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## Order Decision

Inquiry opened on 10 October 2016

Site visit made on 12 October 2016

**by Martin Elliott BSc FIPROW**

**an Inspector appointed by the Secretary of State for Environment, Food and Rural Affairs**

**Decision date: 09 May 2017**

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### **Order Ref: FPS/U1050/7/102M**

- This Order is made under Section 53(2)(b) of the Wildlife and Countryside Act 1981 (the 1981 Act) and is known as The Derbyshire County Council (Footpath from Public Footpath No. 9 in Intake Field to Public Footpath No. 10 above the Green Gate – Parish of Curbar) Modification Order 2012.
- The Order is dated 30 August 2012 and proposes to modify the Definitive Map and Statement for the area by adding a public footpath as shown in the Order plan and described in the Order Schedule.
- In accordance with Paragraph 8(2) of Schedule 15 to the 1981 Act notice of the proposal to confirm the Order subject to modifications has been given. Following the notice of the proposed modifications one objection was received.

**Summary of Decision: The Order is confirmed subject to modifications previously proposed and set out below in the Formal Decision.**

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### **Procedural Matters**

1. In my interim decision dated 15 November 2016 I proposed to confirm the Order subject to modifications in respect of the position of part of the Order route. Following the notice of the proposed modifications one objection was received. The objection was subsequently withdrawn.

### **Conclusion**

2. Bearing in mind the above I conclude that the Order be confirmed subject to the modifications previously proposed.

### **Formal Decision**

3. The Order is confirmed subject to the following modifications:
  - Insert on the Order plan new points A1 and B1, delete the section of footpath to be added between A1 and B1 and add a new section of footpath between these points.

*Martin Elliott*

Inspector



**Wildlife & Countryside Act 1981 Section 53**

**The Derbyshire County Council  
(Footpath from Public Footpath  
No. 9 in Intake Field to Public  
Footpath No. 10 above the  
Green Gate - Parish of Curbar)  
Modification Order 2012**

**KEY**

**Footpath  
to be added**

**Existing Footpaths**

Plan Ref: **PE/GM/X3160/Order/2012**



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