

NOTICE OF PROPOSAL TO MODIFY DEFINITIVE MAP ORDER

WILDLIFE AND COUNTRYSIDE ACT 1981

Notice is hereby given pursuant to paragraph 8(2) of Schedule 15 to the Wildlife and Countryside Act 1981 that the Inspector appointed by the Secretary of State for Environment, Food and Rural Affairs to determine the Surrey County Council Restricted Byway No. 41 (Walton and Weybridge) Definitive Map Modification Order 2016 proposes to modify the Order by providing for the following modifications:

- At Part I of the Schedule to the Order from line 2 delete '*A*' (*Grid Ref. 510548 163701*) *its junction with Burwood Road and proceeding along Turners Lane in a generally south easterly direction past point*' and insert after '*(Grid Ref. 510695 163376)*' *'on Turners Lane 350 metres south-south east of its junction with Burwood Road and proceeding along Turners Lane for 403 metres'*.
- At Part I of the Schedule to the Order at line 5 delete '*C1*' and insert '*Ci*', at line 6 delete '*A*' and insert '*B*', delete '*1491m*' and insert '*1141m*' and at line 7 delete '*A*' and '*B*' of *5.0-14.4m, between*'.
- At Part II of the Schedule to the Order after '*FROM*' insert '*a point on Turners Lane 350m south-south east of*' and delete '*opposite no. 86 in a south easterly direction*'. Further, delete from line 3 '*5.0-14.4m, Occupation road, 5.0-14.4m, Concrete/Earth/Grass*'.
- Delete from the Order map references to point A, delete '*753*' and insert '*403*'. Delete the broken line and small arrowheads between points A and B.

A copy of the Order as submitted and a copy of the Order showing the proposed modification together with the Inspector's Order decision dated 22 January 2019 have been deposited at Countryside Access, Surrey County Council, Mellow Depot, Mellow Lane, Guildford, GU4 7BQ (tel. 020 8541 9245), and may be inspected free of charge during normal working hours.

Any representation or objection with respect to the proposed modification may be sent in writing to Clive Richards, Rights of Way Section, 3A Eagle Wing, Temple Quay House, 2 The Square, Temple Quay, Bristol BS1 6PN, telephone 0303 444 5502, quoting reference ROW/3194376M, between 1 March 2019 and 29 March 2019 and must state the grounds on which it is made. It should be noted that any such representation or objection may be made available for viewing by interested parties at the council offices on request.

Dated this 1st day of March 2019.

MODIFICATION ORDER
WILDLIFE AND COUNTRYSIDE ACT 1981
THE SURREY COUNTY COUNCIL REVISED RIGHTS OF WAY MAP IN DEFINITIVE FORM
AND THE SURREY COUNTY COUNCIL PUBLIC RIGHTS OF WAY DEFINITIVE
STATEMENT
THE SURREY COUNTY COUNCIL RESTRICTED BYWAY NO. 41 (WALTON AND
WEYBRIDGE) DEFINITIVE MAP MODIFICATION ORDER 2016

This Order is made by Surrey County Council under Section 53(2)(b) of the Wildlife and Countryside Act 1981 ("the Act") because it appears to that authority that the Surrey County Council Revised Rights of Way Map in Definitive Form and the Surrey County Council Public Rights of Way Definitive Statement require modification in consequence of the occurrence of an event specified in section 53(3)(c)(i), namely;

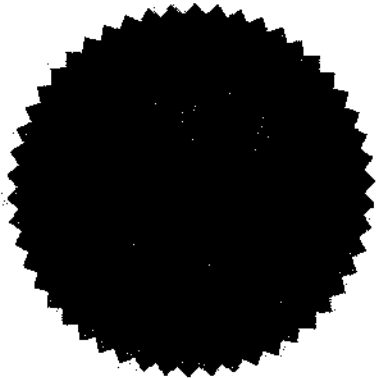
The discovery by the authority of evidence which (when considered with all other relevant evidence available to them) shows – that a right of way which is not shown in the map and statement subsists or is reasonably alleged to subsist over land in the area to which the map relates, being a right of way to which this part applies;

The authority has consulted with every local authority whose area includes the land to which the Order relates;

Surrey County Council hereby order that:-

- 1 FOR the purposes of this Order the relevant date is 17 March 2016 _____
- 2 THE Surrey County Council Revised Rights of Way Map in Definitive Form and the Surrey County Council Public Rights of Way Definitive Statement shall be modified as described in Part I and Part II of the Schedule and shown on the map attached to this Order _____
- 3 THE Order shall take effect on the date it is confirmed and may be cited as the Surrey County Council Restricted Byway No. 41 (Walton and Weybridge) Definitive Map Modification Order 2016. _____

Janna Makini
EXECUTED AS A DEED by)
affixing THE COMMON SEAL of)
SURREY COUNTY COUNCIL in)
the presence of and attested by)
on 17 March 2016 in the presence of :-)



Director of Legal, Democratic and Cultural Services/Authorised Signatory

SCHEDULE

Part I

Modification of Definitive Map

Description of path or way to be added

Restricted Byway No. 41 (Walton and Weybridge) in the Borough of Elmbridge, shown as a broken line and small arrowheads on Drawing No. 3/1/78/H22, commencing at point 'A' (Grid Ref. 510548 163701), its junction with Burwood Road and proceeding along Turners Lane in a generally south-easterly direction past point 'B' (Grid Ref. 510695 163376) to point 'C' (Grid ref. 510862 163017) for 753 metres, where it turns in a generally north-easterly direction along Burhill Road past point 'Ci' (Grid. Ref 511090 163084) to point 'D' (Grid Ref. 511422 163422) for 738 metres. The total distance 'A'-'D' is ~~1491m~~ ^{1491m} with a width varying between 'A' and 'B' of 5.0-14.4m, between 'B' and 'C' of 4.2-5.6m, between 'C' and 'Ci' of 4.5-5.0m and between 'Ci' and 'D' of 5.0-9.5m.

* on Turners Lane 350 metres south-south east of its junction with Burwood Road and proceeding along Turners Lane for 403 metres

Part II

Modification of Definitive Statement

Variation of particulars of path or way

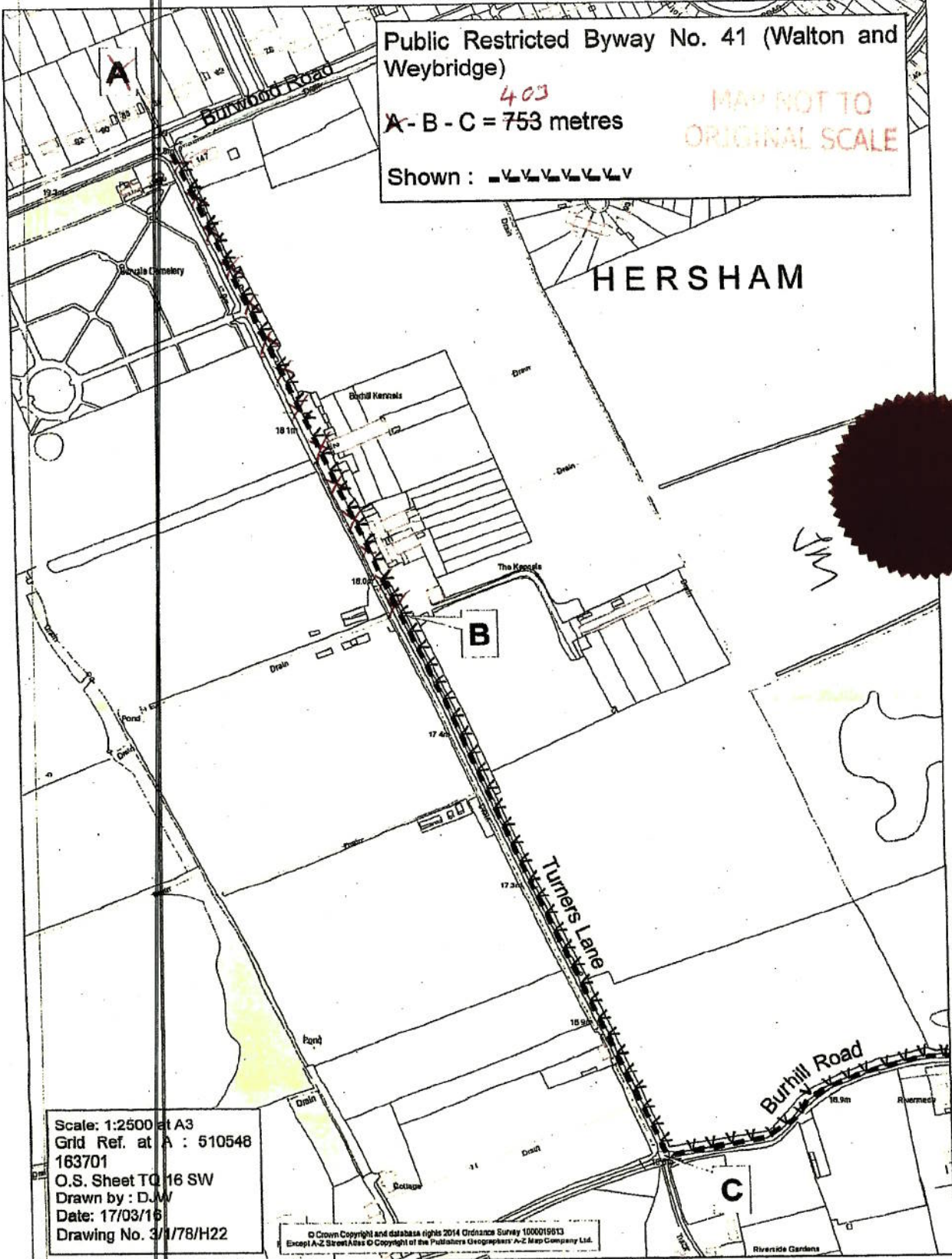
R/W No.	Status and Width	Description (Limitations in bold)	Width Fence to Fence	Condition or Surface	Remarks	Map No.
41	RB	<i>a point on Turners Lane 350 m south-south east of</i> FROM Burwood Road opposite no. 86 in a south-easterly direction:-			Map Modification Order 2016	TQ 16
	5.0-14.4m	Occupation road	5.0-14.4m	Concrete/Earth/Grass	Known as Turners Lane	
	4.2-5.6m	Occupation road	4.2-5.6m	Rough metal/Earth/Grass		
		Turns in north-easterly direction				
	4.5m-5.0m	Occupation road	4.5m-5.0m	Rough metal/Grass	Known as Burhill Road	
	5.0m-9.5m	Occupation road	5.0m-9.5m	Metalled/Grass		
		To its junction with the Access Road to Southwood Manor Farm.				

Public Restricted Byway No. 41 (Walton and Weybridge)

A - B - C = 753 metres

MAP NOT TO ORIGINAL SCALE

Shown : 



HERSHAM

Scale: 1:2500 at A3
Grid Ref. at A : 510548
163701
O.S. Sheet TQ 16 SW
Drawn by : D.W
Date: 17/03/16
Drawing No. 3/178/H22

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WILDLIFE AND COUNTRYSIDE ACT 1981
MAP MODIFICATION ORDER
BOROUGH OF ELMBRIDGE
WALTON AND WEYBRIDGE



DATED 17 MARCH 2016

WILDLIFE AND COUNTRYSIDE ACT 1981
SECTION 53

THE SURREY COUNTY COUNCIL
REVISED RIGHTS OF WAY MAP
AND STATEMENT IN DEFINITIVE FORM

THE SURREY COUNTY COUNCIL
RESTRICTED BYWAY NO. 41
(WALTON AND WEYBRIDGE)
DEFINITIVE MAP MODIFICATION
ORDER 2016

SM/DW/CP549

No. in sealing
register

15290 - 15295

Ordered to
be sealed

ELM BRIDGE LOCAL COMMITTEE

7 DECEMBER 2015.

Surrey County Council