

**NOTICE OF ORDER**  
**WILDLIFE AND COUNTRYSIDE ACT 1981**  
**SECTION 53**

Norfolk County Council  
Norfolk County Council (Trunch Restricted Byway No. 9) Modification Order 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 19 July 2018

Consideration of the Order will take the form of exchanges of statements of case and comments on statements of case.

The effect of the Order, if confirmed without modifications, will be to modify the Definitive Map and Statement for the area by upgrading footpath Trunch FP9 to a Restricted Byway from Trunch Road to Brewery Road, known as Posties' Lane, starting from the C295A Trunch Road at grid reference TG2829 3541 and proceeding in a southerly direction for 478 metres to meet the U19205 Brewery Road at Grid at grid reference TG2836 3494. The width of the route varies between 6.7 metres. Limitations and Conditions: None

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/3200513 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: 01603 228882.

As Norfolk County Council has indicated that they will not be supporting the order, the case for the order will be taken forward by Mr Ian Witham. Mr Witham will be expected to adhere to the following timetable as if he were the Council.

**Timetable for sending in statements of case and comments**

**Within 2 weeks of the start date [by 2 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, the applicant and any other person who has written to us in respect of the Order.

**Within 8 weeks of the start date [by 13 September 2018]**

Everyone who has made an objection or representation or any other written representation 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 full copies to the Authority. Copies (excluding copies of any supporting documents - these will be available to view at the Authority's offices) 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.

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, 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).

**Within 14 weeks of the start date [by 25 October 2018]**

Everyone who has made an objection or representation, the Authority, the applicant (if applicable) and anyone who has written to us in respect of the Order must ensure that their comments on any or every other statement of case is received by the Secretary of State. As soon as possible after the deadline, the Secretary of State will send copies of these comments to everyone else.

Any other person wishing to make representations in writing to the Secretary of State in respect of the above Order must do so in line with the timetable set out above.

**In fairness to the other parties everyone should keep to the timetable to ensure that statements of case and comments are received 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 w/r

**WILDLIFE AND COUNTRYSIDE ACT 1981**

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

**NORFOLK COUNTY COUNCIL (TRUNCH RESTRICTED BYWAY NO. 9)**

**MODIFICATION ORDER 2017**

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 an event specified in Section 53(3)(c)(ii) of the Act, namely:-

53(3)(c)(ii) that a highway shown in the map and statement as a highway of a particular description ought to be shown as a highway of a different description.

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 July 2017
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 contained in this Order.
3. This Order shall take effect on the date it is confirmed and may be cited as the Norfolk County Council (Trunch Restricted Byway No. 9) Modification Order 2017.

## **SCHEDULE**

### **PART I**

#### **Modification of the Definitive Map**

##### **Description of public right of way to be upgraded**

**Footpath No. 9** (Known as Postle's Lane). The route starting at a junction with Brewery Road opposite a cottage known as Garren Croft (point B on the map contained in this Order), and running northwards on the west side of a hedge bank with mature trees for approximately 210 metres. It then continues northwards between a hedgerow to the west and a small bank to the east and runs for approximately 260 metres to join Southrepps Road (point A on the map contained in this Order). The section of the footpath from Brewery Road, northwards, for 140 metres, has an average width of 3 metres. The next 70 metres of the footpath has an average width of 3.5 metres. The section of the footpath from Southrepps Road, southwards, for 260 metres has an average width of 5.5 metres.

##### **Description of upgraded public right of way**

**Restricted Byway No. 9** (Trunch Road to Brewery Road, known as Postle's Lane) Starts from the C295A Trunch Road at grid reference TG2829 3541 (point A on the map contained in this Order) and proceeds in a southerly direction for 478 metres to meet the U19205 Brewery Road at grid reference TG2836 3494 (point B on the map contained in this Order). The width of the route varies between 6.7 metres and 16 metres (as shown on the map contained in this Order).

Limitations and Conditions: None

## **PART II**

### **Modification of Definitive Statement**

#### **The existing statement reads as set out below**

Footpath No. 9 (Known as Postle's Lane). Starts at a junction with Brewery Road opposite a cottage known as Garren Croft and runs northwards on the west side of a hedge bank with mature trees for approximately 210 metres. It then continues northwards between a hedgerow to the west and a small bank to the east and runs for approximately 260 metres to join Southrepps Road. The section of the footpath from Brewery Road, northwards, for 140 metres, has an average width of 3 metres. The next 70 metres of the footpath has an average width of 3.5 metres. The section of the footpath from Southrepps Road, southwards, for 260 metres has an average width of 5.5 metres.

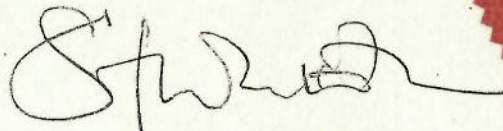
#### **The modifications proposed by this Order if confirmed will result in the statement reading as follows**

Restricted Byway No. 9 (Trunch Road to Brewery Road, known as Postle's Lane) Starts from the C295A Trunch Road at grid reference TG2829 3541 and proceeds in a southerly direction for 478 metres to meet the U19205 Brewery Road at grid reference TG2836 3494. The width of the route varies between 6.7 metres and 16 metres.

Limitations and Conditions: None

GIVEN under the Common Seal of Norfolk County Council on this  
28<sup>th</sup> day of July Two Thousand and Seventeen

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



Chief Legal Officer



42385

authorised to sign on behalf of Chief Legal Officer nplaw

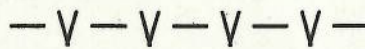


**Norfolk County Council  
 (Trunch Restricted Byway No. 9)  
 Modification Order 2017**

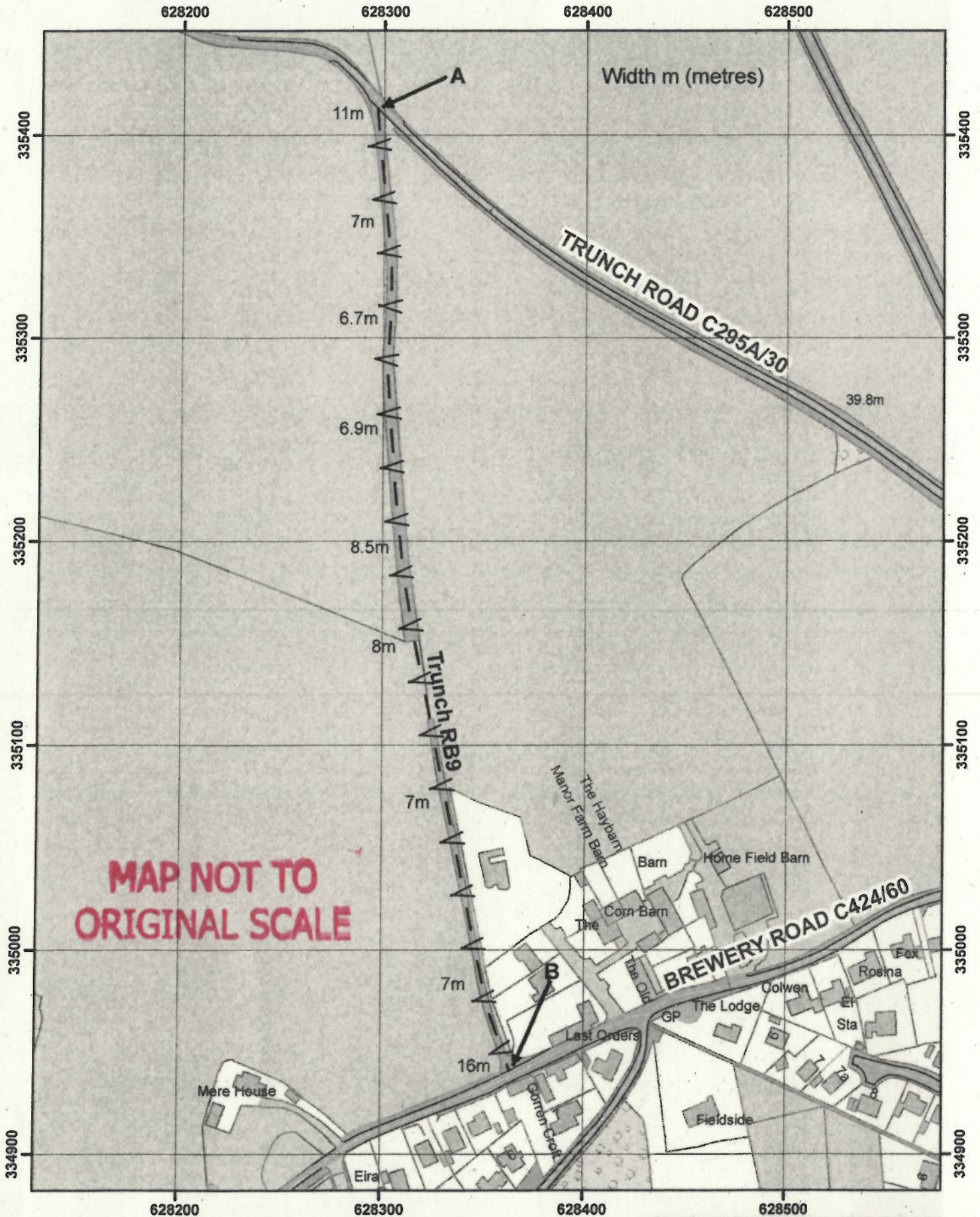
Norfolk County Council  
 County Hall  
 Martineau Lane  
 Norwich  
 NR1 2SG



Route to be upgraded to  
 Restricted Byway (A-B)



Scale 1:2,500



**MAP NOT TO ORIGINAL SCALE**