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# Order Decision

Inquiry opened on 13 December 2016

**by Barney Grimshaw BA DPA MRTPI(Rtd)**

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

**Decision date: 10 May 2017**

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## **Order Ref: FPS/K2800/7/18M**

- This Order is made under Section 53(2)(b) of the Wildlife and Countryside Act 1981 (the 1981 Act) and is known as The Northamptonshire County Council (Public Footpath NG9 – Parish of Lilford-Cum-Wigsthorpe) Definitive Map Modification Order 2014.
- The Order is dated 3 July 2014 and proposes to modify the Definitive Map and Statement for the area by adding a footpath running between Pilton Road and Footpath NG1 as shown on the Order Map and described in the Order Schedule.
- In accordance with Paragraph 8(2) of Schedule 15 to the 1981 Act I have given notice of my proposal to confirm the Order with modifications to delete part of the Order route and to amend the remaining part to Restricted Byway rather than footpath.

**Summary of Decision: The Order is confirmed subject to the modifications that I proposed previously.**

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## **Procedural Matters**

1. I held a public inquiry into this Order on Tuesday 13 and Wednesday 14 December 2016 at The Sessions House, County Hall, Northampton. I made an unaccompanied site inspection on Monday 12 December when I was able to walk the whole of the Order route. It was agreed by all parties at the inquiry that a further accompanied visit was not necessary
2. In writing this decision I have found it convenient to refer to points marked on the Order Map. I therefore attach a copy of this map to which I have added an additional point (Point A1).
3. The effect of this Order if confirmed subject to the modifications I proposed in paragraph 54 of my interim decision issued on 23 January 2017 would be to add a Restricted Byway to the definitive map running from the B662, Pilton Road (Point A) generally north-eastwards to join a road to Wigsthorpe (Point A1).
4. No objections have been made to the proposal following advertisement of the notice and deposit of the associated documents relating to the proposed modifications.

## **Conclusions**

5. Bearing in mind the above, I conclude that the Order should now be confirmed subject to the modifications set out in paragraph 54 of my interim decision dated 23 January 2017.

## Formal Decision

6. I confirm the Order subject to the following modifications:

Amend the title of the Order to read:

*THE NORTHAMPTONSHIRE COUNTY COUNCIL  
(RESTRICTED BYWAY NG10 – PARISH OF LILFORD-CUM-WIGSTHORPE)  
DEFINITIVE MAP MODIFICATION ORDER 2014*

Amend Section 3 of the Order to read:

*"This Order shall take effect on the date it is confirmed"*

Amend Section 5 of the Order to read:

*"This Order may be cited as 'The Northamptonshire County Council (Restricted Byway NG10 – Parish of Lilford-Cum-Wigsthorpe) Definitive Map Modification Order 2014'"*

Amend the Schedule to the Order, Part 1 to read:

***"Description of Restricted Byway to be added"***

*Restricted Byway NG10 in the Parish of Lilford-Cum-Wigsthorpe commencing at Point A on the Order Map, NGR TL 02976 83431 and proceeding in a north-easterly direction for 297 metres to NGR 03190 83462 (Order Map Point A1).*

*The route is shown on the Order map by a broken black line between Points A and A1. The Restricted Byway to have a width of 9.1 metres."*

Amend the Schedule to the Order, Part 2 to read:

*"Particulars of Restricted Byway to be added"*

		Description of Route				
Path Ref No.	Type of Path	From	To	Width	Limitations or Conditions	Remarks
NG10	RB	Junction with Pilton Road at NGR TL 02976 83431	NGR TL 03190 83642	9.1m		See DMMO 2014

Amend the Order map accordingly.

*Barney Grimshaw*

**Inspector**

