

NOTICE OF ORDER WILDLIFE AND COUNTRYSIDE ACT 1981 SECTION 53

Cheshire West and Chester Council
(Addition of Public Footpath No. 37 in the Parish of Beeston) 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 **11 June 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:

Footpath No 37, in the Parish of Beeston commencing on Moss Lane (C810) at OS grid reference SJ 55475 58344 and running in a generally north westerly direction for approximately 94 metres to its termination point on Footpath 19 at OS grid reference SJ 55398 58389.

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@planninginspectorate.gov.uk Please quote reference number ROW/3222595 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 Cheshire West & Chester Council, Public Rights of Way, Highways Office, Guilden Sutton Lane, Chester CH3 7EX during normal office hours (9:00am – 4:00pm). Telephone: 01606 271822

As Cheshire West and Chester Council have indicated that they will not be supporting the order, the order will be taken forward by Mr & Mrs Porter. They will be expected to adhere to the following timetable as if they were the Council.

Timetable for sending in statements of case and comments

Within 2 weeks of the start date [by 25 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 6 August 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 17 September 219]

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.

Notice of order for w/r

WILDLIFE AND COUNTRYSIDE ACT 1981

DEFINITIVE MAP AND STATEMENT FOR THE BOROUGH OF CHESHIRE WEST AND
CHESTER

The Cheshire West and Chester Borough Council (Addition of Public Footpath
No.37 in the parish of Beeston) Modification Order 2017

This Order is made by the Cheshire West and Chester Borough Council under Section 53 (2) (b) of the Wildlife and Countryside Act 1981 ("the Act") because it appears to that authority that the Definitive Map and Statement for the Borough of Cheshire West and Chester require modification in consequence of the occurrence of an event specified in;

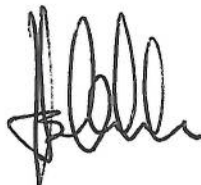
Section 53 (3)(c)(i), namely, the discovery by the authority of evidence which (when considered with all other relevant evidence available to them) shows that a right of way which is not shown in the map and statement subsists or is reasonably alleged to subsist over land in the area to which the map 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.

The Cheshire West and Chester Borough Council hereby order that:

1. For the purposes of this Order the relevant date is the 22 June 2017
2. The Definitive Map and Statement for The Borough of Cheshire West and Chester shall be modified as described in Parts I and II of the Schedule hereto 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 Cheshire West and Chester Borough Council (Addition of Public Footpath No. 37 in the parish of Beeston) Modification Order 2017"

THE COMMON SEAL OF CHESHIRE
COUNTY COUNCIL was affixed this
Twenty second of June
two thousand and seventeen
In the presence of:



Authorised Signatory

SCHEDULE

PART I

MODIFICATION OF THE DEFINITIVE MAP

Addition of path or way

Description of path to be added

Footpath No 37, Beeston

Footpath No 37, in the Parish of Beeston commencing on Moss Lane (C810) at OS grid reference SJ 55475 58344 (point A on Plan No MO/561A) and running in a generally north westerly direction for approximately 94 metres to its termination point on Footpath 19 at OS grid reference SJ 55398 58389 (point B on Plan No MO/561A)

Width 1 metres throughout

A total length of approximate 94 metres

SCHEDULE

PART II

MODIFICATION OF DEFINITIVE STATEMENT FOR CHESHIRE

RELEVANT DATE: 22 June 2017

PARISH: BEESTON **PATH NUMBER:** PUBLIC FOOTPATH No 37

GRID REFERENCE: From: SJ 55475 58344 To: SJ 55398 58389

DESCRIPTION:

Footpath No 37, in the Parish of Beeston commencing on Moss Lane (C810) at OS grid reference SJ 55475 58344 and running in a generally north westerly direction for approximately 94 metres to its termination point on Footpath 19 at OS grid reference SJ 55398 58389

APPROXIMATE LENGTH: 94 metres

WIDTHS: width 1 metres throughout

NATURE OF SURFACE: grass

SIGNS AND NOTICES: none

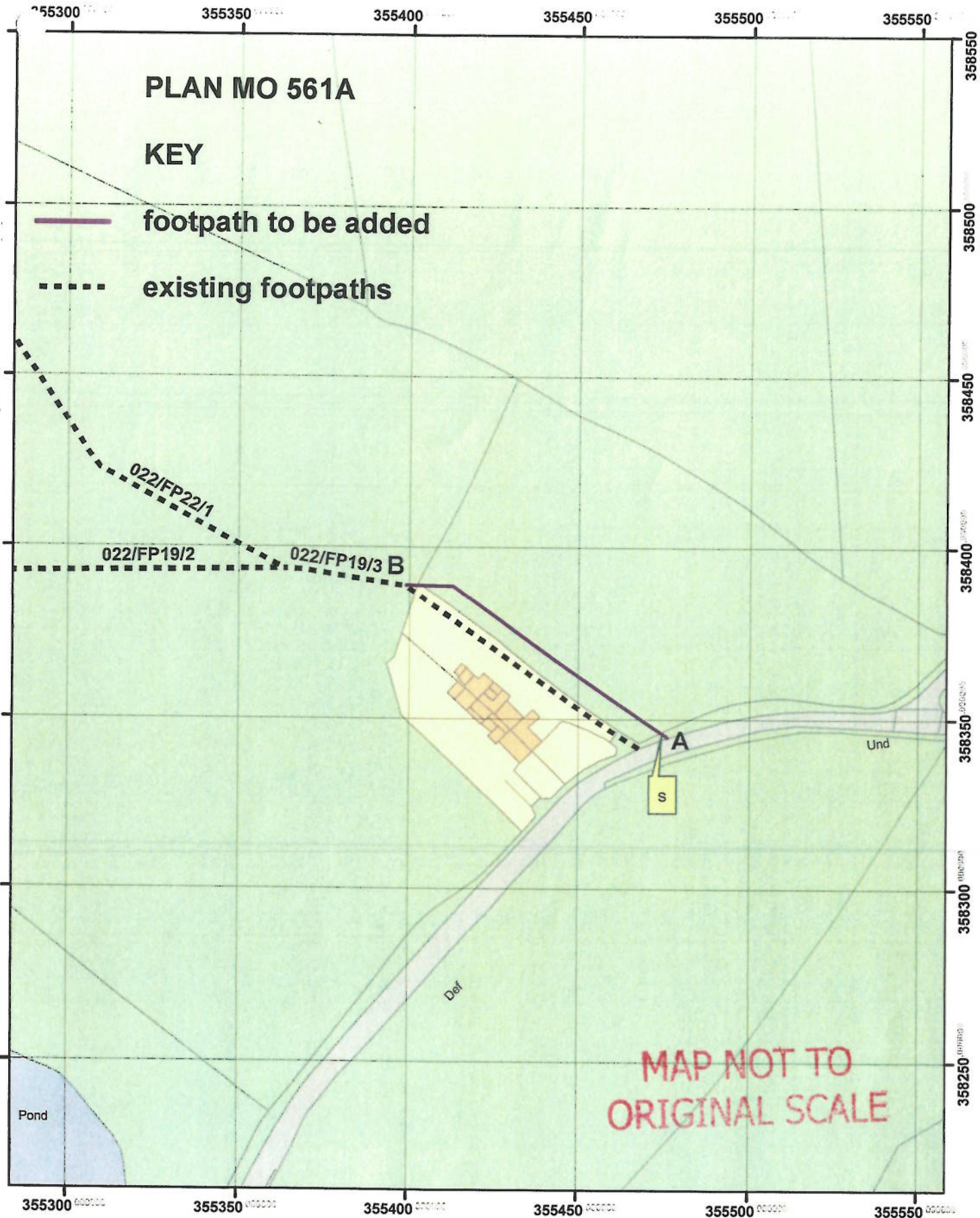
LIMITATIONS OR CONDITIONS OF USE:

Stile at OS grid reference SJ 55475 58344

OTHER PARTICULARS:

Added by "The Cheshire West and Chester Borough Council (Addition of Public Footpath No. 37 parish of Beeston) Modification Order 2017"

Order made on: 22 June 2017



Wildlife and Countryside Act 1981
The Cheshire West and Chester Borough Council
(Addition of Public Footpath No. 37 parish of Beeston)
Modification Order 2017



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