

**NOTICE OF ORDER**

**WILDLIFE AND COUNTRYSIDE ACT 1981**

**SECTION 53**

Norfolk County Council  
Definitive Map and Statement (East Winch) Modification Order 2016

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 29 March 2017.

Consideration of the Order will take the form of a public local inquiry.

The Inquiry will be held at **East Winch & West Bilney Village Hall, Station Road, East Winch, Norfolk PE32 1NR** on **Wednesday 6 September 2017** at 10.00am.

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

Footpath starting at the U26377 Common Road at grid reference TF7010 1462 proceeding in a westerly direction to grid reference TF6995 1459 and then in a southerly direction to grid reference TF6995 1446 and then proceeding in a generally westerly direction to grid reference TF6984 1445 and then in a west south westerly direction to grid reference TF6979 1443 and then in a south westerly direction to grid reference TF6959 1413 continuing in a southerly direction to grid reference TF6958 1408 and then in a south westerly direction to grid reference TF6941 1398. The width of the path is 3 metres.

Footpath starting at grid reference TF6995 1446 proceeding in a generally south south westerly direction at a width of 3 metres, reducing to 2.5 metres at grid reference TF6991 1431 and then meandering in a south westerly direction at a width of 1.90 metres to grid reference TF6966 1420 and then in a southerly direction to grid reference TF6962 1413.

Footpath starting at grid reference TF6959 1413 proceeding in a generally easterly direction to meet with the U26377 Common Road at grid reference TF7011 1421. The width of the path is 2.5 metres.

Footpath starting from the U26377 Common Road at grid reference TF6985 1542 proceeding in a west south westerly direction to grid reference TF6978 1541 and then north westerly to grid reference TF6965

1550 and then in a westerly direction to grid reference TF6944 1554 and then in a southerly direction to grid reference TF6940 1547 then in a west north west direction to grid reference TF6892 1560 and then northwards to join the U22056 Church Lane at grid reference TF6892 1566. The width of the path is 3 metres.

Footpath starting from grid reference TF6940 1547 proceeding southwards to grid reference TF6963 1454 then north eastwards to grid reference TF6991 1469 and then southwards to grid reference TF6995 1459. The width of the path is 3 metres.

Any queries relating to this Order should be referred to Jean McEntee 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 5437. Email: jean.mcentee@pins.gsi.gov.uk. Please quote reference number ROW/3167813 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 offices of Norfolk County Council, County Hall, Martineau Lane, Norwich NR1 2DH during normal office hours. Telephone: 0344 800 8020.

As Norfolk County Council has indicated that they will not be supporting the Order at the Inquiry, the case for the Order will be presented by Mrs Helen Steele. Mrs Steele will be expected to adhere to the following timetable as if she was the Council.

### **Timetable for sending in statements of case and proofs of evidence**

#### **Within 8 weeks of the start date [by 24 May 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 - these will be available to view at the Authority's offices) to everyone who has made an objection or representation and the applicant and any other person who has written to us in respect of the Order.

#### **Within 14 weeks of the start date [by 5 July 2017]**

Everyone who has made an objection or representation and anyone who wishes to give evidence at the Inquiry must ensure their statement of case<sup>1</sup> 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

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<sup>1</sup> 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 inquiry.

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).

#### **4 weeks before the date of the inquiry [by 9 August 2017]**

The Authority, everyone who has made an objection or representation, the applicant (if applicable) and anyone who wishes to give evidence at the Inquiry must ensure their proof of evidence (together with any summary) is received by the Secretary of State. As soon as possible after the deadline, the Secretary of State will send copies of:

- i) the Authority's proof of evidence to everyone who has made an objection or representation, the applicant and anyone who has submitted a statement of case (excluding copies of any supporting documents - although none should be submitted with a proof of evidence);
- ii) the applicant's proof of evidence to the Authority, everyone who has made an objection or representation and anyone else who has submitted a statement of case (excluding copies of any supporting documents - although none should be submitted with a proof of evidence); and
- iii) all other proofs of evidence to the Authority, the applicant, everyone who has made an objection or representation and anyone else who has submitted a statement of case (excluding copies of any supporting documents - although none should be submitted with a proof of evidence).

**All parties must keep to the timetable set out above and ensure that statements of case and proofs of evidence 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.

**WILDLIFE AND COUNTRYSIDE ACT 1981**

**NORFOLK COUNTY COUNCIL - DEFINITIVE MAP AND STATEMENT**

**NORFOLK COUNTY COUNCIL (EAST WINCH)**

**MODIFICATION ORDER 2016**

This Order is made by Norfolk County Council ("the Authority") under Section 53(2)(b) of the Wildlife and Countryside Act 1981 ("the Act") because it appears to the Authority that the Definitive Map and Statement of Public Rights of Way for the County of Norfolk ("the Definitive Map and Statement") require modification in consequence of the occurrence of an event specified in 53(3)(c)(i) of the Act, namely:-

- (a) Section 53(3)(c)(i) – the discovery by the authority of evidence which (when considered with all other relevant evidence available to them) shows that a right of way which is not shown in the map and statement subsists or is reasonably alleged to subsist over land in the area to which the map relates, being a right of way such that the land over which the right subsists is a public path or a restricted byway.

The Authority have consulted with every local authority whose area includes the land to which the Order relates.

The Norfolk County Council hereby order that:-

1. For the purposes of this Order the relevant date is 1 September 2016.
2. The Definitive Map and Statement of Public Rights of Way for the County of Norfolk shall be modified as described in Part I and Part II of the Schedule and shown on the map attached to the Order.
3. This Order shall take effect on the date it is confirmed and may be cited as the Norfolk County Council (East Winch) Modification Order 2016.

## SCHEDULE

### PART I

#### Modification of the Definitive Map

##### Description of path or way to be added

Footpath Starting at the U26377 Common Road at grid reference TF7010 1462 (point A on the map contained in this Order) proceeding in a westerly direct for approximately 151 metres to grid reference TF6995 1459 (point B on the map contained in this Order) and then in a southerly direction for approximately 126 metres to grid reference TF6995 1446 (point C on the map contained in this Order) and then proceeding in a generally westerly direction for approximately 115 metres to grid reference TF6984 1445 (point D the map contained in this Order) and then in a west south westerly direction for approximately 55 metres to grid reference TF6979 1443 (point E on the map contained in this Order) and then in a south westerly direction for approximately 355 metres to grid reference TF6959 1413 (point F on the map contained in this Order) continuing in a southerly direction for approximately 56 metres to grid reference TF6958 1408 (point G on the map contained in this Order) and then in a south westerly direction for approximately 197 metres to grid reference TF6941 1398 (point H on the map contained in this Order). The width of the path is 3 metres.

Footpath Starting at grid reference TF6995 1446 (point C on the map contained in this Order) proceeding in a generally south south westerly direction for approximately 164 metres at a width of 3 metres, reducing to 2.5 metres at grid reference TF6991 1431 (point I on the map contained in this Order) and then meandering in a south westerly direction for approximately 282 metres at a width of 1.90 metres to grid reference TF6966 1420 (point J on the map contained in this Order) and then in a southerly direction for approximately 75 metres to grid reference TF6962 1413 (point K on the map contained in this Order).

Footpath Starting at grid reference TF6959 1413 (point F the map contained in this Order) proceeding in a generally easterly direction for approximately 522 metres to meet with the U26377 Common Road at grid reference TF7011 1421 (point L on the map contained in this Order). The width of the path is 2.5 metres.

Footpath Starting from the U26377 Common Road at grid reference TF6985 1542 (point O on the map contained in this Order) proceeding in a west south westerly direction for approximately 77 metres to grid reference TF6978 1541 (point P on the map contained in this Order) and then north westerly for approximately 165 metres to grid reference TF6965 1550 (point R on the map contained in this Order) and then in a westerly direction for approximately 214 metres to grid reference TF6944 1554 (point S on the map contained in this Order) and then in a southerly direction for approximately 78 metres to grid reference TF6940 1547 (point T on the map contained in this Order) then west north west direction for approximately 503 metres to grid reference TF6892 1560 (point U on the map contained in this Order) and then northwards for approximately 60 metres to join the U22056 Church Lane at grid reference TF6892 1566 (point V on the map contained in this Order). The width of the path is 3 metres.

Footpath Starting from grid reference TF6940 1547 (point T on the map contained in this Order) proceeding southwards for approximately 969 metres to grid reference TF6963 1454 (point N on the map contained in this Order) then north eastwards for approximately 325 metres to grid reference TF6991 1469 (point M on the map contained in this Order) and then southwards for approximately 116 metres to grid reference TF6995 1459 (point B on the map contained in this Order). The width of the path is 3 metres.

## PART II

### Modification of Definitive Statement

Footpath Starting at the U26377 Common Road at grid reference TF7010 1462 proceeding in a westerly direct for approximately 151 metres to grid reference TF6995 1459 and then in a southerly direction for approximately 126 metres to grid reference TF6995 1446 and then proceeding in a generally westerly direction for approximately 115 metres to grid reference TF6984 1445 and then in a west south westerly direction for approximately 55 metres to grid reference TF6979 1443 and then in a south westerly direction for approximately 355 metres to grid reference TF6959 1413 continuing in a southerly direction for approximately 56 metres to grid reference TF6958 1408 and then in a south westerly direction for approximately 197 metres to grid reference TF6941 1398. The width of the path is 3 metres.

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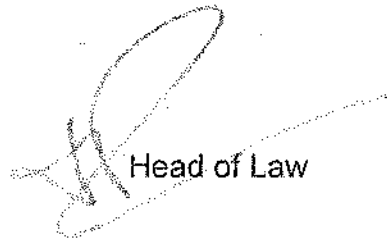
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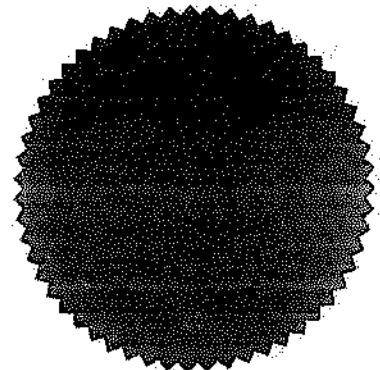
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GIVEN under the Common Seal of Norfolk County Council on this  
*12<sup>th</sup>* day of *October* Two Thousand and Sixteen

THE COMMON SEAL of THE  
NORFOLK COUNTY COUNCIL  
was hereunto affixed in the  
presence of:-

  
Head of Law

authorised to sign  
on behalf of: HEAD OF LAW



*4766*



Modification of the Definitive Map and Statement in the Parish of East Winch

Norfolk County Council  
County Hall  
Martineau Lane  
Norwich  
NR1 2SG



FOOTPATHS - - - - -

Scale 1:5,500

MAP NOT TO ORIGINAL SCALE



authorised on sign on behalf of HEAD OF LAW