

NOTICE OF ORDER WILDLIFE AND COUNTRYSIDE ACT 1981 SECTION 53

Shropshire Council
(PARISH OF FRODESLEY) MODIFICATION ORDER 2010

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 she proposed to make modifications to the Order as drafted. Following advertisement of those proposals objections/representations have been received.

The **start date** for the above Order is **02 May 2017**.

Consideration of the Order will take the form of exchanges of statements of case and comments on statements of case which contain evidence in respect of the modified part of the Order **and** new evidence in respect of the unmodified part of the Order.

The effect of the Order, if confirmed without modifications, will be to modify the Definitive Map and Statement for the area by: -

Bridleway Addition – Order Map 1

Adding a bridleway from point A on Order Map 1 (SO 5176 9980), running in a general NNE direction along a gravel surfaced access track at Frodesley Court with a width of 5 metres to a gate at point B on the Order Map (SO 5179 9985). From here the route curves in a general northerly then easterly direction around a grass field with a width of 2 metres to a gate at point C on the Order Map (SO 5187 9995) and then continues across another grassed field in a general ENE direction with a width of 2 metres to point D on the Order Map (SO 5203 9999) where it meets the definitive line of Bridleway 4; a total distance of approximately 358 metres. (Cross reference Order Maps 2, 3 & 4.),

Footpath Addition – Order Map 2

Adding a footpath from point A on Order Map 2 (SO 5179 9985), running in a general ESE direction ascending a brick stairway with a useable width of 2.5 metres then continuing in a general easterly direction along an earth surfaced path, 1.8 metres wide, before passing Frodesley Lodge via four further steps and along a paved area, 1.8 metres wide, to a gate in a stone wall at point B on the Order Map (SO 5182 9985) now running in a general northerly direction for a very short distance and then turning easterly again along a grass surface with a width of 1.8 metres, to point C on the Order Map (SO 5184 9985); a total distance of approximately 59 metres. (Cross reference Order Maps 1, 3 & 4.)

Bridleway 4 (part) to be downgraded to Footpath – Order Map 3

Downgrading that part of Bridleway 4 to Footpath status from point A on Order Map 3 (SO 5184 9985) just north east of Frodesley Lodge, running in a general north easterly direction crossing a grass field to a gate at point B on the Order Map (SO 5187 9987), continuing in a general north easterly direction across another grass field to point C on the Order Map

(SO 5203 9999); a total distance of approximately 226 metres and the footpath to have a width of 2 metres throughout. (Cross reference Order Maps 1, 2 & 4.)

Bridleway 4 (part) deletion – Order Map 4

Deleting that part of Bridleway 4 from point A in Order Map (SO 5176 9980). Running in a general north easterly direction passing through Frodesley Lodge to point B on the Order Map (SO 5184 9985); a total distance of approximately 90 metres. (Cross reference Order Maps 1, 2 & 3.)

Footpath 7 upgrade to Bridleway – Order Map 5

Footpath 7 to be upgraded to Bridleway status from point A on Order Map 5 (SO 4981 9990) where it leaves the County Road, running in a generally easterly direction along an enclosed lane with a width varying between 4.8 metres and 8 metres as shown on the Order Map but with a useable width of 3 metres and surfaced with tarmac throughout its length to the property known as 'Lawley View' where it joins Footpaths 6 and 2L and Bridleway 7R at point B on the Order Map (SO 5047 9987); a total distance of approximately 660 metres.

The effect of the proposed modifications would be to modify the Order by providing for the following modifications:

In the Order Schedule:

In PART I: Modification of Definitive Map

- In item (i) **Bridleway Addition**: in line 5, delete "a gate at point C on the Order Map (SO 5187 9995)" and substitute "SO 5188 9997";
- Delete item (ii) **Footpath Addition**;
- In item (iii) **Bridleway 4 (part) to be downgraded to Footpath**: delete "downgraded to Footpath" in the title and in line 1 and substitute "deleted"; also delete from line 6 "and the footpath to have a width of 2 metres throughout";
- In item (v) **Footpath 7 upgrade to Bridleway**: in lines 4 & 5, delete "and surfaced with tarmac throughout its length to the property known as 'Lawley View' " and substitute "to the property known as 'Rhos Y Gwaliau' (previously 'Lawley View')";

In PART II: Modification of Definitive Statement

- In item (vi) **Bridleway Addition**: in line 5 delete "a gate at point C on the Order Map (SO 5187 9995)" and substitute "SO 5188 9997";
- Delete item (vii) **Footpath Addition**;
- In item (viii) **Bridleway 4 (part) to be downgraded to Footpath**: delete "downgraded to Footpath" in the title and in line 1 and substitute "deleted"; also delete from line 6 "and the footpath to have a width of 2 metres throughout";
- In item (ix) **Footpath 7 upgrade to Bridleway**: in lines 4 & 5, delete "and surfaced with tarmac throughout its length to the property known as 'Lawley View' " and substitute "to the property known as 'Rhos Y Gwaliau' (previously 'Lawley View')";

On the Order Plans

- On Order Plan 1: amend the line of Bridleway to be added;
- On Order Plan 2: delete Footpath to be added;
- On Order Plan 3: amend notation used for route A-B-C to a continuous black line and note in Key as "Bridleway to be deleted".

Any queries relating to this Order should be referred to Clive Richards 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 5502. Email: clive.richards@pins.gsi.gov.uk. Please quote reference number FPS/L3245/7/16M 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 The Shirehall (Outdoor Partnerships Office), Abbey Foregate, Shrewsbury, Shropshire, SY2 6ND during normal office hours. Contact: Jean Jones, Tel: 01743 255056.

Timetable for sending in statements of case and comments

Within 8 weeks of the start date [by 27 June 2017]

The Order Making Authority, the applicant and everyone who has made an objection or representation following the proposed modification(s) or any other written representation 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 full copy 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 everyone who has made an objection or representation following the proposed modification(s), the applicant and any other person who has previously written to us in respect of the Order.

Within 14 weeks of the start date [by 08 August 2017]

Everyone who has made an objection or representation following the proposed modification(s), the Authority, the applicant (if applicable) and anyone who has written to us in respect of the Order must ensure their comments on any or every other statement of case is received by the Secretary of State. As soon as possible after the above date, the Secretary of State will send copies of the comments received to everyone else.

Any other person wishing to make representations in writing to the Secretary of State in respect of the above Order(s) 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.

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 w/r mods