

NOTICE OF ORDER HIGHWAYS ACT 1980 - S119

The East Riding Of Yorkshire Council
(Beswick Bridleway Nos. 4 and 6, Footpath Nos. 6, 13, and 15)
Public Path Diversion and Definitive Map and Statement 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 **27 May 2019**.

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 DIVERT**:-

- a) the full length and width of Beswick Bridleway No.6 commencing on Middleton Road at Grid Reference SE 9959 4939 and leading south-westerly for some 535 metres to Grid Reference SE 9925 4898;
- b) the full width of a section of Beswick Footpath No. 13 commencing on Middleton Road at Grid Reference SE 9959 4939 and leading westerly for some 335 metres to Grid Reference SE 9926 4937;
- c) the full width of a section of Beswick Footpath No. 15 commencing at Grid Reference SE 9926 4937 and leading southerly for some 395 metres to Grid Reference SE 9925 4898;

TO THE FOLLOWING LINES

- d) a bridleway some 840 metres in length commencing on Middleton Road some 105 metres from its junction with Church Lane at Grid Reference SE 9961 4939 and leading southerly for some 505 metres then west-north-westerly for some 335 metres to join Beswick Bridleway No.4;
- e) a footpath some 290 metres in length commencing on the new bridleway at Grid Reference SE 9961 4939 and leading westerly then north-westerly to join Beswick Footpath No. 15 at Grid Reference SE 9935 4949;
- f) a footpath in the parish of Beswick some 402 metres in length commencing on the existing footpath at Grid Reference SE 9926 4937 and leading southerly for some 390 metres to Grid Reference SE 9924 4898 then turning easterly for some 12 metres to join the new bridleway at Grid Reference SE 9925 4898; As shown on the Order map.

Any queries relating to this Order should be referred to Clive Richards at The Planning Inspectorate, Rights of Way Section, 3A Eagle Wing, Temple Quay House, 2 The Square, Temple Quay, Bristol, BS1 6PN. Telephone: 0303 444 5502. Email: clive.richards@planninginspectorate.gov.uk Please quote reference number ROW/3221279 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 the Beverley Customer Service Centre, Cross Street, Beverley HU17 9BA and at the Driffield Customer Service

Timetable for sending in statements of case and comments

Within 2 weeks of the start date [by 10 June 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, the applicant and any other person who has written to us in respect of the Order.

Within 8 weeks of the start date [by 22 July 2019]

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 02 September 2019]

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(s) 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.

DATED this 23rd day of September 2017

**PUBLIC PATH DIVERSION AND
DEFINITIVE MAP AND STATEMENT
MODIFICATION ORDER**

**HIGHWAYS ACT 1980
WILDLIFE AND COUNTRYSIDE ACT 1981**

THE EAST RIDING OF YORKSHIRE COUNCIL

**THE EAST RIDING OF YORKSHIRE COUNCIL
(BESWICK BRIDLEWAY NOS. 4 AND 6, FOOTPATH NOS. 6, 13 AND 15)
PUBLIC PATH DIVERSION AND DEFINITIVE
MAP AND STATEMENT MODIFICATION ORDER 2017**

Ref: DW/76526

PUBLIC PATH DIVERSION AND
DEFINITIVE MAP AND STATEMENT
MODIFICATION ORDER

HIGHWAYS ACT 1980
WILDLIFE AND COUNTRYSIDE ACT 1981

THE EAST RIDING OF YORKSHIRE COUNCIL

THE EAST RIDING OF YORKSHIRE COUNCIL
(BESWICK BRIDLEWAY NOS. 4 AND 6, FOOTPATH NOS. 6, 13 AND 15)
PUBLIC PATH DIVERSION AND DEFINITIVE
MAP AND STATEMENT MODIFICATION ORDER 2017

This Order is made by The East Riding of Yorkshire Council ("the Authority") under section 119 of the Highways Act 1980 ("the 1980 Act") because it appears to the Authority that in the interests of the owner of the land crossed by the bridleways and footpaths described in paragraph 1 of this Order it is expedient that the line of the ways should be diverted.

This Order is also made under section 53A(2) of the Wildlife and Countryside Act 1981 ("the 1981 Act") because it appears to the Authority that the Humberside County Council East Yorkshire Borough of Beverley Definitive Map and Statement of Public Rights of Way require modification in consequence of the occurrence of an event specified in section 53(3)(a)(i) of the 1981 Act, namely, the diversion (as authorised by this Order) of the highways shown or required to be shown in the map and statement.

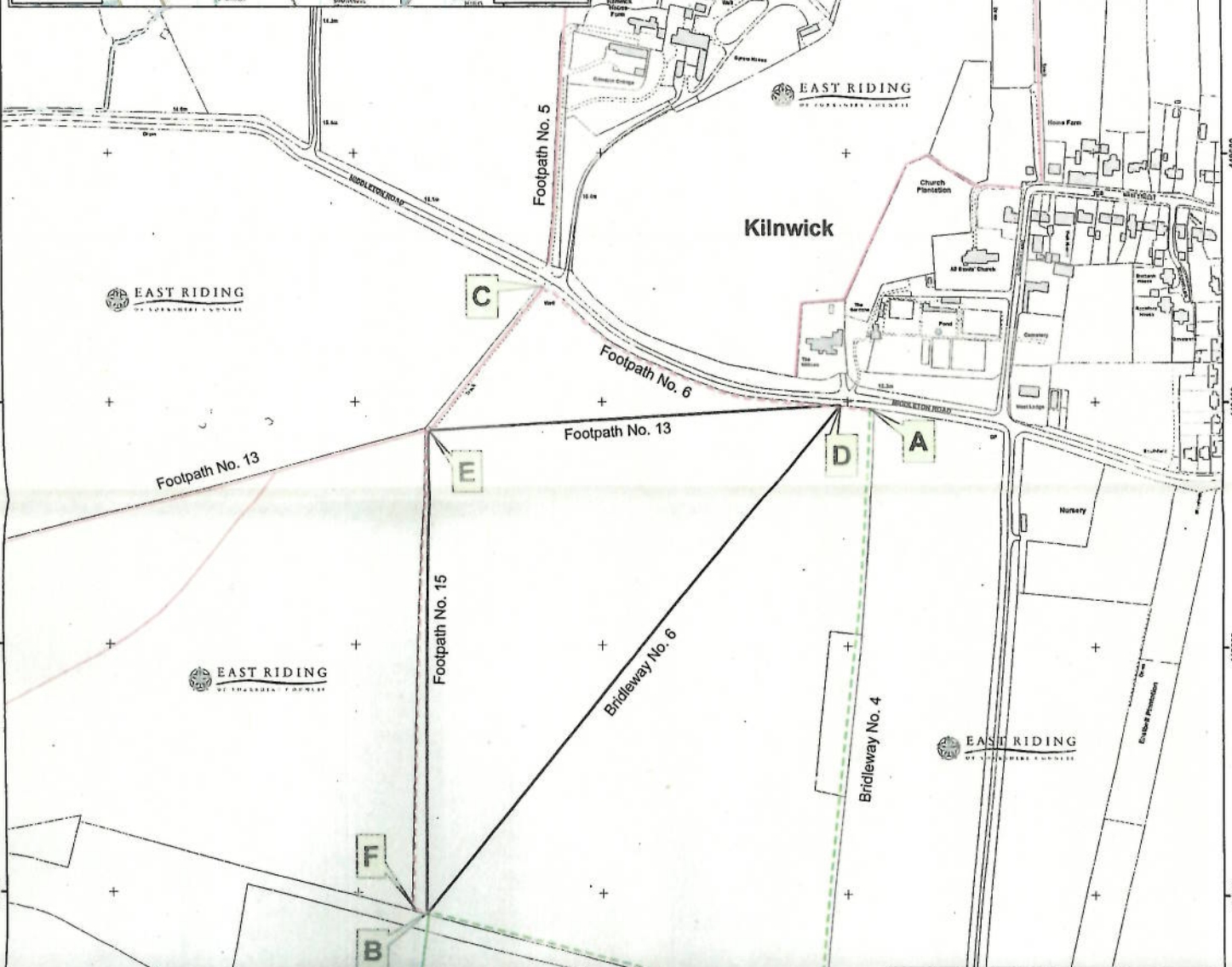
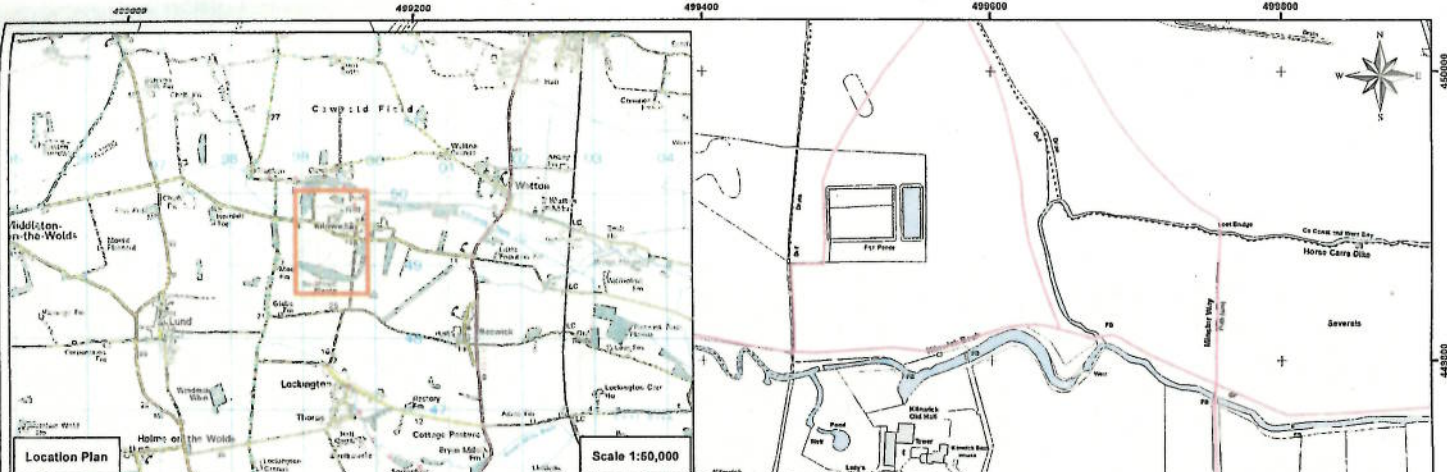
Beswick Parish Council have been consulted as required by section 120(2) of the 1980 Act.

BY THIS ORDER:

1. The public rights of way over the land situated at Beswick in the East Riding of Yorkshire and shown by bold continuous lines on the map contained in this Order and described in Part 1 of the Schedule to this Order shall be stopped up after seven (7) days from the date of confirmation of this Order and thereupon the

Humberside County Council East Yorkshire Borough of Beverley Definitive Map and Statement of Public Rights of Way shall be modified by deleting from it those public rights of way.

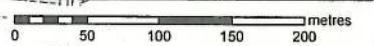
2. There shall at the end of seven (7) days from the date of confirmation of this Order be a public bridleway and public footpaths over the land situate at Beswick described in Part 2 of the Schedule and shown by a bold broken line on the Map contained in this Order and thereupon the Humberside County Council East Yorkshire Borough of Beverley Definitive Map and Statement of Public Rights of Way shall be modified by adding those ways to it.
3. The Humberside County Council East Yorkshire Borough of Beverley Definitive Statement of Public Rights of Way shall be modified as described in Part 4 of the Schedule to this Order.
4. The rights conferred on the public under this Order shall be subject to the limitations and conditions set out in Part 3 of the Schedule.
5. For the purposes of this Order the relevant date is the date upon which the Order comes into effect.



Legend

- Bridleway to be Added (A - B) (3.0m width)
- Footpath to be Added (A - C) (E - F - B) (1.5m width)
- Bridleway to be Extinguished (D - B)
- Footpath to be Extinguished (D - E) (E - B)
- Public Bridleway
- Public Footpath

MAP NOT TO ORIGINAL SCALE



EAST RIDING OF YORKSHIRE COUNCIL
 Property and Commercial Law Manager

EAST RIDING
 OF YORKSHIRE COUNCIL
Alan Menzies Planning and Economic Regeneration

TITLE
 The East Riding of Yorkshire Council
 (Beswick Bridleway Nos. 4 and 6, Footpath Nos. 6, 13 and 15)
 Public Path Diversion and Definitive Map and Statement Modification Order 2017

ORIGINAL SCALE	DATE	DRAWN	APPROVED	DRAWING NO.
1:2,500	Aug 2017	MD	GG	PER/DM/BESW/5786/PPDO/Drg03

DO NOT SCALE

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SCHEDULE

PART 1

DESCRIPTION OF SITE OF EXISTING PATH OR WAY

- a) The full length and width of Beswick Bridleway No. 6 commencing on Middleton Road at Grid Reference SE 9959 4939 (Point D on the Map) and leading south-westerly for some 535 metres to Grid Reference SE 9925 4898 (Point B on the Map).
- b) The full width of a section of Beswick Footpath No. 13 commencing on Middleton Road at Grid Reference SE 9959 4939 (Point D on the Map) and leading westerly for some 335 metres to Grid Reference SE 9926 4937 (Point E on the Map).
- c) The full width of a section of Beswick Footpath No. 15 commencing at Grid Reference SE 9926 4937 (Point E on the Map) and leading southerly for some 395 metres to Grid Reference SE 9925 4898 (Point B on the Map).

PART 2

DESCRIPTION OF SITE OF NEW PATH OR WAY

- d) A bridleway some 840 metres in length commencing on Middleton Road some 105 metres from its junction with Church Lane at Grid Reference SE 9961 4939 (Point A on the Map) and leading southerly for some 505 metres then west-north-westerly for some 335 metres to join Beswick Bridleway No. 4 at Grid Reference SE 9925 4898 (Point B on the Map).

The bridleway will have a width of 3.0 metres with a centre line 2.5 metres from the centre line of the hedge.

- e) A footpath some 290 metres in length commencing on the new bridleway at Grid Reference SE 9961 4939 (Point A on the Map) and leading westerly then north-westerly to join Beswick Footpath No. 15 at Grid Reference SE 9935 4949 (Point C on the Map).

The footpath will have a width of 1.5 metres with a centre line 1.5 metres from the bank top of the ditch.

- f) A footpath some 402 metres in length commencing on the existing footpath at Grid Reference SE 9926 4937 (Point E on the Map) and leading southerly for some 390 metres to Grid Reference SE 9924 4898 (Point F on the Map) then turning easterly for some 12 metres to join the new bridleway at Grid Reference SE 9925 4898 (Point B on the Map).

The footpath will have a width of 1.5 metres with a centre line 1.5 metres from the centre line of the hedge.

PART 3

LIMITATIONS AND CONDITIONS

There will be a pinch point of 1.5 metres at Grid Reference SE 9961 4939 (Point A on the Map).

PART 4

MODIFICATION OF DEFINITIVE STATEMENT
 VARIATION OF PARTICULARS OF PATH OR WAY

DELETIONS

In respect of the parish of Beswick the following statements shall be deleted:-

Map No.	Right of Way No.	Type	Position	Width	Remarks
SE 94 NE	4	B.R.	Commences on the Beswick Heads Road at a point about 450 metres east of Glebe Farm and leads northwards to the southern boundary of South Belt Plantation and then continues northerly through South Belt Plantation for some 166 metres to meet the southern end of Bridleway No. 6*	*3m	
SE 94 NE	6	B.R.	Commences on the south side of Kilnwick Lodge Road approximately 130 mts west of Church Lane and leads in a south westerly direction to the northern boundary of South Belt Plantation.		
SE 94 NE	13	F.P.	Commences on the road leading from Kilnwick to Horn Hill Top at Kilnwick and leads westwards to Bracken Lane at the north end of South Belt Plantation.		
SE 94 NE	15	F.P.	Commences on the road leading from Kilnwick to Horn Hill Top at a point west of Kilnwick village and leads southwards to the northern boundary of High Wood.		

ADDITIONS

And in respect of the parish of Beswick the following statements shall be added:-

Map No.	Right of Way No.	Type	Position	Width	Remarks
SE94NE	4	Br	Commences on Middleton Road some 105m west of Church Lane and leads southerly for some 505m then west-north-westerly for some 335m* <i>turns southerly through South Belt Plantation for 166m** then continues southerly to join Beswick Heads.</i>	*3.0m with a centre line 2.5m from the centre line of the hedge <i>**3.0m</i>	*1.5m pinch point at Grid Reference SE 9961 4939
SE94NE	6	Fp	Commences on Bridleway No.4 and leads westerly then north-westerly for some 290m to join Footpath No.15.	1.5m with a centre line 1.5m from the bank top	
SE94NE	13	Fp	Commences on the eastern side of Bracken Lane north of Southbelt Plantation and leads east-north-easterly to join Footpath No.15.		
SE94NE	15	Fp	Commences on Middleton Road opposite Footpath No.5 and leads south-westerly for some 152m <i>continues southerly for some 390m then easterly for some 12m to join Bridleway No.4.*</i>	<i>*1.5m with a centre line 1.5m from the centre line of the hedge.</i>	

GIVEN under the COMMON SEAL of The East Riding of Yorkshire Council this 23rd
day of October 2017

THE COMMON SEAL of The)
East Riding of Yorkshire Council)
was affixed in the presence of:-)



A handwritten signature in blue ink is located below the seal. The signature is stylized and appears to consist of several connected loops and strokes.

Property and Commercial
Law Manager