

# **NOTICE OF ORDER WILDLIFE AND COUNTRYSIDE ACT 1981 – SECTION 53**

Devon County Council  
(Bridleway No. 174, Sidmouth) Definitive Map Modification Order 2014

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 **17 July 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 modify the Definitive Map and Statement for the area by **adding** to them: **Bridleway No. 174, Sidmouth** from the end of the minor county road, Chelson Lane near Voggis Hill Farm at Harcombe (GR SY 1545 9084), along the lane and its continuation to a junction with the minor county road to Chelson (GR SY 1568 90882).

Any queries relating to this Order should be referred to Helen Sparks 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 5646. Email: [helen.sparks@planninginspectorate.gov.uk](mailto:helen.sparks@planninginspectorate.gov.uk) Please quote reference number ROW/3220610 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 offices of:

- Devon County Council, Public Rights of Way Section, ABG Lucombe House, County Hall, Exeter between the hours of 9am and 4pm, Monday to Friday;
- East Devon District Council, Knowle, Sidmouth, between the hours of 8.30am and 5pm, Monday to Friday; and
- Sidmouth Town Council at Woolcombe House, Woolcombe Lane, Sidmouth between the hours of 9am and 1pm, Monday to Friday

To arrange a viewing of the documents, please contact Mr Tom Green on Telephone Number 01392 383000.

## **Timetable for sending in statements of case and comments**

### **Within 2 weeks of the start date [by 31 July 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 11 September 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 23 October 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 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.

Notice of order for w/r

**DATED 3<sup>rd</sup> November 2014**

**WILDLIFE AND COUNTRYSIDE ACT 1981  
COUNTY OF DEVON DEFINITIVE MAP AND STATEMENT  
DEVON COUNTY COUNCIL  
(BRIDLEWAY No. 174, SIDMOUTH)  
DEFINITIVE MAP MODIFICATION ORDER 2014**

**County Solicitor  
Devon County Council  
County Hall  
Exeter  
Devon  
EX2 4QD**



**WILDLIFE AND COUNTRYSIDE ACT 1981**  
**COUNTY OF DEVON DEFINITIVE MAP AND STATEMENT**  
**DEVON COUNTY COUNCIL**  
**(BRIDLEWAY No. 174, SIDMOUTH)**  
**DEFINITIVE MAP MODIFICATION ORDER 2014**

This Order is made by Devon County Council under section 53(2)(b) of the Wildlife and Countryside Act 1981 ("the Act") because it appears to that authority that the County of Devon Definitive Map and 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 such that the land over which the right subsists is a public path.

The Authority has consulted with every local authority whose area includes the land to which the Order relates. The Devon County Council hereby order that:

1. For the purposes of this Order the relevant date is 19<sup>th</sup> June 2014
2. The County of Devon Definitive Map and Statement shall be modified as described in Parts I and II of the Schedule and shown on the map attached to the Order.
3. This Order shall take effect on the date it is confirmed and may be cited as the Devon County Council (Bridleway No. 174, Sidmouth) Definitive Map Modification Order 2014.

DATED this *third* day of *November* 2014

THE COMMON SEAL of the DEVON COUNTY )  
COUNCIL was hereunto affixed in the )  
presence of: - )



*[Signature]*  
A Duly Authorised Officer

DOCUMENT No. *45599*

## **SCHEDULE**

### **PART I**

#### **MODIFICATION OF DEFINITIVE MAP**

#### **DESCRIPTION OF WAY TO BE ADDED**

##### **Bridleway No. 174, Sidmouth**

This way is a bridleway. It is situated in the administrative district of East Devon and in the parish of Sidmouth, formerly in the parish of Sidbury. It starts from the end of the recorded maintainable minor county road, Chelson Lane, near Voggis Hill Farm at Harcombe, point C on plan no. HCW/PROW/14/99 (GR SY 1545 9084), proceeding east-northeastwards as a continuation of the lane turning generally eastwards to end at a junction with the minor surfaced county road to Chelson at point D (GR SY 1568 90882).

The length of the way to be added is approximately 250 metres with a width varying between 2.5 metres and 5 metres, as defined by the surfaced width of the lane and the unsurfaced track between the banks and hedges alongside the continuation of the lane.

The way is shown on the plan as a broken black line with cross-bars in the intervals.

### **PART II**

#### **MODIFICATION OF DEFINITIVE STATEMENT**

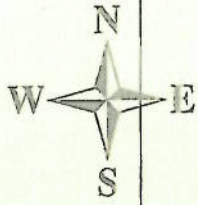
#### **VARIATION OF PARTICULARS OF WAY**

##### **Bridleway No. 174, Sidmouth**

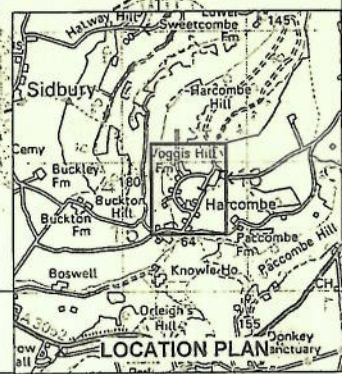
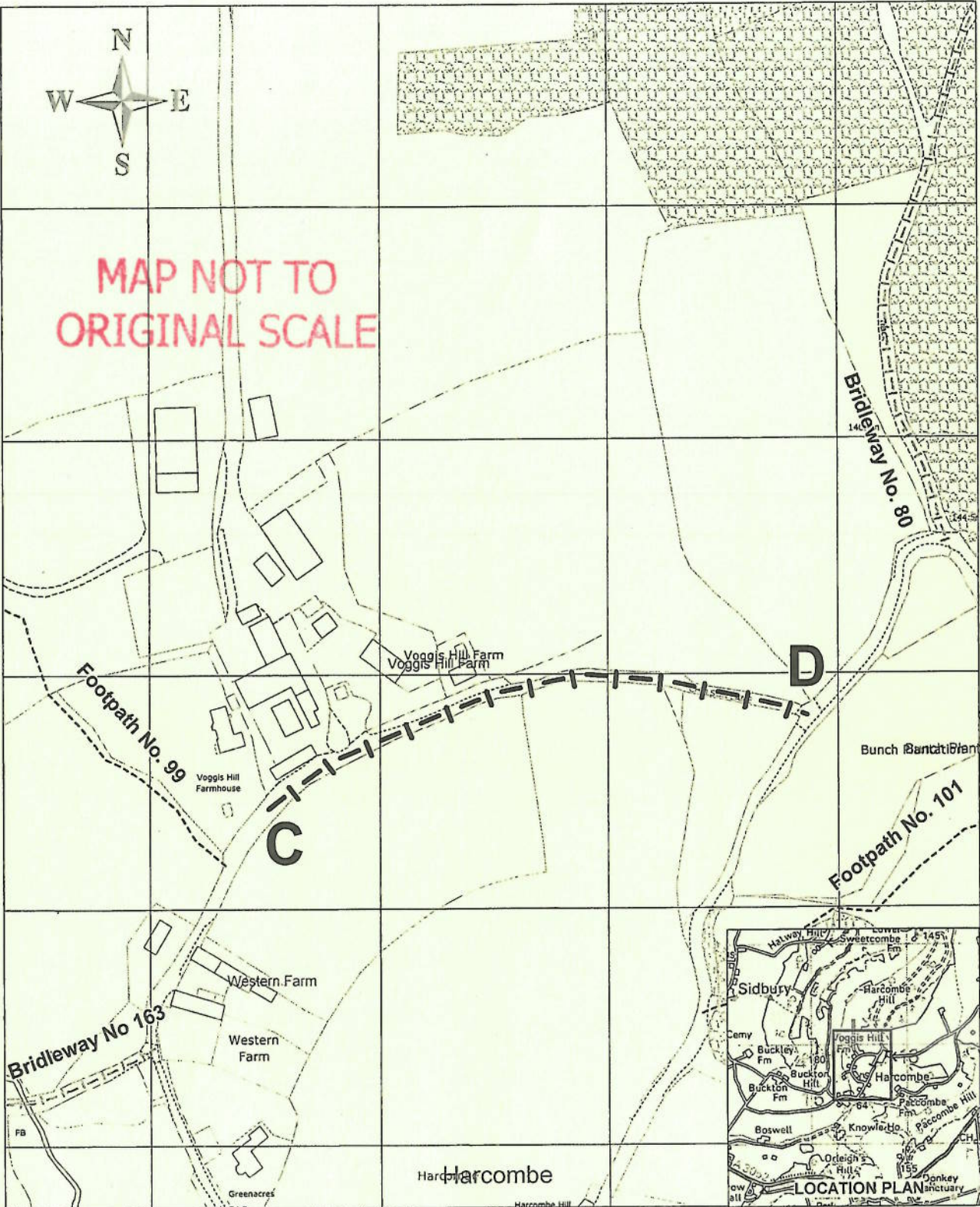
From: The end of Chelson Lane at Voggis Hill Farm

To: The minor county road to Chelson

The way is a Bridleway. It starts from the recorded end of the minor county road, Chelson Lane, near Voggis Hill Farm, Harcombe, proceeding east-northeastwards onto an unsurfaced continuation of the lane, turning generally eastwards to end at a junction with the minor surfaced county road to Chelson. It is approximately 250 metres long with a width varying between 2.5 metres and 5 metres, as defined by the surfaced width of the lane and the unsurfaced track between the banks and hedges alongside the continuation of the lane. It is partly surfaced with tarmac and concrete on the lane, then mainly stone, earth and grass on its continuation.



MAP NOT TO ORIGINAL SCALE






map ref SY1591/1590

Reproduced from Ordnance Survey mapping with the permission of the Controller of Her Majesty's Stationery Office © Crown copyright  
Unauthorised reproduction infringes Crown copyright and may lead to prosecution or civil proceedings. Licence No. 1000119783

**DEVON COUNTY COUNCIL**  
**Bridleway No. 174, Sidmouth)**  
**Definitive Map Modification Order 2014**

drawing number HCW/PROW/14/99  
 date Aug 2014  
 scale 1:2500  
 drawn by NSC

Notation

Bridleway to be added A - B (250 metres)   
 Existing footpaths   
 Existing bridleways 

**David Whitton**

HEAD OF HIGHWAYS, CAPITAL DEVELOPMENT & WASTE

