

NOTICE OF ORDER

HIGHWAYS ACT 1980

SECTION 119

Derbyshire County Council

(Public Footpath No. 56 (Parts) – Alfreton
(Now in the Parish of Somercotes)

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 **04 July 2017**

Consideration of the Order will take the form of a hearing.

The Hearing will be held at **Somercotes Infant and Nursery School, 110 Nottingham Road, Somercotes, Alfreton, Derbyshire, DE55 4LY** on **Tuesday 24 October 2017** at 10.00am.

The effect of the Order, if confirmed without modifications, will be to divert the whole width of that part of Alfreton Public Footpath No56 commencing at Point A (Ordnance Survey Grid Reference ('GR') SK4389 5297) and proceeding in a generally south south-westerly direction, then in a generally south-westerly direction then finally in a generally south south-westerly direction to Point B (GR SK 4374 5280), a total distance of 237 metres or thereabouts to a 3 metre wide compacted stone surfaced footpath in the Parish of Somercotes, commencing from the aforementioned Point B (GR SK 4374 5280) and proceeding in a generally east north-easterly direction turning to a generally east south-easterly direction and finally in a generally easterly direction to Point C (GR SK 4382 5280), a total distance of 89 metres or thereabouts and then to a 3 metre wide all weather surfaced footpath at Main Road in the Parish of Somercotes, commencing from Point D (GR SK 4388 5292) and proceeding in a generally northerly then north north-easterly direction to Point F (GR SK 4390 5297), a total distance of 46 metres or thereabouts as shown on the order map.

Any queries relating to this Order should be referred to Charlotte Callaway 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 5779. Email: charlotte.callaway@pins.gsi.gov.uk. Please quote reference number ROW/3172660 on all correspondence.

Any person wishing to view the statement of case and other documents relating to this Order may do so by appointment at the offices of Derbyshire County Council, County Hall, Matlock, Derbyshire, DE4 3AG. Monday to Friday during normal office opening hours (9.00 am to 5 pm) telephone 01629 538241

Timetable for sending in statements of case

Within 8 weeks of the start date by 29 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, although 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 12 weeks of the start date 26 September 2017

Everyone who has made an objection or representation and anyone who wishes to give evidence at the Hearing must ensure their statement of case¹ 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 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 (excluding copies of any supporting documents - these will be available to view at the Authority's offices).

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, the 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).

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 hearing.

All parties must keep to the timetable set out above and ensure that statements of case are received by the Secretary of State on time. Late documents will be returned.

We cannot accept any libellous, racist or abusive comments. Any documents containing such comments will be returned.

Notice of order for hearing

DATED 9 JUNE 2016

PUBLIC PATH DIVERSION ORDER

HIGHWAYS ACT 1980

THE DERBYSHIRE COUNTY COUNCIL

(PUBLIC FOOTPATH NO. 56 (PARTS) –

ALFRETON (NOW IN THE PARISH OF SOMERCOTES)

PUBLIC PATH DIVERSION ORDER 2016

**Case No: 68489
Cams No: X3667**

**JOHN McELVANEY
MATLOCK**

**PUBLIC PATH DIVERSION ORDER
HIGHWAYS ACT 1980**

**THE DERBYSHIRE COUNTY COUNCIL
(PUBLIC FOOTPATH NO. 56 (PARTS) – ALFRETON
(NOW IN THE PARISH OF SOMERCOTES)
PUBLIC PATH DIVERSION ORDER 2016**

This order is made by the Derbyshire County Council ("the authority") under section 119 of the Highways Act 1980 ("the 1980 Act") because it appears to the authority that in the interests of the owners of the land crossed by the footpath described in paragraph 1 of this order it is expedient that the line of the path should be diverted.

EP Industries Limited of Pye Bridge Industrial Estate, Main Road, Pye Bridge, Alfreton, Derbyshire, DE55 4NX has agreed to defray any compensation which becomes payable in consequence of the coming into force of this order and any expenses which are incurred in bringing the new site of the path into a fit condition for use by the public.

Amber Valley Borough Council has been consulted as required by section 120(2) of the 1980 Act.

BY THIS ORDER:

1. The public right of way over the land situate at Pye Bridge Industrial Estate, Main Road in Pye Bridge the Parish of Somercotes shown by a bold continuous line on the map contained in this order and described in Part 1 of the Schedule to this order shall be stopped up after 28 days from the date of confirmation of this order or on such date as the Authority certifies that the work required to be done to bring the new site of the path into a fit condition for use by the public has been carried out (whichever is the later).
2. There shall at the end of 28 days from the date of confirmation of this order be a public footpath over the land situate at Pye Bridge Industrial Estate, Main Road in the Parish of Somercotes described in Part 2 of the Schedule and shown by a bold broken line on the map contained in this order.

SCHEDULE

PART 1

Section as
indicated on
map
A-B

DESCRIPTION OF SITE OF EXISTING PATH OR WAY

The whole width of that part of Alfreton Public Footpath No 56 commencing at Point A (Ordnance Survey Grid Reference ("GR") SK 4389 5297) and proceeding in a generally south south-westerly direction, then in a generally south-westerly direction then finally in a generally south south-westerly direction to Point B (GR SK 4374 5280), a total distance of 237 metres or thereabouts.

PART 2

Section as
indicated on
map
B-C


DESCRIPTION OF SITE OF NEW PATH OR WAY

A 3 metre wide compacted stone surfaced footpath in the Parish of Somercotes, commencing from the aforementioned Point B (GR SK 4374 5280) and proceeding in a generally east north-easterly direction turning to a generally east south-easterly direction and finally in a generally easterly direction to Point C (GR SK 4382 5280), a total distance of 89 metres or thereabouts.

D-E-F

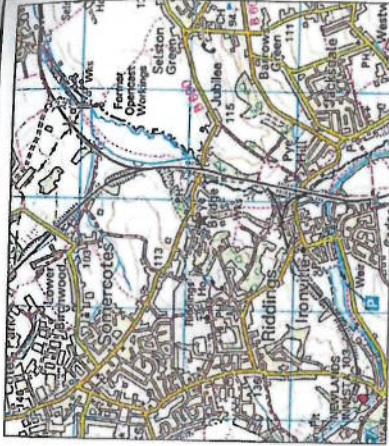
A 3 metre wide all weather surfaced footpath at Main Road in the Parish of Somercotes, commencing from Point D (GR SK 4388 5292) and proceeding in a generally northerly then north north-easterly direction to Point F (GR SK 4390 5297), a total distance of 46 metres or thereabouts.

THE COMMON SEAL of the Derbyshire)
County Council was hereunto affixed)
this 9th day of June)
Two Thousand and Sixteen)
in the presence of)


Director of Legal Services

Number in Seal
Book

2016/422



Highways Act 1980 Section 119
The Derbyshire County Council
(Public Footpath No 56 (Parts) -
Alfreton (now in the Parish of
Somercotes))
Public Path Diversion Order 2016

KEY

Footpath to be diverted

Alternative footpath

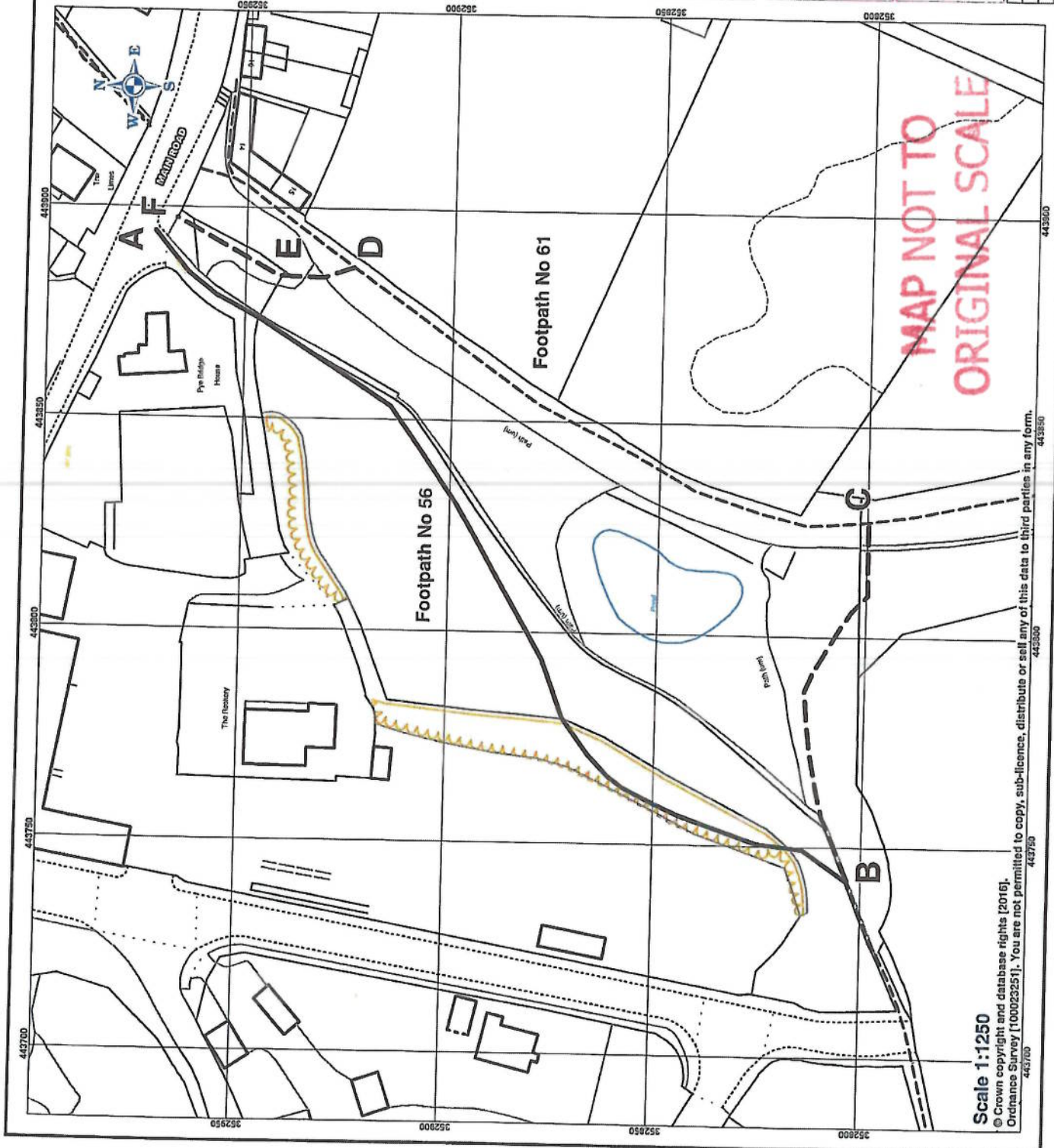
Existing footpaths



DERBYSHIRE
County Council
Improving life for local people

Mike Ashworth
 Strategic Director - Economy, Transport & Environment
 Shand House
 Dale Road South
 Matlock
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 DE4 3RY

Produced by Public Rights of Way on 3 February 2016
 Ref: TE/GMX3667/Order/2016



Scale 1:1250

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