

# NOTICE OF ORDER

## WILDLIFE AND COUNTRYSIDE ACT 1981 SECTION 53

Rutland County Council  
Rutland County Council District Council (Thorpe by Water) Footpath E361  
Modification Order (No. 2) 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 14 June 2018

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

The Inquiry will be held at **Uppingham Town Hall, 49 High Street East, Uppingham LE15 9PY** on **Wednesday 28 November 2018** at 10.00am.

The effect of the Order, if confirmed will be to modify the Rutland County Council District Council Definitive Map and Statement by adding footpath E361 which commences at a point to the south of Thorpe by Water on footpath E317 (OS grid reference SP89179591) and proceeds in a broadly southerly direction following the River Welland for 543 metres and terminates at the junction with footpath E317 (OS grid reference SP89219553), as shown on the Order Map (reference E361/16/1).

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/3181363 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 Rutland County Council, Catmose, Oakham, Rutland LE15 6HP Monday between 8:30am-4:45pm, Tuesday 9:00am-4:45pm, Wednesday & Thursday 8:30am-4:45pm and Friday 8:30-4:15pm. Telephone: 01572 722577.

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

#### **Within 8 weeks of the start date by [by 9 August 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 20 September 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 31 October 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

---

<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

20<sup>th</sup> January

2017

**WILDLIFE AND COUNTRYSIDE ACT 1981**

**DEFINITIVE MAP AND STATEMENT FOR RUTLAND COUNTY COUNCIL DISTRICT COUNCIL**

**RUTLAND COUNTY COUNCIL DISTRICT COUNCIL (THORPE BY WATER)  
FOOTPATH E361 MODIFICATION ORDER (NO. 2) 2017**

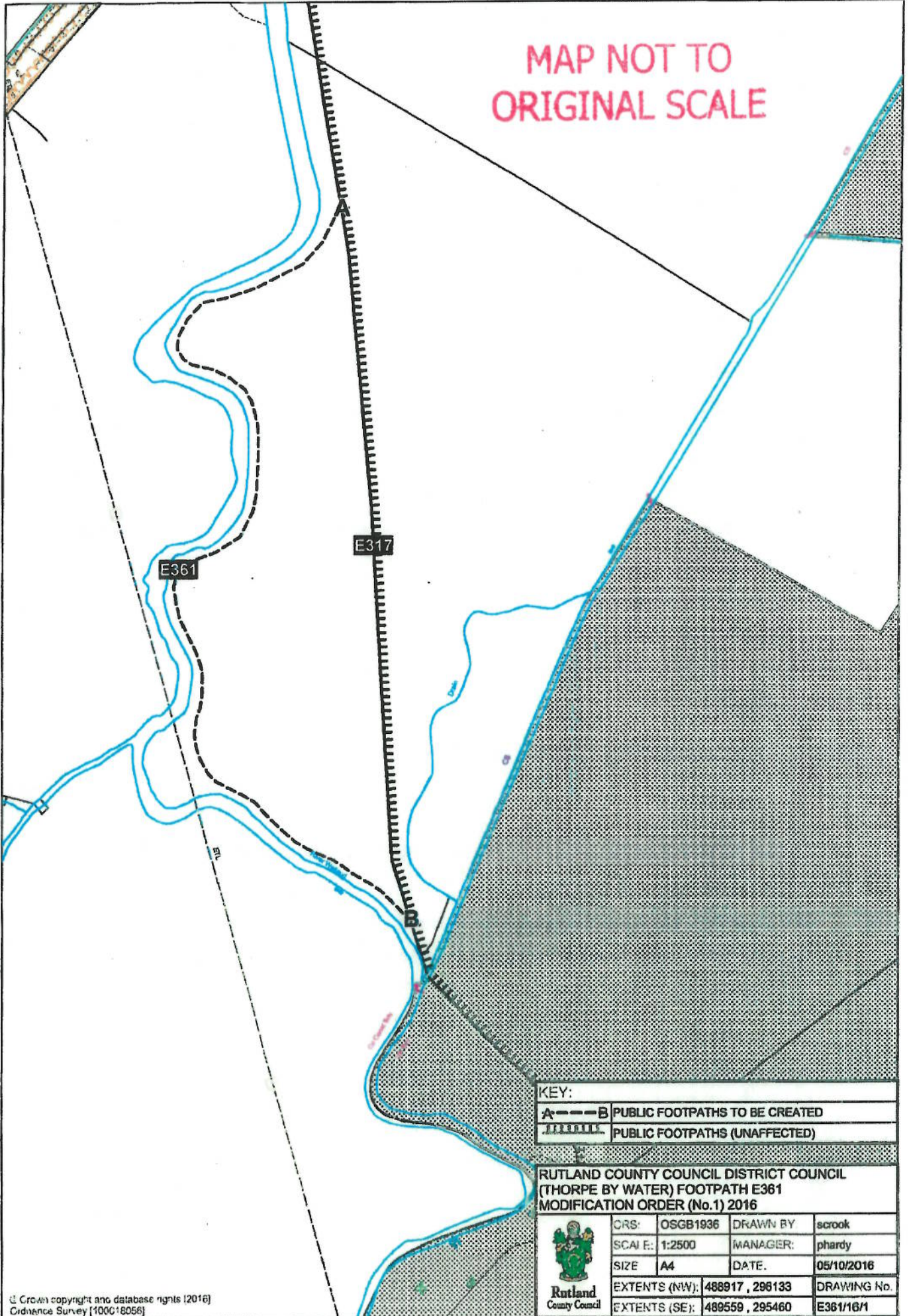
This Order is made by Rutland County Council District Council ("the authority") under section 53(2)(a) of the Wildlife and Countryside Act 1981 ("the 1981 Act") because it appears to the authority that the Definitive Statement for Rutland County Council District Council require modification in consequence 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.

Rutland County Council District Council hereby order that:

1. For the purposes of this order the relevant date is 17<sup>th</sup> January 2017.
2. The Definitive Map and Statement for Rutland County Council District Council shall be modified as described in Part I and Part II of the Schedule in respect of Footpath E361 Thorpe by Water.
3. This order shall take effect on the date it is made and may be cited as the Rutland County Council District Council (Thorpe by Water) Footpath E361 Modification Order (No.2) 2017.



MAP NOT TO ORIGINAL SCALE



KEY:

A --- B	PUBLIC FOOTPATHS TO BE CREATED
	PUBLIC FOOTPATHS (UNAFFECTED)

RUTLAND COUNTY COUNCIL DISTRICT COUNCIL  
 (THORPE BY WATER) FOOTPATH E361  
 MODIFICATION ORDER (No.1) 2016

	CRS:	OSGB1936	DRAWN BY:	scrook
	SCAI E:	1:2500	MANAGER:	phardy
	SIZE:	A4	DATE:	05/10/2016
	EXTENTS (NW):	488917 , 296133	DRAWING No.	
	EXTENTS (SE):	489559 , 295460		E361/16/1

## SCHEDULE

### PART I

#### MODIFICATION OF DEFINITIVE MAP

The Definitive Map shall be modified in accordance with the Order Plan to add footpath E361, shown by a dashed line between points A and B on the Order Plan.

### PART II

#### MODIFICATION OF DEFINITIVE STATEMENT

Addition of particulars of path or way

The entry for E361 to read:-

Reference number	E361
Map	SP89NE
Status	Footpath
Location	Thorpe by Water
Width	2.0 metres
Limitations and conditions	
Relevant date	17 <sup>th</sup> January 2017



THE COMMON SEAL of RUTLAND COUNTY  
COUNCIL DISTRICT COUNCIL was hereunto

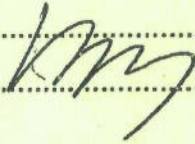
affixed this [day] day of [month] [year]

20<sup>th</sup> January 2017

in the presence of:



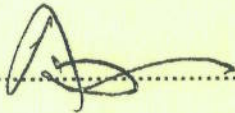
.....  
.....  
.....  
.....  
.....



Chief Executive

Seal No:

.....  
.....  
.....  
.....



Chairman

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

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

THE COMMON SEAL of RUTLAND COUNTY  
COUNCIL DISTRICT COUNCIL was hereunto  
affixed this [day] day of [month] [year]

in the presence of:

[SEAL]

.....  
.....  
.....

.....  
Authorised Signatory

Seal No: