

NOTICE OF ORDER WILDLIFE AND COUNTRYSIDE ACT 1981 SECTION 53

North Yorkshire County Council
Footpath No. 35.64/28 Eastern end of Tadcaster Viaduct to Wighill Lane,
Tadcaster Modification Order 2013

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. Following an earlier inquiry, the Inspector appointed to determine the Order issued a letter in which he proposed to make modifications to the Order as drafted. Following advertisement of those proposals objections/representations have been received.

This is a replacement notice following the postponement of the Inquiry that was opened and closed on 09 February 2016.

The **start date** for the above Order is **15 March 2016**.

Consideration of the Order will take the form of a public local inquiry. This is a replacement following the postponement of the public local inquiry that was opened on 09 February 2016. It is being held so that the Inspector can hear evidence in respect of the modified part of the Order and new evidence in respect of the unmodified part of the Order.

The re-convened Inquiry will be held at **The Riley Smith Hall, Westgate, Tadcaster, North Yorkshire, LS24 9AB** on **Tuesday 04 October 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 to them a public footpath with a width of 2 metres running from the eastern end of the Tadcaster viaduct at grid reference SE 4851 4387 running generally north east to Wighill Lane at grid reference SE 4865 4399

The effect of the proposed modifications are as follows:

In the Schedule, Part I under 'Description', in line 1 delete 44851 44387 and insert '445807 443876'; delete lines 2 – 4 beginning 'along' and ending '5 metres'; under 'Section of footpath as shown on the map' delete 'B'.

In the schedule Part II under 'Grid Reference End Points' delete '44851 44387' and insert '445807 443876'; under 'Description' in lines 2 and 3 delete '44851 44387' and insert '445807 443876'; delete lines 4 to 10 beginning 'along' and ending '5 metres'; under 'Length' delete '0.199Km' and insert '0.175Km'.

In the order plan delete part of the route between points A and C and insert a straight line path by means of a broken red line; in the Order plan key, delete B and insert a broken red line.

Any queries relating to this Order should be referred to Clive Richards 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 5502. Email: clive.richards@pins.gsi.gov.uk. Please quote reference number FPS/P2745/7/47 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 Tadcaster Library, Station Road, Tadcaster, North Yorkshire, LS24 9JG. **Opening Hours are:** Monday to Wednesday 2pm to 6pm, Thursday to Friday 9am to 1pm, Saturday 10am to 12 noon, Sunday Closed. Phone on 0845 034 9542 or Email tadcaster.library@northyorks.gov.uk to make an appointment.

Timetable for sending in statements of case and proofs of evidence

Within 8 weeks of the start date [by 10 May 2016]

The Order Making Authority must ensure their statement of case is received by the Secretary of State. As soon as possible after receiving it 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 following the modifications, the applicant and anyone else who has previously written to us in respect of the Order.

Everyone who has made an objection or representation following the proposed modifications 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 receiving them 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, everyone who has made an objection or representation following the proposed modifications, the applicant, anyone who has submitted a statement of case and anyone else who has previously 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 receiving it 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 the Authority, everyone who has made an objection or representation following the proposed

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.

modifications, anyone who has submitted a statement of case and anyone else who has previously written to us in respect of the Order.

4 weeks before the date of the inquiry [by 06 September 2016]

The Authority, everyone who has made an objection or representation following the proposed modifications, 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 the Secretary of State. As soon as possible after receiving them, the Secretary of State will send copies of:

- i) the Authority's proof of evidence to everyone who has made an objection or representation following the proposed modifications, the applicant, anyone who has submitted a statement of case and anyone else who has previously written to us in respect of the Order;
- ii) the applicant's proof of evidence to the Authority, everyone who has made an objection or representation following the proposed modifications, anyone who has submitted a statement of case and anyone else who has previously written to us in respect of the Order; and
- iii) all other proofs of evidence to the Authority, the applicant and anyone else who has either submitted a statement of case or who has previously written to us in respect of the Order .

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.

Notice of order for inquiry mods