

NOTICE OF ORDER

HIGHWAYS ACT 1980 SECTION 118A

Leicestershire County Council
Public Bridleway I20 (Part) Parish of Barrow upon Soar
Rail Crossing Extinguishment 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 13 December 2018

Consideration of the Order will take the form of a public local inquiry. The Inquiry will be held at **Guthlaxton Committee Room, Leicestershire County Council, County Hall, Glenfield, Leicestershire LE3 8RA** on **Tuesday 4 June 2019** at **10.00am**.

The effect of the Order, if confirmed without modifications, will be to extinguish the part of Bridleway 120 which extends from a point situated at a junction with Sileby Road at Grid Reference 45839 31689 in generally north easterly, north-north-easterly and north easterly directions over the railway line for a total distance of approximately 100 metres to a point situated at a junction with Footpath 124 on the north side of Mountsorrel Railway Crossing at Grid Reference 45845 31696 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 Please quote reference number ROW/3209333 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 Room 200, County Hall, Glenfield, Leicester LE2 8RA during normal office opening hours. Telephone: 0116 3055782.

As Leicestershire County Council has indicated that they will not be supporting the order the Inquiry, the case will be presented by Network Rail. Network Rail will be expected to adhere to the following timetable as if they were the Council.

Timetable for sending in statements of case and proofs of evidence

Within 8 weeks of the start date by [by 7 February 2019]

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 21 March 2019]

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 7 May 2019]

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).

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

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.

LEICESTERSHIRE COUNTY COUNCIL

SECTION 118A - HIGHWAYS ACT 1980

PUBLIC BRIDLEWAY I20 (PART)

PARISH OF BARROW UPON SOAR

RAIL CROSSING EXTINGUISHMENT ORDER 2017

LEICESTERSHIRE COUNTY COUNCIL

SECTION 118A - HIGHWAYS ACT 1980

PUBLIC BRIDLEWAY I20 (PART)

PARISH OF BARROW UPON SOAR

RAIL CROSSING EXTINGUISHMENT ORDER 2017

This Order is made by Leicestershire County Council under Section 118A of the Highways Act 1980 (the "1980 Act").

The bridleway in the authority's area described below crosses a railway otherwise than by a tunnel or bridge.

It appears to the authority that it is expedient in the interests of the safety of the public using, or likely to use, the said bridleway that it should be stopped up.

Charnwood Borough Council has been consulted as required by Section 120(2) of the 1980 Act.

Plan No. 2340C attached to this Order shows alternative highways available to the public.

BY THIS ORDER:

1. The public right of way over the land situate in the Parish of Barrow upon Soar and shown by a continuous bold line on the map contained in this Order and

described in the schedule hereto, shall be extinguished at the expiration of 30 days from the date of confirmation of this Order.

2. Notwithstanding anything contained in paragraph 1 of this Order where immediately before the date on which the public right of way referred to therein is extinguished in pursuance of this Order, there is apparatus on, under or over the right of way belonging to statutory undertakers, for the purpose of carrying on their undertaking, the undertakers shall continue to have the same rights in respect of the apparatus as they then had.

3. This Order may be cited as the "Leicestershire County Council (Public Bridleway I20 (Part), Parish of Barrow upon Soar) Rail Crossing Extinguishment Order 2017".

SCHEDULE

DESCRIPTION OF SITE OF EXISTING BRIDLEWAY TO BE EXTINGUISHED

The section of Bridleway I20 in the Parish of Barrow upon Soar and the Borough of Charnwood shown as a continuous bold line on Plan No. 2340 which extends from point 'A' on the plan situated at the junction with Sibley Road at Grid Reference 45839 31689 in generally north easterly, north-north-easterly and north easterly directions for a total distance of approximately 100 metres to point 'B' on the plan situated at the junction with Footpath I24 on the north side of Mountsorrel Railway Crossing at Grid Reference 45845 31696. (A-B as indicated on the Order Plan).

THE COMMON SEAL of THE LEICESTERSHIRE)
COUNTY COUNCIL was hereunto affixed)
this 4th day of December 2017 in the presence of:-)

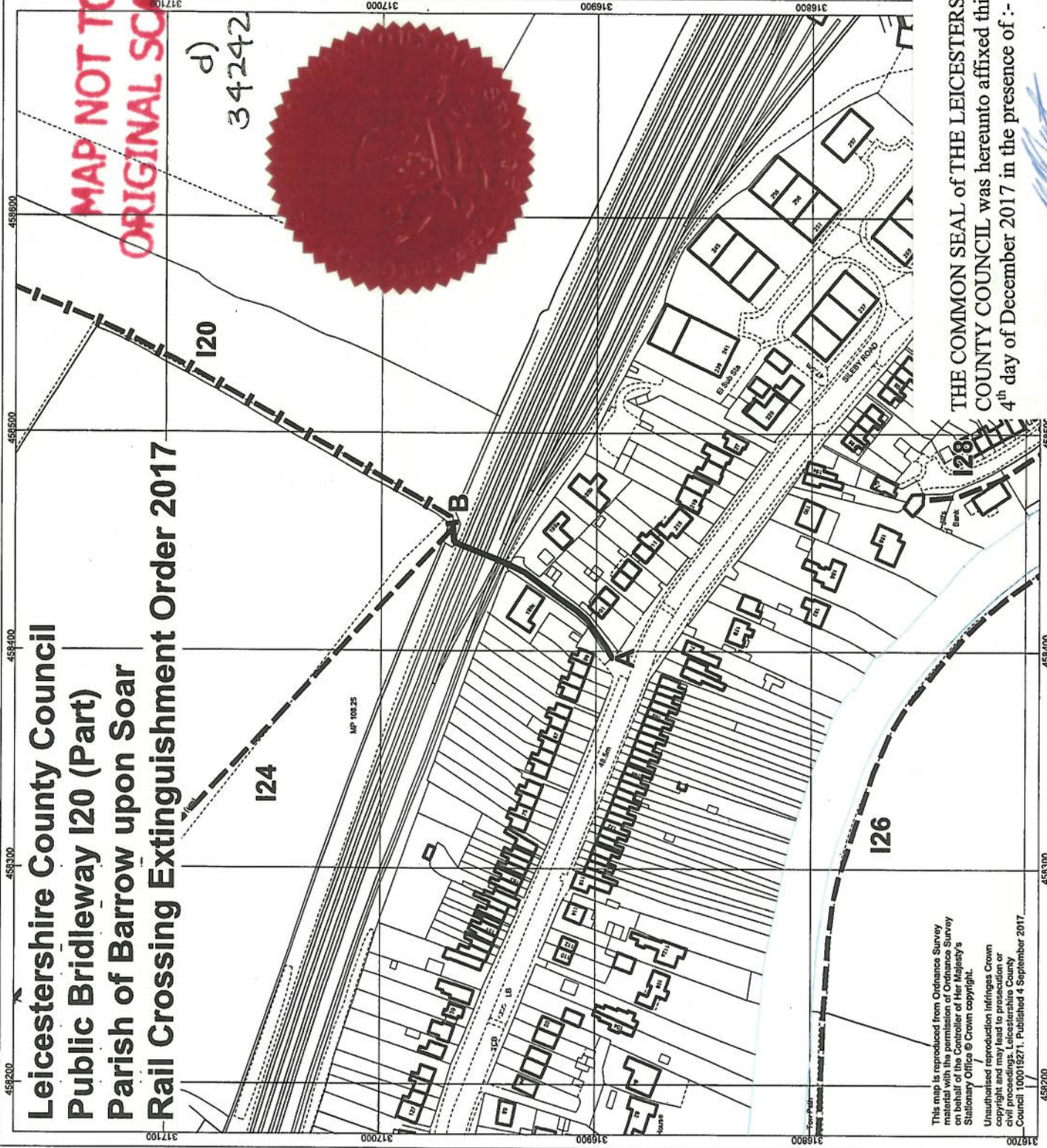
Authorised Officer



**Leicestershire County Council
Public Bridleway I20 (Part)
Parish of Barrow upon Soar
Rail Crossing Extinguishment Order 2017**

MAP NOT TO ORIGINAL SCALE

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34242



Location Plan



Key

- Public Bridleway Proposed to be Extinguished (A-B)
- Unaffected Public Bridleway
- Unaffected Public Footpaths

Environment & Transport Department,
County Hall, Glenfield,
Leicestershire LE3 8RJ
email footpaths@leics.gov.uk
Phil Crossland, Director



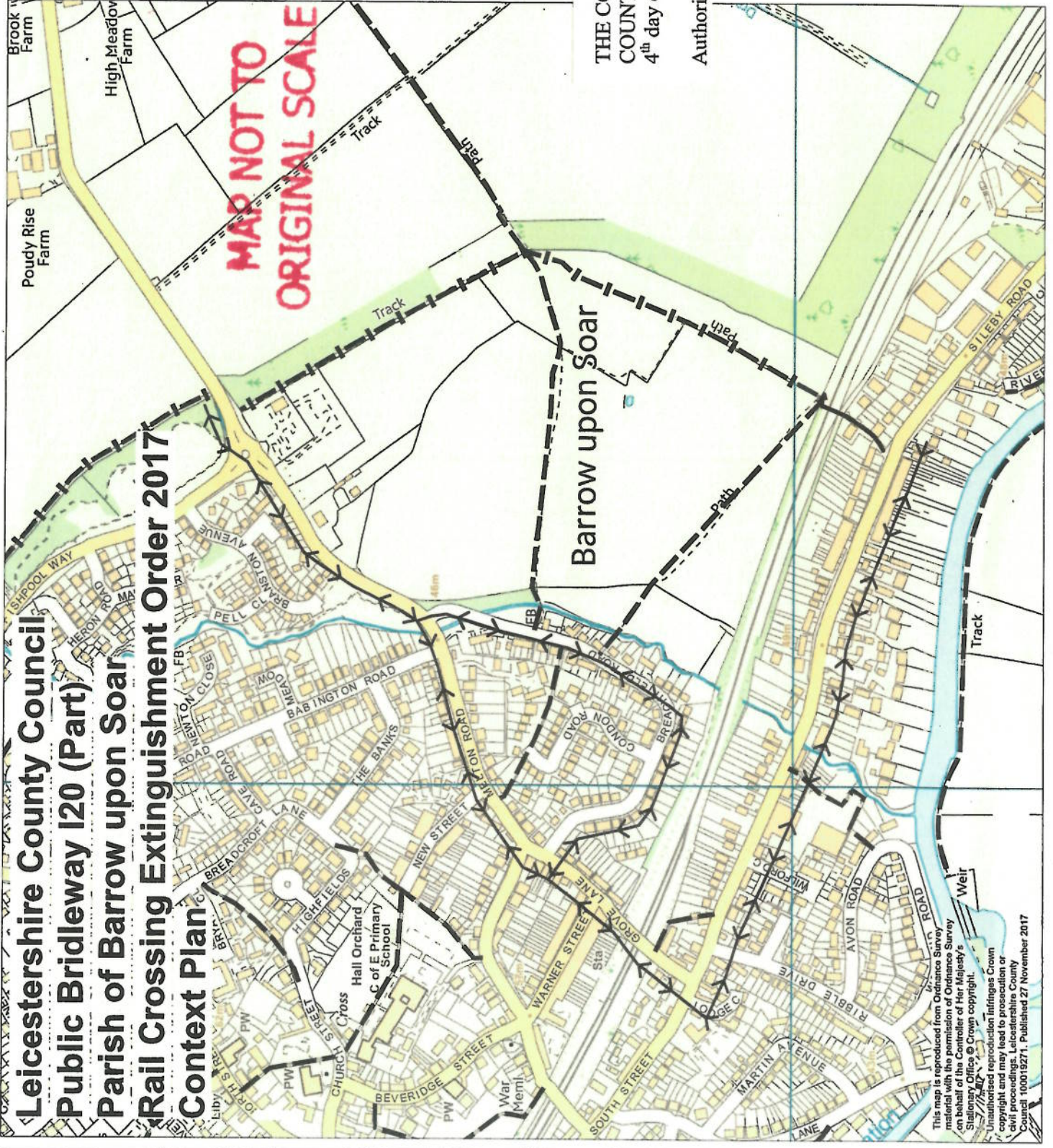
Plan No.2340
Scale 1:2500

THE COMMON SEAL OF THE LEICESTERSHIRE COUNTY COUNCIL was hereunto affixed this 4th day of December 2017 in the presence of :-

Authorised Officer

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**Leicestershire County Council
Public Bridleway I20 (Part)
Parish of Barrow upon Soar
Rail Crossing Extinguishment Order 2017
Context Plan**



Key

- Existing Public Footpaths
- Existing Public Bridleways
- Bridleway to be Extinguished
- Alternative Routes via Existing Highways for Equestrians, Cyclists and Pedestrians

(2)
34242



THE COMMON SEAL OF THE LEICESTERSHIRE COUNTY COUNCIL was hereunto affixed this 4th day of December 2017 in the presence of :-

Authorised Officer
Environment & Transport Department,
County Hall, Glenfield,
Leicestershire LE3 8RJ
email footpaths@leics.gov.uk
Director Phil Crossland



Plan No.2340C
Scale 1:6000

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