

NOTICE OF ORDER

WILDLIFE AND COUNTRYSIDE ACT 1981 SECTION 53

Derbyshire County Council

The Derbyshire County Council (Bridleway and Byway Open to All Traffic
Along Back Lane - Darley Dale) Modification Order 2016

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. Following an earlier inquiry the Inspector appointed to determine the Order issued a letter in which she proposed to make modifications to the Order as drafted. Following advertisement of those proposals an objection has been received.

The **start date** for the above Order is 24 October 2018.

Consideration of the Order will take the form of a hearing. It is being held so that the Inspector can hear evidence in respect of the modified part of the Order **and** new evidence in respect of the unmodified part of the Order.

The Hearing will be held at Derbyshire County Council, Committee Room 2, County Hall, Matlock, Derbyshire DE4 3AG on Tuesday 5 February 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 adding to them a Bridleway and a Byway Open to All Traffic along Back Lane in Darley Dale.

A-B – Bridleway along Back Lane in Darley Dale from Point A (Ordnance Survey Grid Reference ('GR') SK2841 6319) proceeding along Back Lane in a generally north north easterly direction to Point B ('GR') SK 2869 6397), a total distance of 870 metres or thereabouts, with a width varying between 2.8 and 8.2 metres.

B-C – Byway Open to All Traffic along Back Lane in Darley Dale from Point B (Ordnance Survey Grid Reference ('GR') SK2869 6397) proceeding along Back Lane in a generally north north easterly then east north easterly then north north easterly direction to Point C ('GR') SK2920 6545) a total distance of 1627 metres or thereabouts, with a width varying between 4.4 and 11.6 metres.

The effect of the proposed modifications would be to.

In the Order title

- Delete the words "Bridleway and" wherever they occur;

In the Order schedule: Part I

Section as indicated on map:

- Delete "B-C" and substitute "X-C"

Description of Path or Way to be added:

For section A-B

- In line 1 delete "Bridleway" and substitute "Byway Open to All Traffic";

For section B-C (X-C)

- In line 1 delete Point B and substitute Point X;
- In line 2 delete "SK2869 6397" and substitute "SK28806439";
- In line 5 delete "1627 metres" and substitute "1192 metres";

In the Order schedule: Part II

For No 66:

Status and Description of Route

- In line 1 delete "Bridleway" and substitute "Byway Open to All Traffic";

Remarks

- Delete "Cattle grid SK 2841 6320"

For No 58

Status and Description of Route

- In lines 2-4 delete "junction with Butcher's Lane (GR SK 2869 6397)" and substitute "Woodside Farm (GR SK 2880 6439)";

Length

- Delete "1627 metres" and substitute "1192 metres";

On the Order map

- Amend notation used to depict section A-B from bridleway to byway open to all traffic;
- Delete the section shown as byway open to all traffic between point B and Woodside Farm at point X.

Any queries relating to this Order should be referred to David Bourton at The Planning Inspectorate, Rights of Way Section, Room 3A Eagle Wing, Temple Quay House, 2 The Square, Temple Quay, Bristol, BS1 6PN. Telephone: 0303 444 5240. Email: david.bourton@pins.gsi.gov.uk. Please quote reference number ROW/3177165M1 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 Derbyshire County Council, County Hall, Matlock, Derbyshire, DE4 3AG by prior appointment, Monday to Friday during normal office opening times (9:00 a.m. to 5:00 p.m.) – Telephone 01629 538 465.

Timetable for sending in statements of case

Within 8 weeks of the start date [by 19 December 2018]

The Order Making Authority, the applicant and everyone who has made an objection or representation following the proposed modifications and anyone who wishes to give evidence at the Hearing must ensure their statement of case¹ is received by the Secretary of State. As soon as possible after receiving it the Secretary of State will send a full copy 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 everyone who has made an objection or representation following the proposed modifications, the applicant and anyone else who has previously written to us in respect of the Order.

All parties must keep to the timetable set out above and ensure that statements of case 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

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 hearing.