

# **NOTICE OF ORDER**

## **WILDLIFE AND COUNTRYSIDE ACT 1981**

### **SECTION 53**

Rutland County Council  
Rutland County Council District Council (Wardley) Footpath B79  
Modification Order (No.1) 2016

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 31 July 2017.

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 Rutland County Council District Council Definitive Map and Statement by adding a bridleway between the southern terminus of Bridleway E353 (Wood Lane) and Leicester Road, Uppingham, as shown on the Order Map.

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 ROW/3170102 on all correspondence.

Any person wishing to view the statements of case and other documents relating to this Order may do so by appointment (tel: 01572 722577) at Rutland County Council, Catmose, Oakham, Rutland LE15 6HP. Monday 8:30-4:45, Tuesday 9:00-4:45, Wednesday & Thursday 8:30-4:45 and Friday 8:30-4:15.

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

#### **Within 2 weeks of the start date [by 14 August 2017]**

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 25 September 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 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 (excluding copies of any supporting documents - these will be available to view at the Authority's offices).

**Within 14 weeks of the start date [by 6 November 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.

Dated

6<sup>th</sup> October

2016

**FORM OF MODIFICATION ORDER  
WILDLIFE AND COUNTRYSIDE ACT 1981**

**Rutland County Council District Council Definitive Map and Statement**

**RUTLAND COUNTY COUNCIL DISTRICT COUNCIL (WARDLEY)  
FOOTPATH B79 MODIFICATION ORDER (NO. 1) 2016**

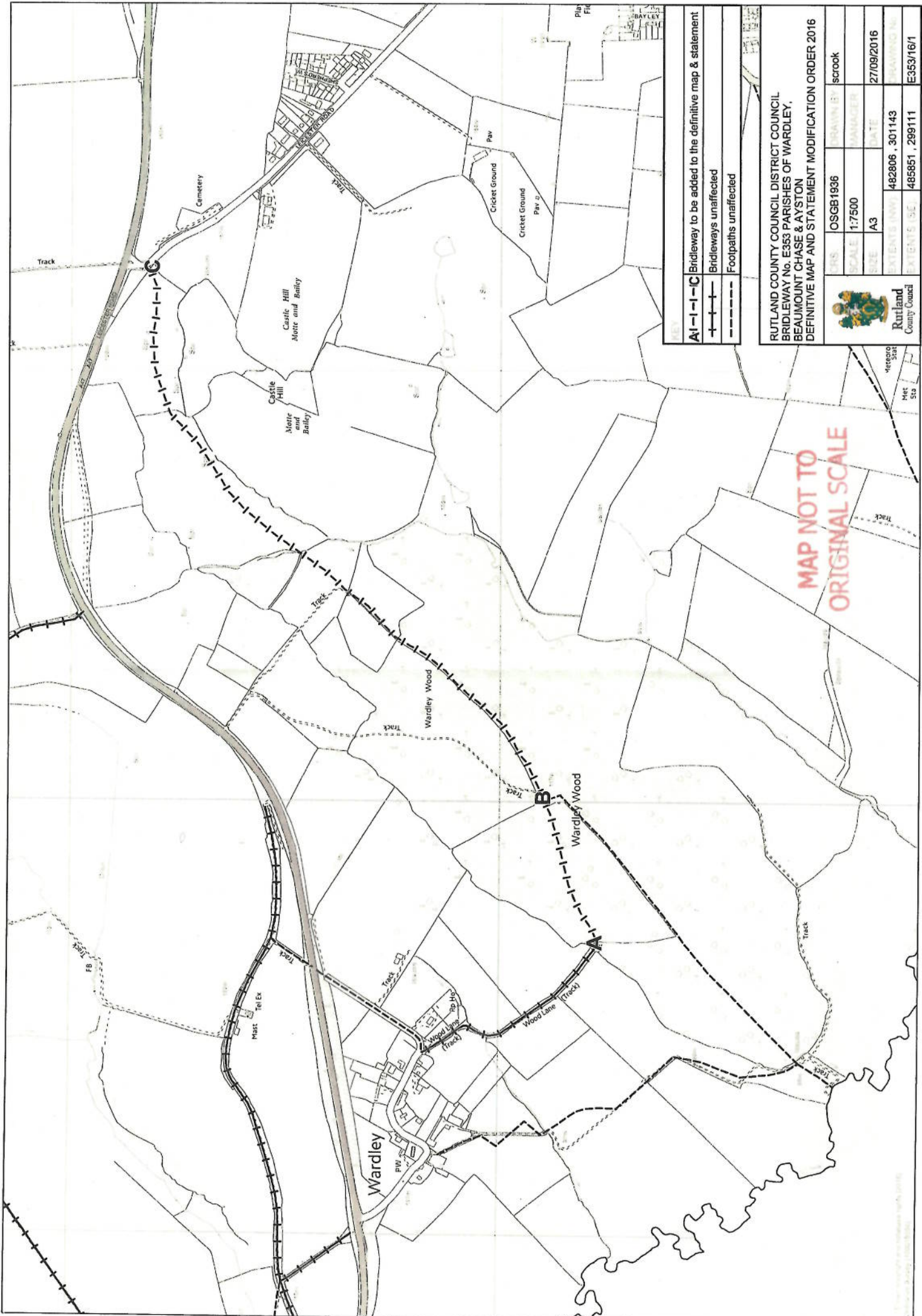
This Order is made by Rutland County Council District Council ("the authority") under section 53(2)(a) of the Wildlife and Countryside Act 1981 ("the 1981 Act") because it appears to the authority that the Rutland County Council District Council Definitive Map and Statement requires modification in consequence of an event specified in section 53(3)(c)(ii) namely that the discovery of evidence by the authority that particulars contained in the statement require modification and an event specified in section 53(3)(c)(i) namely the discovery of evidence by the authority that a right of way which is not shown in the Rutland County Council District Council Definitive 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 such that the land over which the right subsists is a bridleway.

Rutland County Council District Council hereby order that:

1. For the purposes of this order the relevant date is 1<sup>st</sup> August 2016.
2. The Rutland County Council District Council Definitive Map and Statement shall be modified as described in Part I and Part II of the Schedule and shown by a continuous line with cross bars at intervals between points A and C on the map attached to the Order.

3. This order shall take effect on the date it is confirmed and may be cited as the Rutland County Council District Council (Wardley) Footpath B79 Modification Order (No.1) 2016.





<b>A</b>	<b>B</b>	<b>C</b>	Bridleway to be added to the definitive map & statement
---	- - -	- - -	Bridleways unaffected
---	---	---	Footpaths unaffected

RUTLAND COUNTY COUNCIL DISTRICT COUNCIL  
 BRIDLEWAY No. E363 PARISHES OF WARDLEY,  
 BEAUMOUNT CHASE & AYSTON  
 DEFINITIVE MAP AND STATEMENT MODIFICATION ORDER 2016

OSGB1936	OSGB1936	MANAGER	scrook
SCALE	1:7500	DATE	27/09/2016
EXTENTS (NW)	482806 , 301143	EXTENTS (SE)	485851 , 299111
EXTENTS (SW)	482806 , 301143	EXTENTS (NE)	485851 , 299111

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**MAP NOT TO ORIGINAL SCALE**

## SCHEDULE

### PART I

#### MODIFICATION OF DEFINITIVE MAP

Description of path or way to be deleted

The section of footpath B79 between points B and C on the Order Map shall be deleted.

Description of path or way to be added

Bridleway E353 shall be extended from point A to point C on the Order Map.

### PART II

#### MODIFICATION OF DEFINITIVE STATEMENT

Variation of particulars of path or way

The entry for B79 to read:-

Reference number	B79
Map	SP89NW
Status	Footpath
Location	From the Eye Brook to bridleway E353
Parish	Wardley
Width	Not Defined
Limitations and conditions	Not defined
Relevant date	1 <sup>st</sup> August 2016



The entry for E353 to read:-

Reference number	E353
Map	SK80SW,SP89NW
Status	Bridleway
Location	From the junction between Main Street and Wood Lane, Wardley, to Leicester Road, Uppingham, via Wardley Wood.
Width	5 metres
Limitations and conditions	None
Relevant date	1 <sup>st</sup> August 2016

THE COMMON SEAL of RUTLAND COUNTY  
COUNCIL DISTRICT COUNCIL was hereunto  
affixed this [6<sup>th</sup>] day of [October] year 2016



in the presence of:

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A handwritten signature in black ink, appearing to be "M M", written over the dotted lines.

Chief Executive

Seal No:

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A handwritten signature in blue ink, appearing to be "A", written over the dotted lines.

Chairman