schedule hereto and shown on the map attached to the Order.
3. This order shall have effect on the date it is confirmed and may be cited as the "Rutland County Council District Council (Addition of Footpath E349 at Barbers Lane Preston) Definitive Map Modification Order 2006".



## SCHEDULE

### PART 1

#### MODIFICATION OF DEFINITIVE MAP

Description of Footpath E349 at Barbers Lane in the Parish of Preston to be added

**Adding a footpath** commencing at point A on the Order Map at grid reference 487144-302374 being a point on Main Street, Preston the claimed footpath proceeds in a generally south-westerly direction along an enclosed lane known locally as Barbers Lane. After some 35 metres the claimed footpath turns to head South for approximately a further 45 metres terminating on Ridlington Road, Preston at point B on the Order Map grid reference 487122-302307.

PART II

MODIFICATION OF DEFINITIVE STATEMENT

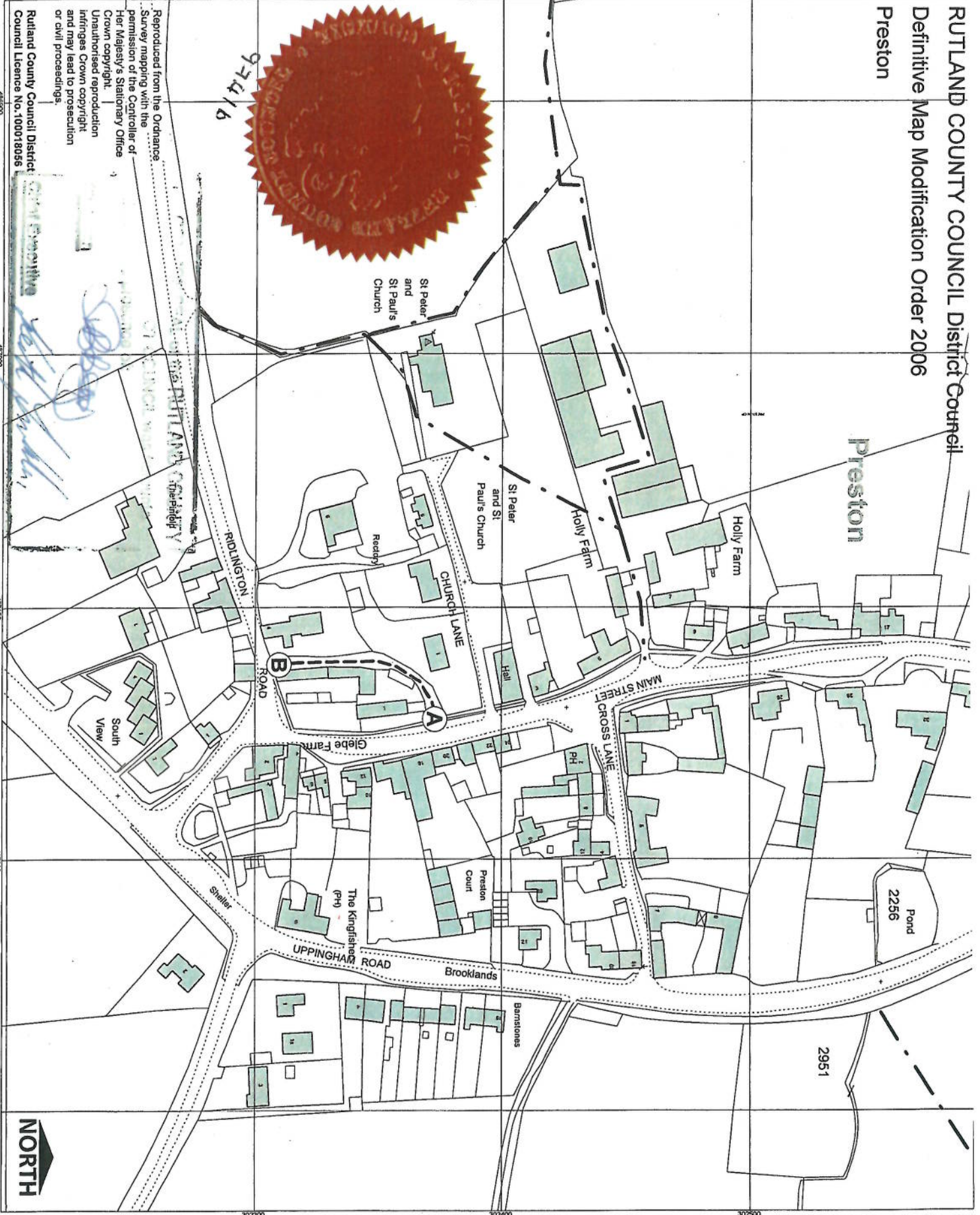
VARIATION OF PARTICULARS OF BRIDLEWAY

The entry for E349 to read: -

| Reference Number | O.S. Map                   | Status                     | Location  |
|------------------|----------------------------|----------------------------|---|
| E349             | SK80SE                     | Footpath                   | From<br>The North Side<br>Of Glebe Farm<br>Main Street, to<br>Ridlington Road<br><br>Parish – Preston |
| Minimum Width    | Limitations and Conditions | Relevant Date              |   |
| 3.5 metres       | None                       | 3 <sup>rd</sup> April 2006 |   |



Preston



| Key |   |
|-----|---|
|     | Footpath to be deleted                      |
|     | Footpath to be added to the definitive map. |
|     | Footpath unaffected                         |



**Rutland County Council**  
 Rights of Way Section  
 Highways Dept, Station Approach  
 Oakham, Rutland, LE15 6DW  
 Tel: 01572 771117

|                      |                 |
|----------------------|-----------------|
| Map Reference        | SMC/2006/DMMO/1 |
| Date                 | 04/01/06        |
| Scale                | 1:2000          |
| Centre Point         | 487099 - 302394 |
| Plotted by S.M.Crook |                 |

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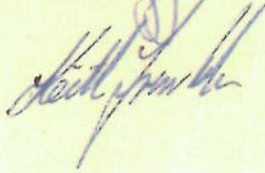


The Common Seal of the said Rutland County Council District Council  
was hereto affixed this 24<sup>th</sup> day of April 2006  
in the presence of:-

Chairman



Chief Executive



974/a