

NOTICE OF ORDER

WILDLIFE AND COUNTRYSIDE ACT 1981

SECTION 53

Kirklees Council
(Huddersfield Public Bridleway 231 – Sandy lane to Nether Moor Road,
South Crosland) Public Path Modification Order 2018

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 **28 August 2018**.

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

The Inquiry will be held at **Yorkshire Children's Centre, Brian Jackson House, New North Parade, Huddersfield, HD1 5JP** on **Tuesday 29 January 2019 at 10.00am**.

The effect of the Order, if confirmed without modifications, will be to modify the Definitive Map and Statement for the area by downgrading Huddersfield 231 from a Byway Open to All Traffic to a bridleway commencing at its junction with Sandy Lane at grid reference SE 1149 1317 and then continuing in a north-easterly direction to grid reference SE 1203 1354 at Nether Moor Road.

Any queries relating to this Order should be referred to Clive Richards 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 5502. Email: clive.richards@pins.gsi.gov.uk. Please quote reference number ROW/3202859 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 Kirklees Council Customer Services Centre, Civic Centre 3, Huddersfield (Monday-Friday 0900-1700 except Thursday 1000-1700) and Meltham Library, Carlisle Institute, 54 Huddersfield Road, Meltham, HD9 4AG and Honley Library, West Avenue, Honley HD9 6HF. Council Contact: Sandra Haigh, Tel: 01484221000 ext 77871.

Timetable for sending in statements of case and proofs of evidence

Within 8 weeks of the start date by [by 23 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 Order.

Within 14 weeks of the start date [by 04 December 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 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 02 January 2019]

(Extended by 1 day as 01 January 2019 is a Bank Holiday)

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).

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.

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 – SECTION 53
WEST YORKSHIRE METROPOLITAN COUNTY COUNCIL DEFINITIVE MAP AND
STATEMENT FOR THE KIRKLEES AREA
KIRKLEES COUNCIL (HUDDERSFIELD PUBLIC BRIDLEWAY 231 – SANDY LANE
TO NETHER MOOR ROAD, SOUTH CROSLAND) PUBLIC PATH MODIFICATION
ORDER 2018

This Order is made by Kirklees Council under Section 53(2)(b) of the Wildlife and Countryside Act 1981 ("the Act") because it appears to that authority that the West Yorkshire Metropolitan County Council Definitive Map and Statement for the Kirklees Area requires modification in consequence of an event specified in Section 53(3)(c)(ii), namely the discovery by the Authority of evidence which (when considered with all other relevant evidence available to them) shows that a highway shown in the map and statement as a highway of a particular description ought to be there shown as a highway of a different description.

The Authority has consulted with every Local Authority whose area includes land to which this Order relates. The Kirklees Council hereby orders that:-

1. For the purpose of this Order the relevant date is 2 January 2018.
2. The West Yorkshire Metropolitan County Council Definitive Map and Statement for the Kirklees Area shall be modified as described in Part 1 and Part 2 of the Schedule to this Order and as shown on the map attached hereto.
3. This Order shall take effect on the date it is confirmed and may be cited as the "Kirklees Council (Huddersfield Public Bridleway 231 – Sandy Lane to Nether Moor Road, South Crosland) Public Path Modification Order 2018.

GIVEN under the Corporate
Common Seal of the Council
of the Borough of Kirklees
this Twenty fourth day of January
Two thousand and eighteen

)
)
)

016365

Service Director/Legal, Governance and Commissioning/Authorised Signatory

)

)

KIRKLEES COUNCIL (HUDDERSFIELD PUBLIC BRIDLEWAY 231 SANDY LANE TO
 NETHER MOOR ROAD, SOUTH CROSLAND)
 PUBLIC PATH MODIFICATION ORDER 2018

SCHEDULE

PART I

MODIFICATION OF THE DEFINITIVE MAP

DESCRIPTION OF WAY TO BE DOWNGRADED

Huddersfield 231

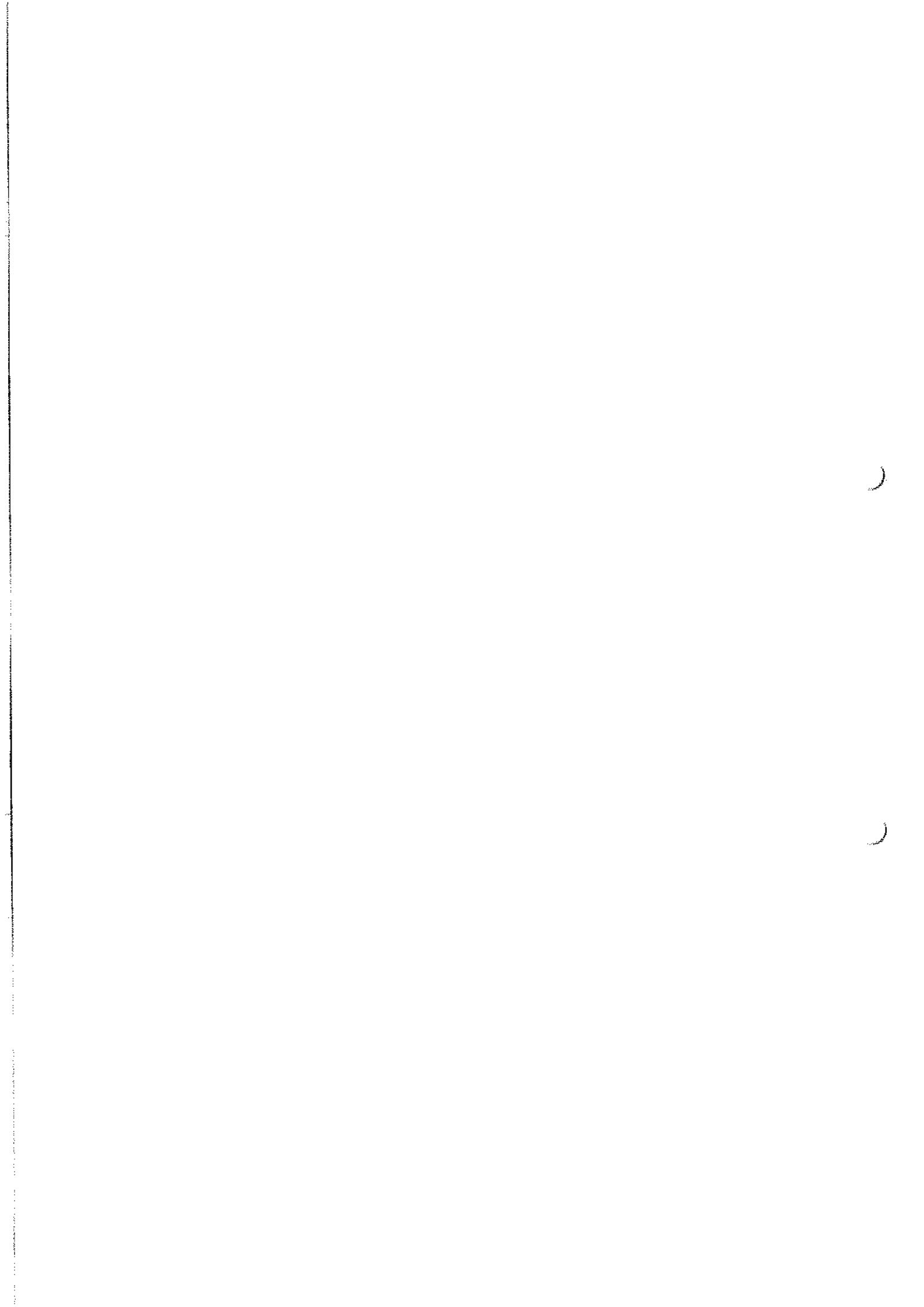
Public byway open to all traffic of width 3 metres shown by the line A to B on the Order Map commencing at its junction with Sandy Lane at grid reference SE 1149 1317 and then continuing in a north-easterly direction to grid reference SE 1203 1354 at Nether Moor Road is to be downgraded to public bridleway status.

PART 2

MODIFICATION OF THE DEFINITIVE STATEMENT

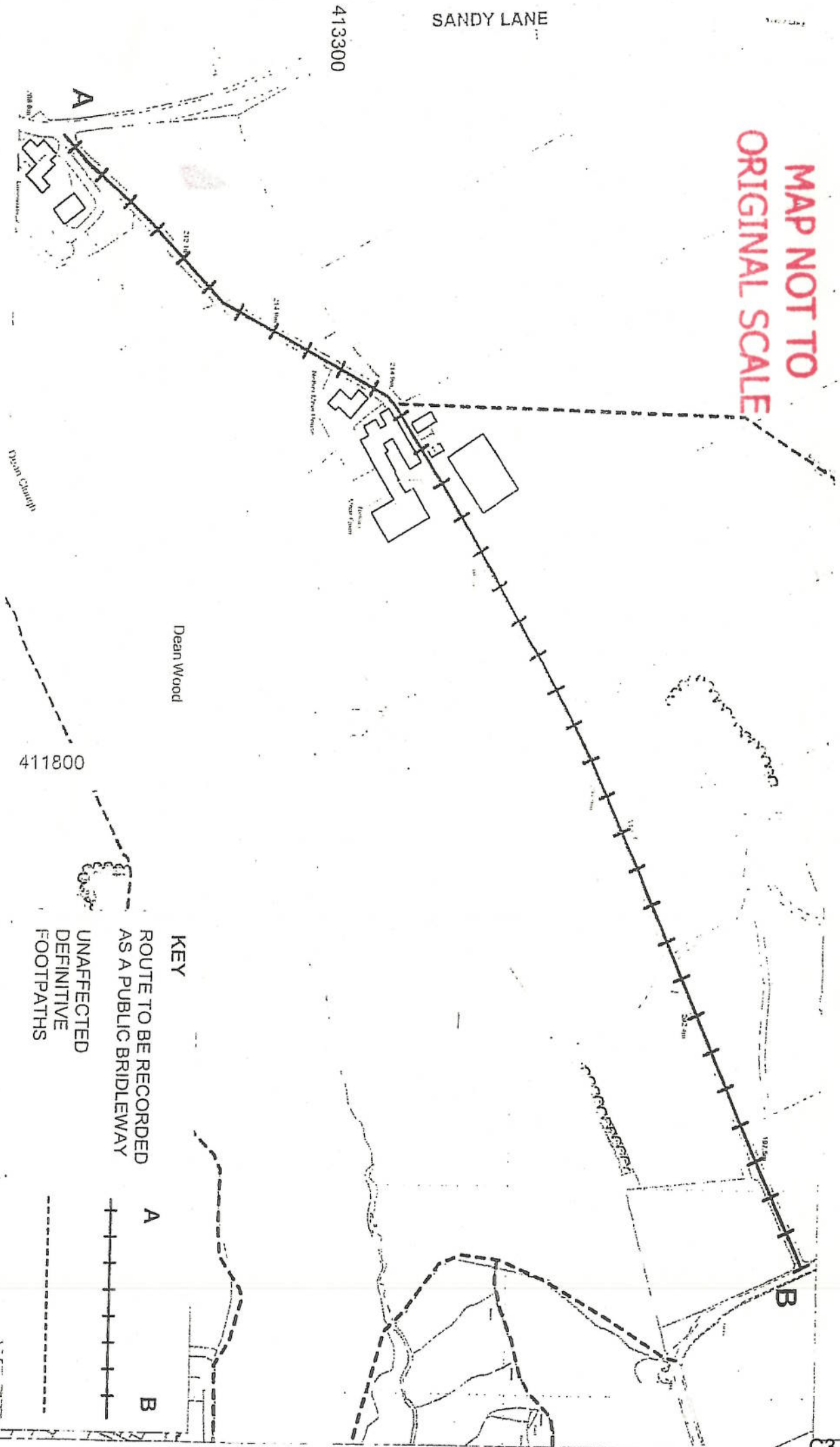
Variation of particulars of path or way

Path No.	Map reference	Description of route	Nature of surface	Length (M)	Width (M)	General
231	SE 11SW/1 1112	Public bridleway commences in Sandy Lane at Greengate Knoll and proceeds in a north-easterly direction (path 233 joins from the north-east at Nether Moor Farm) terminating at Nether Moor Road	Earth and grass	659	3	



KIRKLEES COUNCIL (HUDDERSFIELD), PUBLIC BRIDLEWAY 231, SANDY LANE (UNIDENTIFIED) SOUTH CROSLAND). PUBLIC PATH MODIFICATION ORDER 2018

MAP NOT TO ORIGINAL SCALE

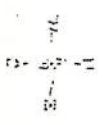


KEY
ROUTE TO BE RECORDED AS A PUBLIC BRIDLEWAY
UNAFFFECTED DEFINITIVE FOOTPATHS

A
B



© Crown Copyright and database right 2018.
Ordnance Survey 100019241



Map prepared on 11 January 2018
Scale 1 : 2500

ORIGINAL SCALE
MAP NOT TO

Kirklees Council (Huddersfield Public Bridleway 231 – Sandy Lane
to Nether Moor Road, South Crosland)
Public Path Modification Order 2018

Dated 24 January 2018

Julie Muscroft
Service Director – Legal Governance and Commissioning

Kirklees Council
Legal Services
2nd Floor
High Street Buildings
High Street
Huddersfield
HD1 2ND

