



Order Decision

Site visits made 23 November 2016

by Heidi Cruickshank BSc (Hons), MSc, MIPROW

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

Decision date: 30 May 2017

Order Ref: FPS/F0114/7/22M

- This Order is made under Section 53(2)(b) of the Wildlife and Countryside Act 1981 and is known as The Bath and North East Somerset Council (City of Bath Definitive Map and Statement Modification Order)(No. 11 – Bathwick and Combe Down) 2015.
- The Order is dated 12 August 2015 and proposes to add a number of footpaths and a bridleway to the Definitive Map and Statement on routes within the City of Bath. Full details of the routes are set out in the Order Plans and Schedule.
- In accordance with paragraph 8(2) of Schedule 15 to the Wildlife and Countryside Act 1981 I have given notice of my proposal to confirm the Order subject to modifications.
- One representation was received in response to the notice and subsequently withdrawn.

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

Preliminary matters

1. In my Interim Order Decision ("IOD"), issued on 15 December 2016, I proposed some modifications to the Order as made, involving alterations to the location of part of the Order route, BC64/1 (AQ36). Advertisement of the proposed modifications led to one representation being made. This has subsequently been withdrawn and so there are no objections or representations to the proposed modifications outstanding.

Conclusion

2. I am satisfied, on the balance of probabilities, by consideration of all the evidence available, that it is appropriate for me to confirm the Order subject to the modifications set out in paragraph 49 of my IOD, as set out below.

Formal Decision

3. In exercise of the powers transferred to me, the Order is confirmed subject to the modifications previously proposed:
 - for '**BC54/40'** (**AQ34**) no modifications are proposed and this part of the Order is to be confirmed as made;
 - for '**BC64/1'** (**AQ36**);
 - after text "*...point B at Grid Reference ST 7653 6490...*" replace "*...where the direction changes to generally easterly. The footpath continues for a distance of approximately 2 metres to where it meets Golf Course Road at point C at Grid Reference ST 7653 6491. The footpath continues for a distance of approximately 4 metres across Golf Course Road to point D at Grid Reference ST 7653 6491. The*

footpath continues for a distance of approximately 42 metres to point E..." with "...running through Point C at Grid Reference ST 7653 6491, Point D at Grid Reference ST 7653 6491, Point E at Grid Reference ST 7654 6491, Point F at Grid Reference ST 7654 6491, Point G at Grid Reference ST 7656 6491 to Point H..."

- after text "...17 metres to point..." replace "...F..." with "...I..."
- after text "...8 metres to point..." replace "...G..." with "...J..."
- after text "...6 metres to point..." replace "...H..." with "...K..."
- after text "...19 metres to point..." replace "...I..." with "...M..."
- after text "...A-B-C-D-E-F-G-H-I..." add "...-J-K-L-M..."
- Within Part II of the Schedule:
 - for 'Path Number: **BC64/1**':
 - for '**Length**' replace "...151..." with "...153..."
- On the Order plan:
 - for '**Part 4**' (BC64/1);
 - alter key to refer to route A – M;
 - delete section B – C – D – west of E;
 - add route from B – C – D – E – F – G;
 - alter lettering E – F – G – H to H – I – J – M;
 - add lettering K and L.

Heidi Cruickshank

Inspector

Bath & North East Somerset Council

Public Footpath BC64/1 at Bathwick Ward, Bath. City of Bath Definitive Map and Statement
Modification Order (No.11 - Bathwick & Combe Down) 2015**Key**

Footpath to be added to the Definitive Map and Statement.

A-B-C-D-E-F-G-H-I
ST 7648 6488 ST 7659 6486~~J-K-L-M~~
The width of the footpath to be recorded
is 1.8m, narrowing to 0.8m at point B

Order Map



Scale 1:1500



Public footpath already legally recorded

