

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

Suffolk County Council  
Definitive Map and Statement for the Parish of Westhall in the District of Waveney  
Suffolk County Council (Parish of Westhall) 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 31 August 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 adding: a bridleway between the western end of the U1322 at Stradbroke Town Farm at Ordnance Survey grid reference (OSGR) 64163,28021 and the eastern end of Westhall bridleway BR16 at OSGR 64145,28014; also by adding a footpath between OSGR 64150,28014 and OSGR 641364,280220; and by deleting a footpath between OSGR 641365,280227 and 64153,28019 as shown on the order plan.

Any queries relating to this Order should be referred to Jean McEntee 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 5437. Email: [jean.mcentee@pins.gsi.gov.uk](mailto:jean.mcentee@pins.gsi.gov.uk) Please quote reference number ROW/3185634 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 Suffolk County Council, Rights of Way Access Team, Phoenix House, 3 Goddard Road, Ipswich IP1 5NP. Telephone: 01473 264770

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

### **Within 2 weeks of the start date [by 14 September 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 26 October 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 7 December 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**

**DEFINITIVE MAP AND STATEMENT FOR THE PARISH OF WESTHALL IN THE DISTRICT OF WAVENEY**

**SUFFOLK COUNTY COUNCIL  
(PARISH OF WESTHALL) MODIFICATION ORDER 2017**

This Order is made by Suffolk County Council 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 for the parish of Westhall in the district of Waveney require modification in consequence of the occurrence of an event specified in sections 53(3)(c)(i) and (iii) namely, the discovery by the authority of evidence which shows that a footpath and bridleway, which are not shown in the map and statement subsists or are reasonably alleged to subsist; and that there is no public right of way over land shown in the map and statement as a footpath.

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

1. For the purpose of this Order the relevant date is 1 July 2017.
2. The Definitive Map and Statement for the parish of Westhall in the district of Waveney 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 Suffolk County Council (Parish of Westhall) Modification Order 2017.

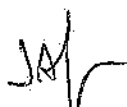
Date: 19 July 2017

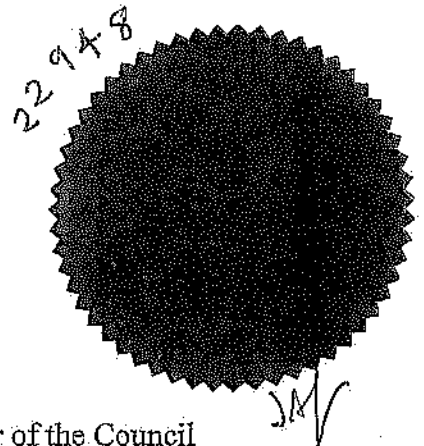
THE COMMON SEAL of SUFFOLK

COUNTY COUNCIL was hereunto

affixed in the presence of:-

}

  
An authorised Officer of the Council



## SCHEDULE

### Part I: Modification of Definitive Map

#### Description of footpath to be added

There shall be added to the Definitive Map for the parish of Westhall a footpath from a point at Ordnance Survey grid reference 64150,28014 (C) to a point at Ordnance Survey grid reference 641364,280220 (G) as shown on the attached map.

#### Description of bridleway to be added

There shall be added to the Definitive Map for the parish of Westhall a bridleway from a point at Ordnance Survey grid reference 64163,28021 (A) to a point at Ordnance Survey grid reference 64145,28014 (D) as shown on the attached map.

#### Description of footpath to be deleted

There shall be deleted from the Definitive Map for the parish of Westhall a footpath from a point at Ordnance Survey grid reference 641365,280227 (H) to 64153,28019 (F) as shown on the map.

### Part II: Modification of Definitive Statement

#### Particulars of footpath to be amended

The particulars of the Definitive Statement for the parish of Westhall in respect of footpath 14 shall be amended as follows:

Delete "Grove Farm N." from start of description and replace with: "Commencing at a junction with Westhall bridleway 16 at Ordnance Survey Grid Reference (OSGR) 64150,28014 (C); continuing north"

Width between OSGR 64150,28014 and 64144,28019(C-E) 1 metre.

Minimum width for cross field footpaths under Highways Act 1980 Schedule 12A paragraph 1.

Width between OSGR 64144,28019 and 641364,280220 (E-G) varies between a minimum of 1 metre and a maximum of 1.8 metres.

As measured between the double peaked lines on Ordnance Survey County Series map second edition of 1904, 1:2500 scale, sheet 28/6.

Particulars of bridleway to be amended

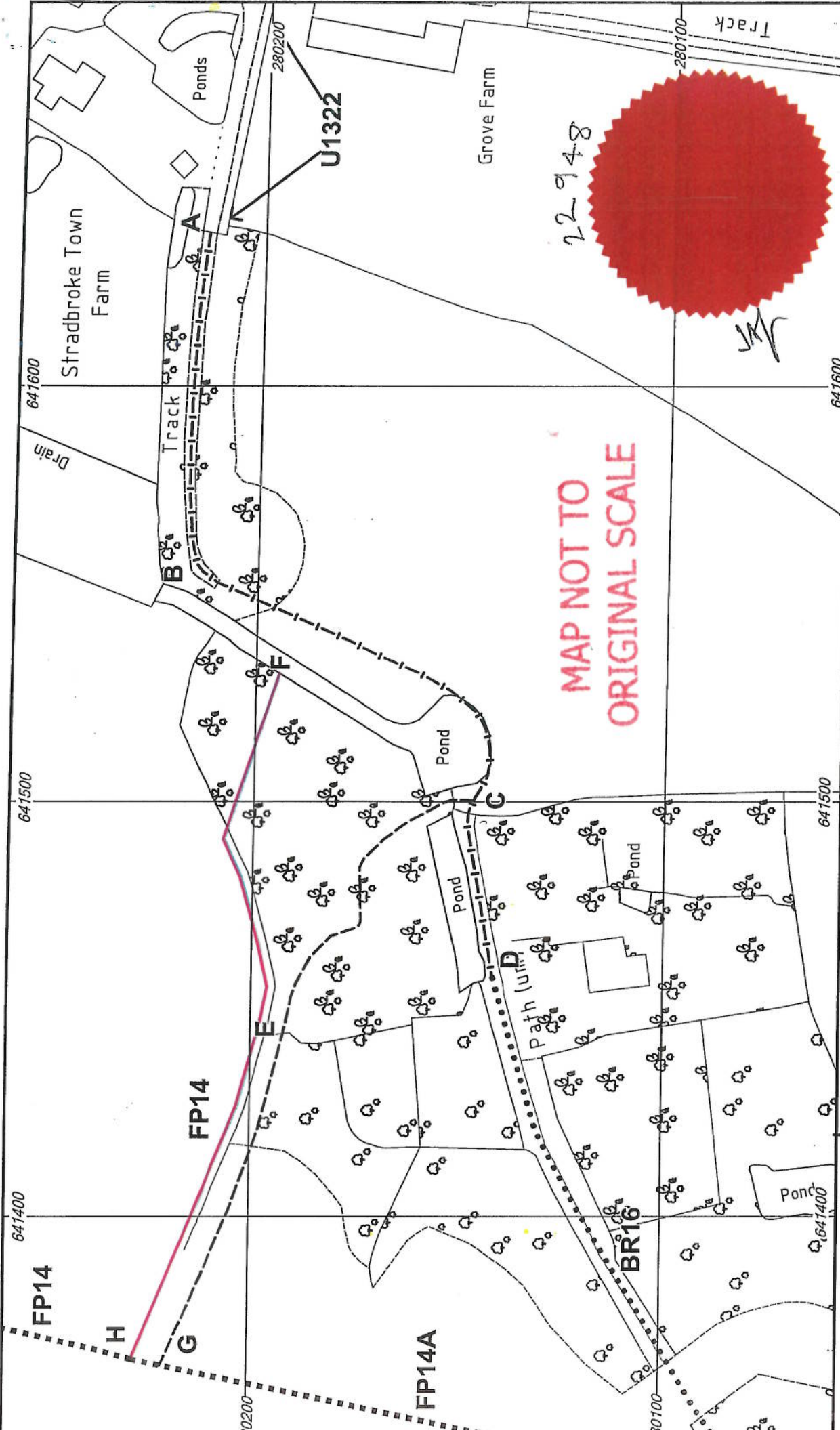
The particulars of the Definitive Statement for the parish of Westhall in respect of bridleway 16 shall be amended as follows:

Delete "The first part of the path runs along Scalesbrook Lane. At a point approximately 115 yards south-west of Grove Farm it leads" and replace with: "Commencing at the western end of the U1322 at Ordnance Survey Grid Reference (OSGR) 64163,28021 (A) and progressing in a westerly direction for 80 metres to OSGR 64155,28021 (B); changing to a south south-westerly direction and continuing to and around a pond for 100 metres to a junction with Westhall FP14 at OSGR 64150,28014 (C); continuing in a west south-westerly direction for 43 metres to OSGR 64145,28014 (D); then"

Width between OSGR 64163,28021 and 64150,28014 (A-B-C) varies between a minimum of 2.5 metres and a maximum of 3 metres

Width between OSGR 64150,28014 and 64145,28014 (C-D) varies between a minimum of 6 metres and a maximum of 6.9 metres.

As measured between the double pecked lines on Ordnance Survey County Series map first edition of 1884, 1:2500 scale, sheet 28/6.



# PROPOSED FP14 RE-ALIGNMENT AND BR16 ADDITION IN WESTHALL

- Proposed Footpath (C-E-G)
- - - - - Proposed Bridleway (A-B-C-D)
- Footpath to be deleted (H-F)
- ..... Existing Footpaths
- ..... Existing Bridleway

**Scale 1:1250**  
 Ordnance Survey MasterMap  
 Crown Copyright.  
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 Licence No. 100023395 2017

**Suffolk  
County Council**

Director of Resource Management  
 Endeavour House, 8 Russell Road, Ipswich, Suffolk, IP1 2BX

Filed at: