

NOTICE OF ORDER HIGHWAYS ACT 1980 SECTION 119

The Derbyshire County Council
Public Footpaths Nos. 20 & 21 (Parts) – Parish of Bradley)
Public Path Diversion Order 2018

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 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 **divert** the following sections of existing footpaths:

- the whole width of that part of Bradley Parish Public Footpath No. 20 commencing at Point A on Milldam Lane (Ordnance Survey Grid Reference SK 22278 45198) and proceeding in a generally easterly direction for approximately 170 metres to Point B beside Knoll Lodge (SK 22432 45178), then generally northerly for approximately 20 metres to Point C at junction with Footpath No. 21 (SK 22434 45197), a total distance of 190 metres or thereabouts;
- the whole width of that part of Bradley Parish Public Footpath No. 21 commencing at Point C and proceeding in a generally northerly then north-westerly direction for approximately 84 metres to Point D (SK 22413 45277), and;
- the whole width of that part of Bradley Parish Public Footpath No. 20 commencing at Point E (SK 22617 45082) and proceeding in a generally north-westerly direction for approximately 206 metres to Point F (SK 22451 45202), continuing generally westerly for approximately 18 metres to Point C, a total distance of 224 metres or thereabouts.

Onto the following new footpaths:

- a 2 metre wide footpath at Milldam Lane in Bradley Parish, surfaced in compacted stone, commencing from gap in fence at carriageway boundary at Point G (SK 22298 45240) and proceeding in a generally northerly direction for approximately 139 metres to junction with new path at Point H (SK 22319 45377);
- a 2 metre wide footpath at Milldam Lane in Bradley Parish, surfaced in compacted aggregate, commencing at carriageway boundary at Point H (SK 22318 45377), continuing eastward for approximately 6 metres to pedestrian gate at Point J (SK 22324 45376), continuing eastward for approximately 32

metres to culvert at Point K (SK 22357 45376), continuing eastward for approximately 40 metres to Point L (SK 22397 45375), turning south south-eastward for approximately 35 metres to gap at junction with Footpath No. 21 at Point M (SK 22405 45340), a total distance of 113 metres or thereabouts, and;

- a 2 metre wide naturally surfaced footpath east of Milldam Lane in Bradley Parish, commencing in field at Point E (SK 22617 45082) and proceeding north-westward for approximately 125 metres to pedestrian gate at Point N (SK 22532 45173), continuing north-westward for approximately 39 metres to gap at Point O (SK 22503 45200), continuing north-westward for approximately 89 metres to pedestrian gate at Point P (GR SK 22435 45257), continuing north-westward for approximately 31 metres to gap at Point D (SK 22413 45278), a total distance of 284 metres or thereabouts.

Any queries relating to this Order should be referred to Bethan Baldry 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 5722. Email: Bethan.Baldry@planninginspectorate.gov.uk. Please quote reference number ROW/3221219 on all correspondence.

Any person wishing to view the statements of case and other documents relating to this Order may do so by appointment during normal office opening times (9.00 am to 5 pm) at Derbyshire County Council, County Hall, Matlock, Derbyshire DE4 3AG. Contact: Ms Angela Greatorex, telephone 01629 538241.

Timetable for sending in statements of case and comments

Within 2 weeks of the start date [by 27 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 8 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 19 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 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 18 OCTOBER 2018

PUBLIC PATH DIVERSION ORDER

HIGHWAYS ACT 1980

THE DERBYSHIRE COUNTY COUNCIL

(PUBLIC FOOTPATHS NOS. 20 & 21 (PARTS) –

PARISH OF BRADLEY)

PUBLIC PATH DIVERSION ORDER 2018

**Case No: 74780
CAMS No: X4093**

**JANIE BERRY
DIRECTOR OF LEGAL SERVICES
COUNTY HALL
MATLOCK
DERBYSHIRE
DE4 3AG**

**PUBLIC PATH DIVERSION ORDER
HIGHWAYS ACT 1980**

**THE DERBYSHIRE COUNTY COUNCIL
(PUBLIC FOOTPATHS NOS. 20 & 21 (PARTS) – PARISH OF BRADLEY)
PUBLIC PATH DIVERSION ORDER 2018**

This order is made by the Derbyshire County 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 owners of the land crossed by the footpaths described in paragraph 1 of this order it is expedient that the lines of the paths should be diverted.

George Dutton Trading Limited of The Oaks, Moor Farm Road, Airfield Industrial Estate, Ashbourne, Derbyshire DE6 1HD has agreed to defray any compensation which becomes payable in consequence of the coming into force of this order and any expenses which are incurred in bringing the new site of the path into a fit condition for use by the public.

Derbyshire Dales District Council has been consulted as required by section 120(2) of the 1980 Act.

BY THIS ORDER:

1. The public rights of way over the land situate at Knoll Lodge in Bradley Parish 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 28 days from the date of confirmation of this order or on such date as the Authority certifies that the work required to be done to bring the new site of the path into a fit condition for use by the public has been carried out (whichever is the later).
2. There shall at the end of 28 days from the date of confirmation of this order be public footpaths over the land situate at Knoll Lodge in Bradley Parish described in Part 2 of the Schedule and shown by bold broken lines on the map contained in this order.
3. 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.

SCHEDULE

PART 1

Section as
indicated on
map
A-B-C

DESCRIPTION OF SITE OF EXISTING PATH OR WAY

The whole width of that part of Bradley Parish Public Footpath No. 20 commencing at Point A on Milldam Lane (Ordnance Survey Grid Reference SK 22278 45198) and proceeding in a generally easterly direction for approximately 170 metres to Point B beside Knoll Lodge (SK 22432 45178), then generally northerly for approximately 20 metres to Point C at junction with Footpath No. 21 (SK 22434 45197), a total distance of 190 metres or thereabouts.

C-D

The whole width of that part of Bradley Parish Public Footpath No. 21 commencing at Point C and proceeding in a generally northerly then north-westerly direction for approximately 84 metres to Point D (SK 22413 45277).

E-F-C

The whole width of that part of Bradley Parish Public Footpath No. 20 commencing at Point E (SK 22617 45082) and proceeding in a generally north-westerly direction for approximately 206 metres to Point F (SK 22451 45202), continuing generally westerly for approximately 18 metres to Point C, a total distance of 224 metres or thereabouts.

PART 2

Section as
indicated on
map
G-H

DESCRIPTION OF SITE OF NEW PATH OR WAY

A 2 metre wide footpath at Milldam Lane in Bradley Parish, surfaced in compacted stone, commencing from gap in fence at carriageway boundary at Point G (SK 22298 45240) and proceeding in a generally northerly direction for approximately 139 metres to junction with new path at Point H (SK 22319 45377).

H-J-K-L-M

A 2 metre wide footpath at Milldam Lane in Bradley Parish, surfaced in compacted aggregate, commencing at carriageway boundary at Point H (SK 22318 45377), continuing eastward for approximately 6 metres to pedestrian gate at Point J (SK 22324 45376), continuing eastward for approximately 32 metres to culvert at Point K (SK 22357 45376), continuing eastward for approximately 40 metres to Point L (SK 22397 45375), turning south south-eastward for approximately 35 metres to gap at junction with Footpath No. 21 at Point M (SK 22405 45340), a total distance of 113 metres or thereabouts.

E-N-O-P-D

A 2 metre wide naturally surfaced footpath east of Milldam Lane in Bradley Parish, commencing in field at Point E (SK 22617 45082) and proceeding north-westward for approximately 125 metres to pedestrian gate at Point N (SK 22532 45173), continuing north-westward for approximately 39 metres to gap at Point O (SK 22503 45200), continuing north-westward for approximately 89 metres to pedestrian gate at Point P (GR SK 22435 45257), continuing north-westward for approximately 31 metres to gap at Point D (SK 22413 45278), a total distance of 284 metres or thereabouts.

PART 3

LIMITATIONS AND CONDITIONS

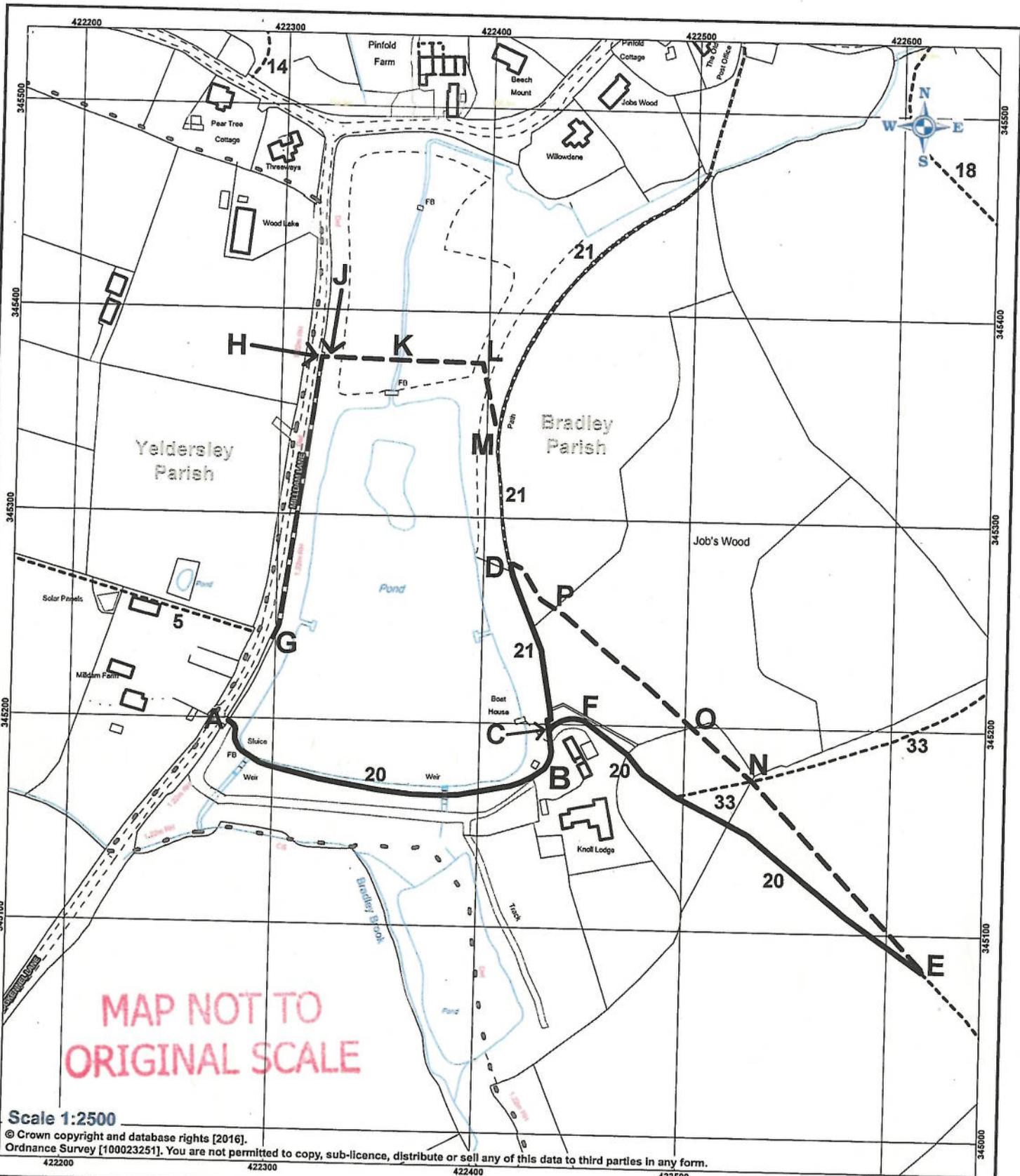
Pedestrian gates compliant with the British Standard 5709: 2018 located at Points J, N and P as shown on the order map. Gaps at least 1.1 metres wide compliant with the British Standard 5709: 2018 located at Points G, H, M, O and D as shown on the order map.

THE COMMON SEAL of the Derbyshire)
County Council was hereunto affixed)
this 18th day of October)
Two Thousand and Eighteen)
in the presence of:-)

Aimee Khan
M Director of Legal Services

Number in Seal
Book

2018/824



MAP NOT TO ORIGINAL SCALE

Scale 1:2500

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Ref: TE/DM/X4093/Order/2018



DERBYSHIRE
County Council

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 Strategic Director
 Economy, Transport & Environment
 Derbyshire County Council
 Shand House
 Dale Road South
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 DE4 3RY

Produced by Public Rights of Way on 12 October 2018

Highways Act 1980, Section 119

The Derbyshire County Council
 (Public Footpaths Nos. 20 & 21 (Parts) -
 Parish of Bradley)
 Public Path Diversion Order 2018

Key:

- Footpaths to be diverted 
- Alternative footpaths 
- Other footpaths 
- Parish boundary 

