

NOTICE OF ORDER

Wildlife and Countryside Act 1981 Section 53

Lancashire County Council

Public Footpath on Foreshore to Lindeth Road Silverdale (Definitive Map Modification) Order 2013 **and**

Browns Houses to Lindeth Road Silverdale (Definitive Map Modification) Order 2013

Notice is hereby given that the above referenced Orders have 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 Orders.

The **start date** for the above Orders is 14 August 2018

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

The Inquiry will be held at **Carnforth Civic Hall, North Road, Carnforth, LA5 9LJ** on **15 January 2019** at 10.00am.

The effect of these Orders, if confirmed without modifications, will be to modify the Definitive Map and Statement of Public Rights of Way for the area, by adding **(1)** a public footpath starting from a point on public footpath no. 14 Silverdale (point E on the Order map at grid reference SD 4660 7350), 110 metres east of the gate at the end of Lindeth Road and running generally west-south-west for approximately 100 metres, and with a width of 1.5 metres, to a point near the bottom of the remains of a former ramp (point B on the Order map at SD 4649 7346) and then west-north-west up the ramp for 15 metres, with a width of 2.5 metres, to Lindeth Road (Point A on the Order map at grid reference SD 4648 7347), **and (2)** a public footpath starting at a point on public footpath Silverdale 14 on the track in front of no.2 Brown's Houses near the eastern end of the sea wall (point D on the Order map at grid reference 4651 7348) and running generally west-south-west for approximately 30 metres along the track between the sea wall on the south side and the front gardens of Brown's Houses on the north, then through a gate where it terminates at the end of Lindeth Road (point C on the Order map at grid reference SD 4649 7347)

Any queries relating to these Orders should be referred to Tara Davies at The Planning Inspectorate, Rights of Way Section, Room 3/A Eagle Wing, Temple Quay House, 2 The Square, Temple Quay, Bristol, BS1 6PN. Telephone: 0303 444 5779. Email: tara.davies@pins.gsi.gov.uk. Please quote reference numbers ROW/3197274 and ROW/3197275 on all correspondence.

Any person wishing to view the statements of case and other documents relating to these Orders may do so between the hours of 9am and 5pm Monday to Friday at Lancashire County Council, County Hall, Fishergate, Preston, Lancashire PR1 8XJ. Contact Claire Blundell on 01772 533196.

Timetable for sending in statements of case and proofs of evidence

Within 8 weeks of the start date by 9 October 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 Orders.

Within 14 weeks of the start date 20 November 2018

Everyone who has made an objection or representation and anyone who wishes to give evidence at the Inquiry must ensure their statement of case¹ 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 Orders (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 Orders (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 18 December 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

¹ 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.

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

WILDLIFE AND COUNTRYSIDE ACT 1981

**THE DEFINITIVE MAP AND STATEMENT OF PUBLIC RIGHTS OF WAY FOR
THE COUNTY OF LANCASHIRE**

**THE LANCASHIRE COUNTY COUNCIL BROWNS HOUSES TO LINDETH ROAD
SILVERDALE (DEFINITIVE MAP MODIFICATION) ORDER 2013**

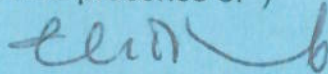
This Order is made by Lancashire County Council ("the Authority") under Section 53(2)(b) of the Wildlife and Countryside Act, 1981 ("the Act") because it appears to that Authority that The Definitive Map and Statement of Public Rights of Way for the County of Lancashire require modification in consequence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

The Authority have consulted with every local authority whose area includes the land to which the Order relates. Lancashire County Council hereby order that:

1. For the purposes of this Order, the "relevant date" is the 4th December 2013.
2. The Definitive Map and Statement of Public Rights of Way for the County of Lancashire 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 Lancashire County Council Browns Houses to Lindeth Road Silverdale (Definitive Map Modification) Order 2013.

Dated this 4th day of December 2013.

THE COMMON SEAL of the)
Lancashire County Council)
was hereunto affixed in the presence of)



Authorised Signatory



22931

SCHEDULE

PART I

MODIFICATION OF THE DEFINITIVE MAP

DESCRIPTION OF PATH OR WAY TO BE ADDED

A footpath starting at a point on public footpath Silverdale 14 on the track in front of no.2 Brown's Houses near the eastern end of the sea wall (point D on the attached plan) and runs generally west-south-west for approximately 30m along the track between the sea wall on the south side and the front gardens of Brown's Houses on the north then through a gate where it terminates at the end of Lindeth Road, Silverdale (U22687) (point C on the attached plan).

PART II

MODIFICATION OF DEFINITIVE STATEMENT

VARIATION OF PARTICULARS OF PATH OR WAY

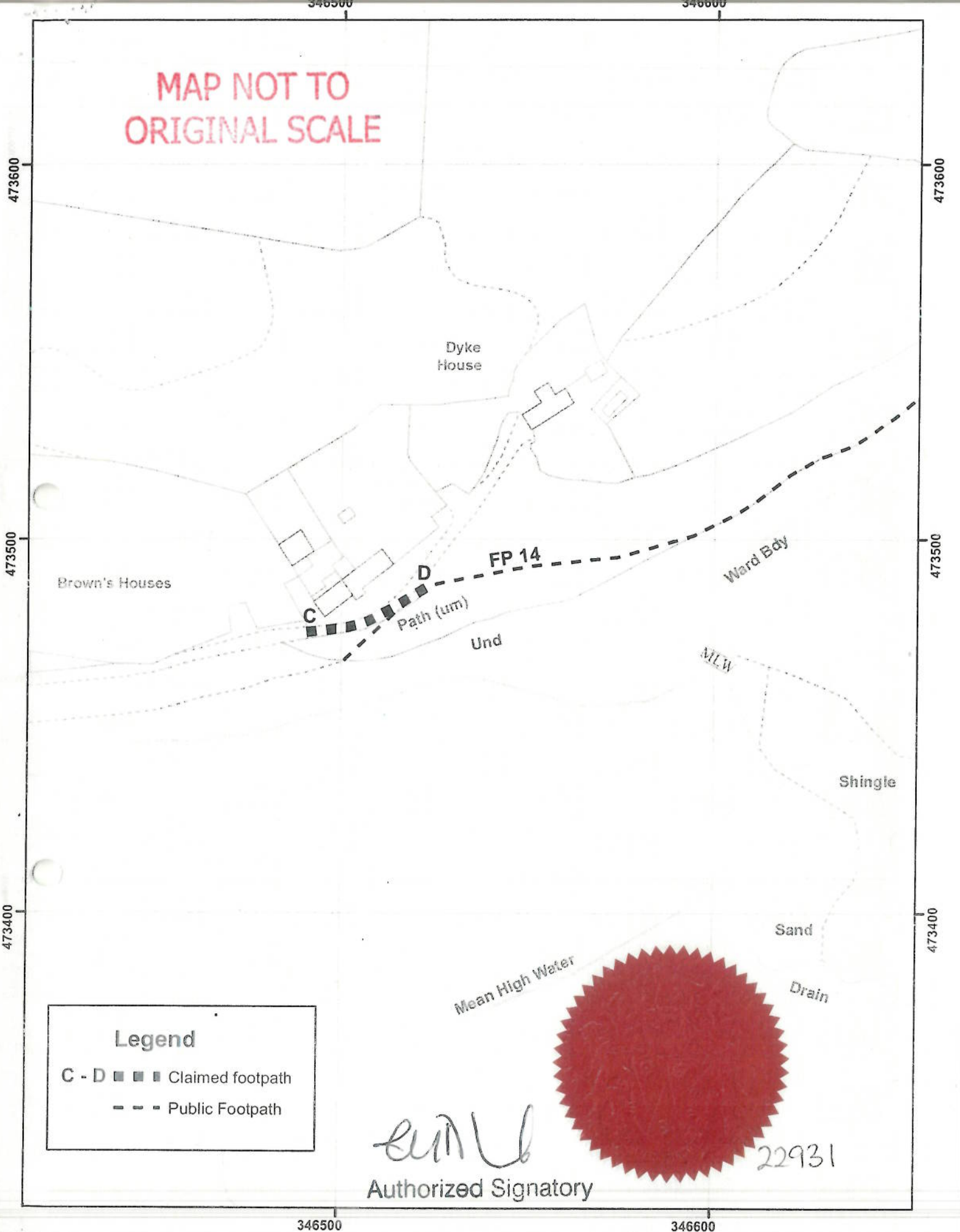
The Statement for Silverdale Public Footpath 14 to read as follows:

"Junc. with paths no. 12, 13 & 15 to a point at SD 4651 7348 just to the north of the sea wall in front of No.2 Brown's Houses passing generally west-south-west along a well-defined stone track for approximately 30m between the front gardens of Brown's Houses and the sea-wall to the eastern end of Lindeth Road at SD 4649 7347.

Between SD 4651 7348 and SD 4649 7347 the width of the path is 2.5 metres

Limitations and Conditions: Between SD 4651 7348 and SD 4649 7347 the only limitation is a 0.9m wide gate alongside a 3.5m wide gate at SD 4649 7347."

MAP NOT TO ORIGINAL SCALE



Legend

- C - D ■ ■ ■ Claimed footpath
- - - Public Footpath

[Signature]
 Authorized Signatory



22931

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WILDLIFE AND COUNTRYSIDE ACT 1981

**THE DEFINITIVE MAP AND STATEMENT OF PUBLIC RIGHTS OF WAY FOR
THE COUNTY OF LANCASHIRE**

**THE LANCASHIRE COUNTY COUNCIL PUBLIC FOOTPATH ON FORESHORE
TO LINDETH ROAD SILVERDALE (DEFINITIVE MAP MODIFICATION) ORDER
2013**

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

The Authority have consulted with every local authority whose area includes the land to which the Order relates. Lancashire County Council hereby order that:

1. For the purposes of this Order, the "relevant date" is the 4th December 2013.
2. The Definitive Map and Statement of Public Rights of Way for the County of Lancashire 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 Lancashire County Council Public Footpath on Foreshore to Lindeth Road Silverdale (Definitive Map Modification) Order 2013.

Dated this 4th day of December 2013.

THE COMMON SEAL of the)
Lancashire County Council)
was hereunto affixed in the presence of)



Authorised Signatory

22930

SCHEDULE

PART I

MODIFICATION OF THE DEFINITIVE MAP

DESCRIPTION OF PATH OR WAY TO BE ADDED

A footpath starting at a point on Silverdale Public Footpath 14 on the foreshore (Point E on the attached plan), 110 metres east of the gate at the end of Lindeth Road and runs west-south-west over the foreshore for 100 metres having a width of 1.5 metres, to a point near the bottom of the remains of a former ramp (Point B on the attached plan) and west-north-west up the ramp for 15m and has a width of 2.5 metres to Lindeth Road (Point A on the attached plan).

(All lengths, in metres, and compass points given are approximate)

PART II

MODIFICATION OF DEFINITIVE STATEMENT

VARIATION OF PARTICULARS OF PATH OR WAY

Addition to Statement:

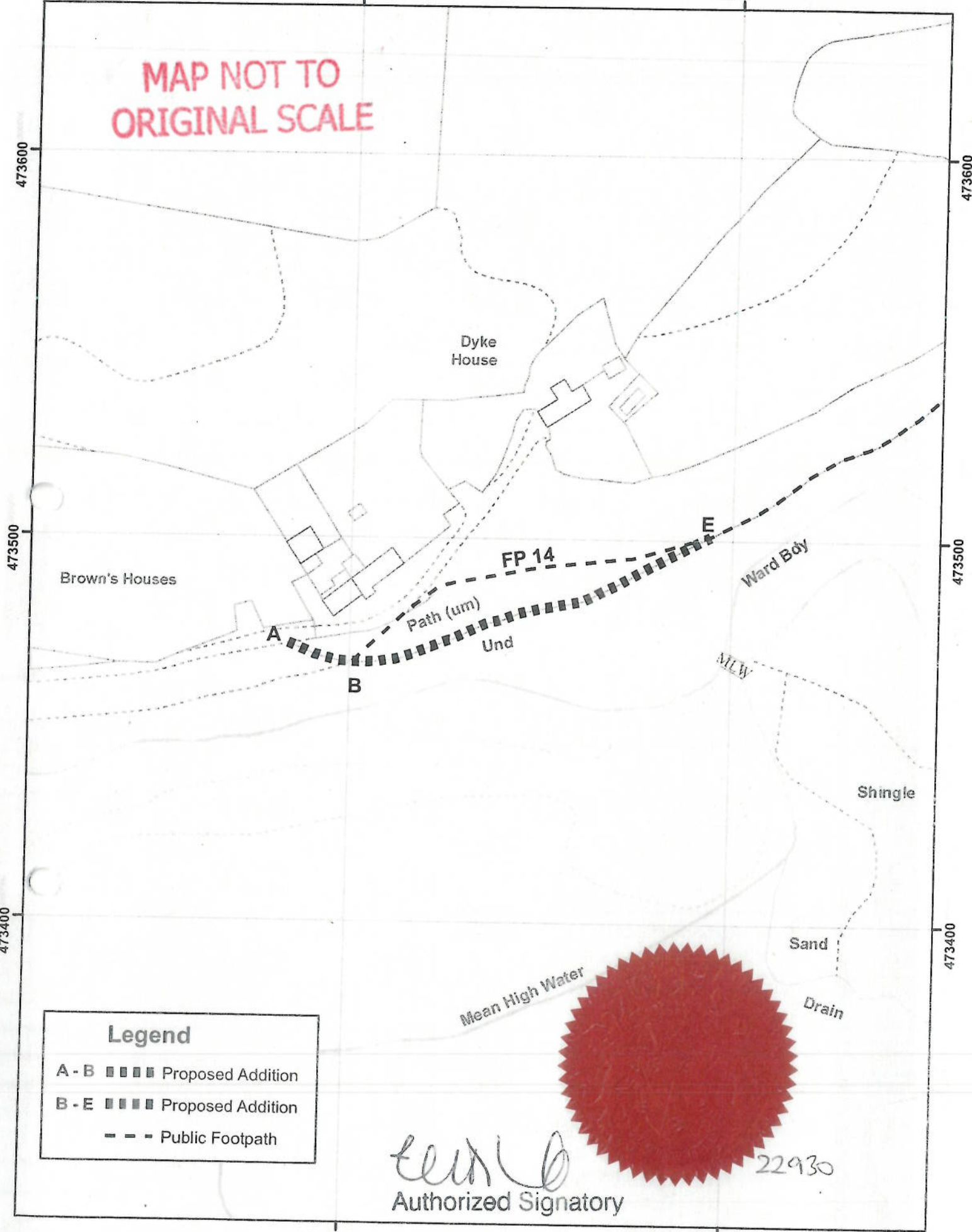
Junction with footpath Silverdale 14 at SD 4660 7350, a point on the foreshore 110m east of the end of Lindeth Road, running generally west-south-west for 100m over the sand, stones and rock of the foreshore, passing to the south of most of the rock outcrops, to SD 4649 7346 then following the remains of an old ramp west-north-west for 15m to terminate at a junction with Lindeth Road (U22687) at SD 4648 7347.

(All lengths, in metres, and compass points given are approximate)

Between points SD 4660 7350 and SD 4649 7346 the width of the path is 1.5 metres and between SD 4649 7346 and SD 4648 7347 the width is 2.5 metres.

Limitations and Conditions: This route is periodically under water in whole or in part at high tide.

MAP NOT TO ORIGINAL SCALE



Legend	
A - B	Proposed Addition
B - E	Proposed Addition
- - -	Public Footpath

[Signature]
 Authorized Signatory 22930

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