

# NOTICE OF ORDER

## WILDLIFE AND COUNTRYSIDE ACT 1981 SECTION 53

Peterborough City Council

Public Footpath Peterborough No.71 (Guildhall Walk) Modification Order (No.1) 2017

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 2 May 2018

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

The Inquiry will be held at **Peterborough Town Hall, Bridge Street, Peterborough PE1 1HG** on **Wednesday 17 October 2018** at 10.00am.

The effect of the Order, if confirmed without modifications, will be to modify the Peterborough City Council Definitive Map and Statement by adding footpath Peterborough no.71 (known as Guildhall Walk) which commences at Church Street and terminates on Priestgate, as shown on the Order Map.

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](mailto:jean.mcentee@pins.gsi.gov.uk) Please quote reference number ROW/3185487 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 Town Hall, Bridge Street, Peterborough PE1 1HF. Telephone: 01733 452612.

As Peterborough City Council has indicated that they will not be supporting the Order at the Inquiry, the case for the Order will be presented by David Jost on behalf of Peterborough Civic Society. Mr Jost will be expected to adhere to the following timetable as if he were the Council.

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

**Within 8 weeks of the start date by [by 27 June 2018]**

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 8 August 2018]**

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 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 19 September 2018]**

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.

Notice of order for inquiry

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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.

Dated 7<sup>th</sup> June

2017

**FORM OF MODIFICATION ORDER  
WILDLIFE AND COUNTRYSIDE ACT 1981**

**DEFINITIVE MAP AND STATEMENT FOR PETERBOROUGH CITY COUNCIL**

**PETERBOROUGH CITY COUNCIL PUBLIC FOOTPATH PETERBOROUGH NO.71  
(GUILDHALL WALK)**

**MODIFICATION ORDER (NO. 1) 2017**

This Order is made by Peterborough City Council ("the authority") under section 53(2)(a) of the Wildlife and Countryside Act 1981 ("the 1981 Act") because it appears to the authority that the Definitive Statement for Peterborough City Council requires modification in consequence of an event specified in section 53(3)(c)(iii) namely that the discovery of evidence by the authority that particulars contained in the map and statement require modification.

Peterborough City Council hereby order that:

1. For the purposes of this order the relevant date is 3<sup>rd</sup> January 2017.
2. The Definitive Map and Statement for Peterborough City Council shall be modified as described in Part I and Part II of the Schedule in respect of public footpath Peterborough no71 (Guildhall Walk.)
3. This order shall take effect on the date it is made and may be cited as the Peterborough City Council Public Footpath Peterborough no.71 (Guildhall Walk) Modification Order (No.1) 2017.



## SCHEDULE

### PART I

#### MODIFICATION OF DEFINITIVE MAP

The Definitive Map shall be modified in accordance with the Order Plan to add footpath Peterborough no 71 (Guildhall walk) shown by a dashed line between points A and C on the Order Plan.

### PART II

#### MODIFICATION OF DEFINITIVE STATEMENT

Addition of particulars of path or way

The entry for Peterborough no. 71 (Guildhall walk) to read:-

|                            |  |
|----------------------------|--|
| Reference number           | ROW id no 914.   |
| Map                        | Peterborough No 71 (Guildhall Walk) Section 1.                             |
| Status                     | Footpath.  |
| Location                   | Between Priestgate and Church Street.                                      |
| Width                      | From 5.8 metres at its widest point and 1.78 metres at its narrowest point |
| Limitations and conditions | Barrier restricting to 1.7 metres width at point B on the Order Plan.      |
| Relevant date              | 3 <sup>rd</sup> January 2017.  |

THE COMMON SEAL of PETERBOROUGH CITY  
COUNCIL was hereunto affixed this [day] day of

[month] [year]

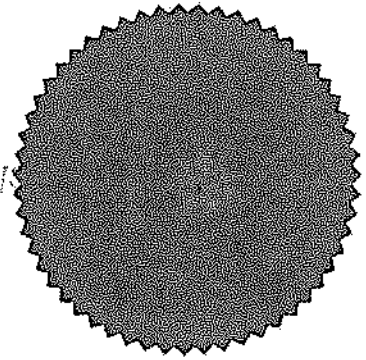
7<sup>th</sup> June 2017

in the presence of:

Authorised Signatory:

*A Masey*

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.....  
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Seal No: 8589

**THIS ORDER IS HEREBY CONFIRMED AS AN UNOPPOSED ORDER**

GIVEN this [day] day of [month] [year]

THE COMMON SEAL of PETERBOROUGH CITY  
COUNCIL was hereunto affixed this [day] day of  
[month] [year]

in the presence of:

[SEAL]

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Seal No:

Authorised Signatory