
Order Decision

Site visit made on 27 April 2016

by Martin Elliott BSc FIPROW

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

Decision date: 18 September 2017

Order Ref: FPS/P2935/7/46M2

- This Order is made under Section 53(2)(b) of the Wildlife and Countryside Act 1981 (the 1981 Act) and is known as The Northumberland County Council Definitive Map Modification Order (No 15) 2014.
- The Order is dated 18 August 2014 and proposes to modify the Definitive Map and Statement for the area by upgrading part of public footpath 5 Tosson to a bridleway and adding a public bridleway 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.

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

Procedural Matters

1. In my second interim decision dated 2 June 2017 I proposed to confirm the Order subject to modifications in respect of the location of the Order route. No objections were received in response to the proposal to modify the Order.

Conclusion

2. Bearing in mind the above I conclude that the Order should be confirmed subject to modifications previously proposed in my second interim decision.

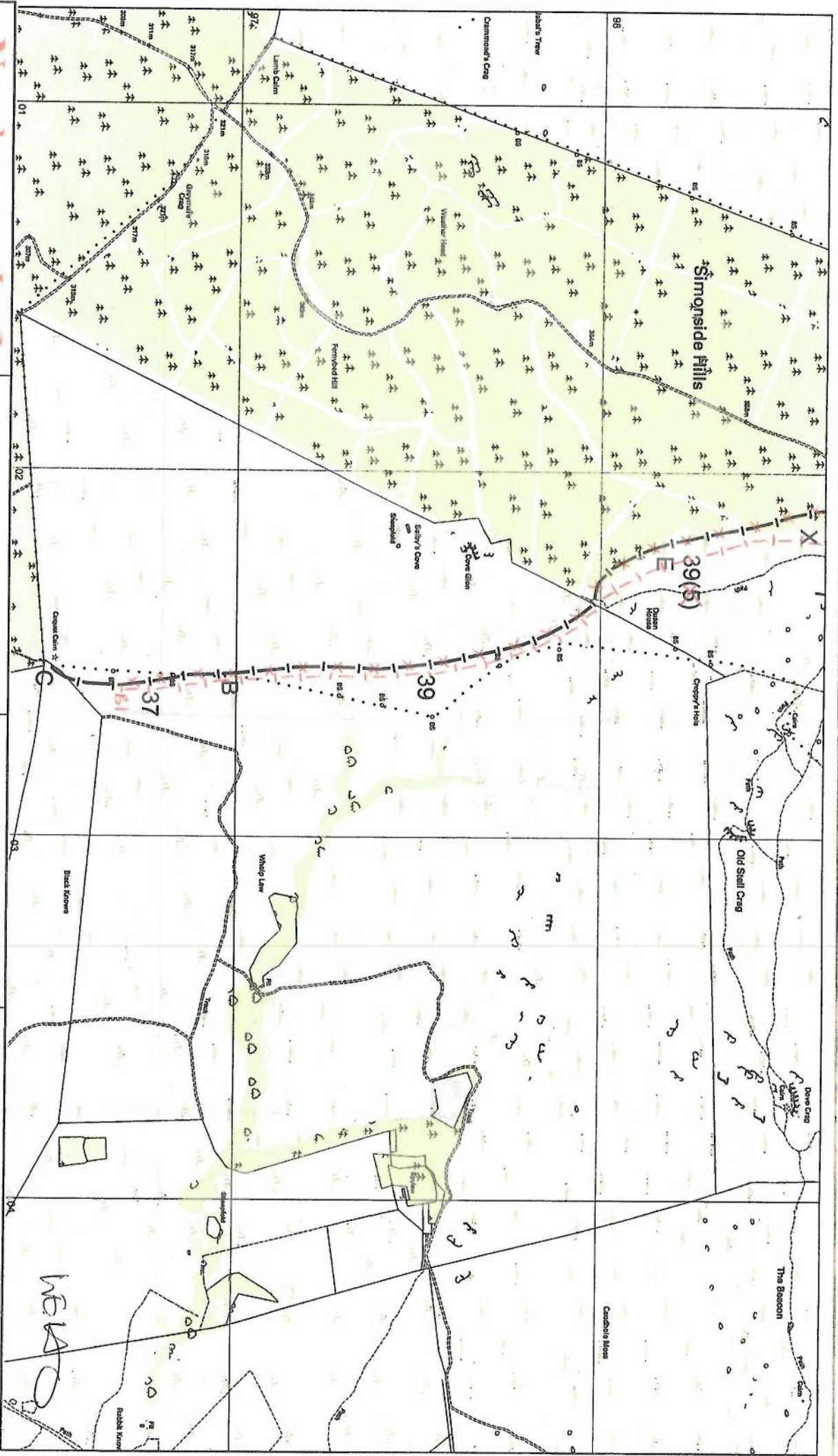
Formal Decision

3. The Order is confirmed subject to the following modifications:
 - In the Index to the Order under the column 'Modification', in respect of Bridleway 39 and Footpath 40, insert the letter 's' after the word '*part*' so as to read '*parts*'.
 - At Part I of the Schedule to the Order, in respect of Bridleway 39 at line 3 delete '*4220*' and insert '*4210*' and at Part II from line 4 delete '*as a woodland track for a distance of 460 metres then southerly for a distance of 450 metres to join*' and insert '*alongside the field boundary for a distance of 390 metres to its junction with Public Footpath No 5 then on the north-west and west side of the field boundary in a south-westerly and southerly direction for 800 metres to re-join*'. At line 8 delete '*3230*' and insert '*2850*'.

- At Parts I and II of the Schedule to the Order in respect of Bridleway 37 at line 4 delete '480' and insert '500'.
- At Part I of the Schedule to the Order, in respect of Footpath 5, at line 1 of the first paragraph after *'the footpath from'* delete *'a point marked D on alleged Public Bridleway No 39, 210 metres west of Willy's Cairn to a point marked E on Public Footpath No 40, 670 metres north of Selby's Cove'* and insert *'points A1 to A2 and points D1 to D2'* and at line 4 delete *'this section'* and insert *'these sections'*. At paragraph 2 from line 2 delete *'D on alleged Public Bridleway No 39, 210 metres west of Willy's Cairn'* and insert *'A1, 150 metres east of Burgh Hill Fort and from a point marked A2, 250 metres south of Burgh Hill Fort to a point marked D1, 260 metres south-west of Willy's Cairn'*.
- At Part II of the Schedule to the Order, in respect of Footpath 5, at line 1 delete *'670 metres north of Selby's Cove'* and insert *'380 metres south-west of Willy's Cairn'*. At line 2 delete '1800' and insert '3300'.
- At Part I of the Schedule to the Order, in respect of Footpath 40, delete *'part'* and insert *'parts'*.
- At Part II of the Schedule to the Order, in respect of Footpath 40, delete from line 3 *'and Windy Craggs for a distance of 970 metres'* and insert *'for a distance of 380 metres to join Public Bridleway No 39 north-east of Windy Craggs then leaving the Public Bridleway No 39 to the south of Windy Craggs in a southerly direction for a distance of 510 metres'*. At line 4 delete *'210 metres west'* and insert *'270 metres south-west'*.
- On the Order map insert points A1, A2, D1, D2 and B1 and between the point 170 metres southwest of point A, where the schedule for bridleway 39 identifies a field gate, and point D delete the bridleway to be added. Further, between the point 170 metres southwest of point A, through A1 and A2, to point D1 insert a line to denote a public bridleway. Between D and D1 delete the cross hatchings so as to denote a public footpath.
- On the Order map from point D2 to point B1 delete the section of Order route identified as a bridleway and insert a new line to show the route of the bridleway and delete '(5)'.

Martin Elliott

Inspector



Northumberland

Northumberland County Council

Sustainable Transport
Local Services

County Hall Morpeth Northumberland
Telephone 0845 600 6400 NE61 2EF

This map is reproduced from Ordnance Survey material with the permission of Ordnance Survey on behalf of the Controller of Her Majesty's Stationery Office. Crown Copyright. Unauthorised reproduction infringes Crown Copyright and may lead to prosecution or civil proceedings.
NORTHUMBERLAND COUNTY COUNCIL - OS Licence No. 100049046

Wildlife and Countryside Act, 1981

**Definitive Map of
Public Rights of Way
for the
County of Northumberland**

**The Northumberland
County Council**

**Modification Order
(No.15) 2014**

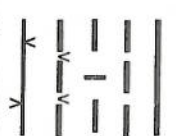
Public Footpath to be deleted

Public Footpath

Public Bridleway

Restricted Byway

Byway Open to All Traffic



O.S. Map NZ 09 NW

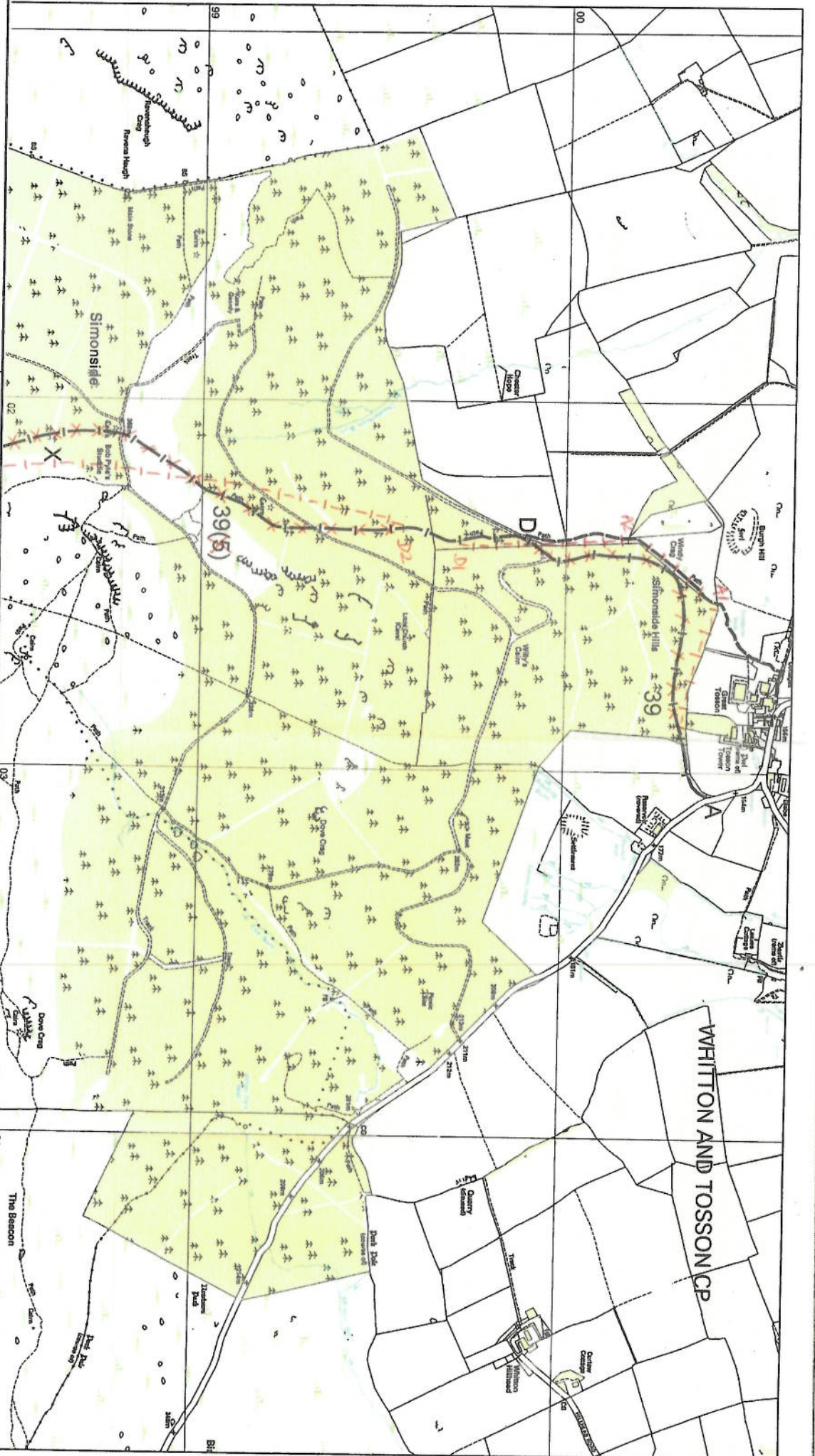
Definitive Map No 108

Scale: 1/10,000

Former District(s) Alnwick

Parish(es) Hollinghill/Trosson

Date: June 2014



WHETTON AND TOSSON CP

Northumberland
Northumberland County Council

Sustainable Transport
Local Services
County Hall, Morpeth, Northumberland
Telephone 0845 600 6400 NE61 2EF

This map is reproduced from Ordnance Survey material with the permission of Ordnance Survey on behalf of the Controller of Her Majesty's Stationery Office. Crown Copyright. Unauthorised reproduction infringes Crown Copyright and may lead to prosecution or civil proceedings.
NORTHUMBERLAND COUNTY COUNCIL - OS Licence No. 100049048

Wildlife and Countryside Act, 1981

**Definitive Map of
Public Rights of Way
for the
County of Northumberland**

**The Northumberland
County Council**

**Modification Order
(No.15) 2014**

Public Footpath to be deleted
Public Footpath
Public Bridleway
Restricted Byway
Byway Open to All Traffic



O.S. Map NU 00 SW
NZ 09 NW

Definitive Map No. 93/108/

Scale: 1/10,000

Former District(s) Alnwick

Parish(es) Tosson

Date: June 2014