

NOTICE OF ORDER

WILDLIFE AND COUNTRYSIDE ACT 1981

SECTION 53

Derbyshire County Council
Footpath from the junction of Hyde Bank Road and St Georges Road to
Public Bridleway 180 - New Mills) Modification Order 2012

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 6 March 2019.

Consideration of the Order will take the form of a public local inquiry.

The inquiry will be held at **New Mills Town Hall, Springbank, New Mills, High Peak, Derbyshire SK22 4AT** on **6 August 2019** at 10.00am.

The effect of the Order, if confirmed without modifications, will be to modify the definitive map and statement for the County of Derbyshire for New Mills by adding to them a footpath in New Mills from Point A on the Order map (Ordnance Survey Grid Reference ('GR') SK 0020 8586) at the junction of Hyde Bank Road and St Georges Road, proceeding in a generally east, north easterly direction passing the southern boundary of Salem Cottages to Point B on the Order Map (GR SK 0030 8588). Then proceeding in a generally north easterly direction crossing land to the east of the River Sett and finally turning in a south easterly direction to junction with Bridleway No. 180 on the Sett Valley Trail at Point C on the Order Map (GR SK 0046 8601), with an overall distance of 314 metres or thereabouts and an approximate width of 2 metres.

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/3201724 on all correspondence.

Any person wishing to view the statements of case and other documents relating to this Order may do so by prior appointment during normal office opening times (Monday to Friday 9.00am to 5.00pm) at Derbyshire County Council, County Offices, Matlock, Derbyshire DE4 3AG. Contact point: Ms Angela Greatorex, telephone: 01629 538241.

Timetable for sending in statements of case and proofs of evidence

Within 8 weeks of the start date [by 1 May 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 and the applicant and any other person who has written to us in respect of the Order.

Within 14 weeks of the start date [by 12 June 2019]

Everyone who has made an objection or representation and anyone who wishes to give evidence at the Inquiry must ensure their statement of case¹ 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 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 (excluding copies of any supporting documents - these will be available to view at the Authority's offices).

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, the 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).

4 weeks before the date of the inquiry [by 9 July 2019]

The Authority, everyone who has made an objection or representation, the applicant (if applicable) and anyone who wishes to give evidence at the Inquiry must ensure their proof of evidence (together with any summary) is received by the Secretary of State. As soon as possible after the deadline, the Secretary of State will send copies of:

- i) the Authority's proof of evidence to everyone who has made an objection or representation, the applicant and anyone who has submitted a statement of case (excluding copies of any supporting documents - although none should be submitted with a proof of evidence);
- ii) the applicant's proof of evidence to the Authority, everyone who has made an objection or representation and anyone else who has

¹ If you wish to make a legal submission, this should be submitted at the same time as your statement of case. Otherwise legal submissions will have to be submitted in writing on the day of the inquiry.

submitted a statement of case (excluding copies of any supporting documents – although none should be submitted with a proof of evidence); and

- iii) all other proofs of evidence to the Authority, the applicant, everyone who has made an objection or representation and anyone else who has submitted a statement of case (excluding copies of any supporting documents – although none should be submitted with a proof of evidence).

All parties must keep to the timetable set out above and ensure that statements of case and proofs of evidence are received by the Secretary of State 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 15 NOVEMBER 2012

WILDLIFE AND COUNTRYSIDE ACT 1981

**DEFINITIVE MAP AND STATEMENT FOR
THE COUNTY OF DERBYSHIRE**

**THE DERBYSHIRE COUNTY COUNCIL (FOOTPATH FROM THE
JUNCTION OF HYDE BANK ROAD AND ST GEORGES ROAD TO PUBLIC
BRIDLEWAY 180- NEW MILLS) MODIFICATION ORDER 2012**

**CASE NO: 15742
DMMO NO: X2730**

**JOHN McELVANEY
MATLOCK**

WILDLIFE AND COUNTRYSIDE ACT 1981

DEFINITIVE MAP AND STATEMENT FOR THE COUNTY OF DERBYSHIRE

THE DERBYSHIRE COUNTY COUNCIL (FOOTPATH FROM THE JUNCTION OF HYDE BANK ROAD AND ST GEORGES ROAD TO PUBLIC BRIDLEWAY NO. 180- NEW MILLS) MODIFICATION ORDER 2012

This order is made by Derbyshire County 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 in respect of New Mills require modification in consequence of the occurrence of an event specified in section 53(3)(c)(i) of the Act, namely, the discovery by that authority of evidence which when considered with all other relevant evidence available to them shows that the right of way referred to in this order 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.

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

1. For the purpose of this order the relevant date is 14 November 2012.
2. The Definitive Map and Statement for the County of Derbyshire for New Mills shall be modified as described in Part I and Part II of the Schedule and shown on the map to the order.
3. This order shall take effect on the date when it is confirmed and may be cited as the Derbyshire County Council (Footpath from the junction of Hyde Bank Road and St Georges Road to Public Bridleway No. 180 - New Mills) Modification Order 2012.

SCHEDULE

PART I

Modification of Definitive Map

Section as indicated on the map	Description of Path or Way to be added
A-B-C	Footpath in New Mills from Point A (Ordnance Survey Grid Reference ("GR") SK 0020 8586) proceeding in a generally east, north easterly direction to Point B (GR SK 0030 8588). Then in a generally north easterly direction and finally south easterly direction to Point C (GR SK 0046 8601), a distance of 314 metres or thereabouts.

PART II

Modification of Definitive Statement

Variation to add of particulars of Path or Way

Path No	1/10,000 OS Sheet Ref No	Status and Description of Route	Nature of Surface	Approx. Length	Approx. Width	Remarks
195	SK08NW	Footpath from junction of Hyde Bank Road and St Georges Road (GR SK 0020 8586), in ENE direction passing the southern boundary of Salem Cottages for a distance of 104 metres. Then NE crossing land to the east of the River Sett for a distance of 210 metres and finally turning SE to junction with Bridleway No. 180 (GR SK 0046 8601) on the Sett Valley Trail.	Grass Natural ground	314 metres	2.0 metres	Modification Order 2012 DCC Ref: X2730

THE COMMON SEAL of the Derbyshire)
County Council was hereunto)
Affixed the Fifteenth day of November)
Two Thousand and Twelve)
in the presence of:-)


Director of Legal Services

Number in Seal
Book 2012/1187



Wildlife and Countryside Act 1981 S.53
The Derbyshire County Council
(Footpath from the junction of
Hyde Bank Road and
St Georges Road to Public
Bridleway No. 180 - New Mills)
Modification Order 2012



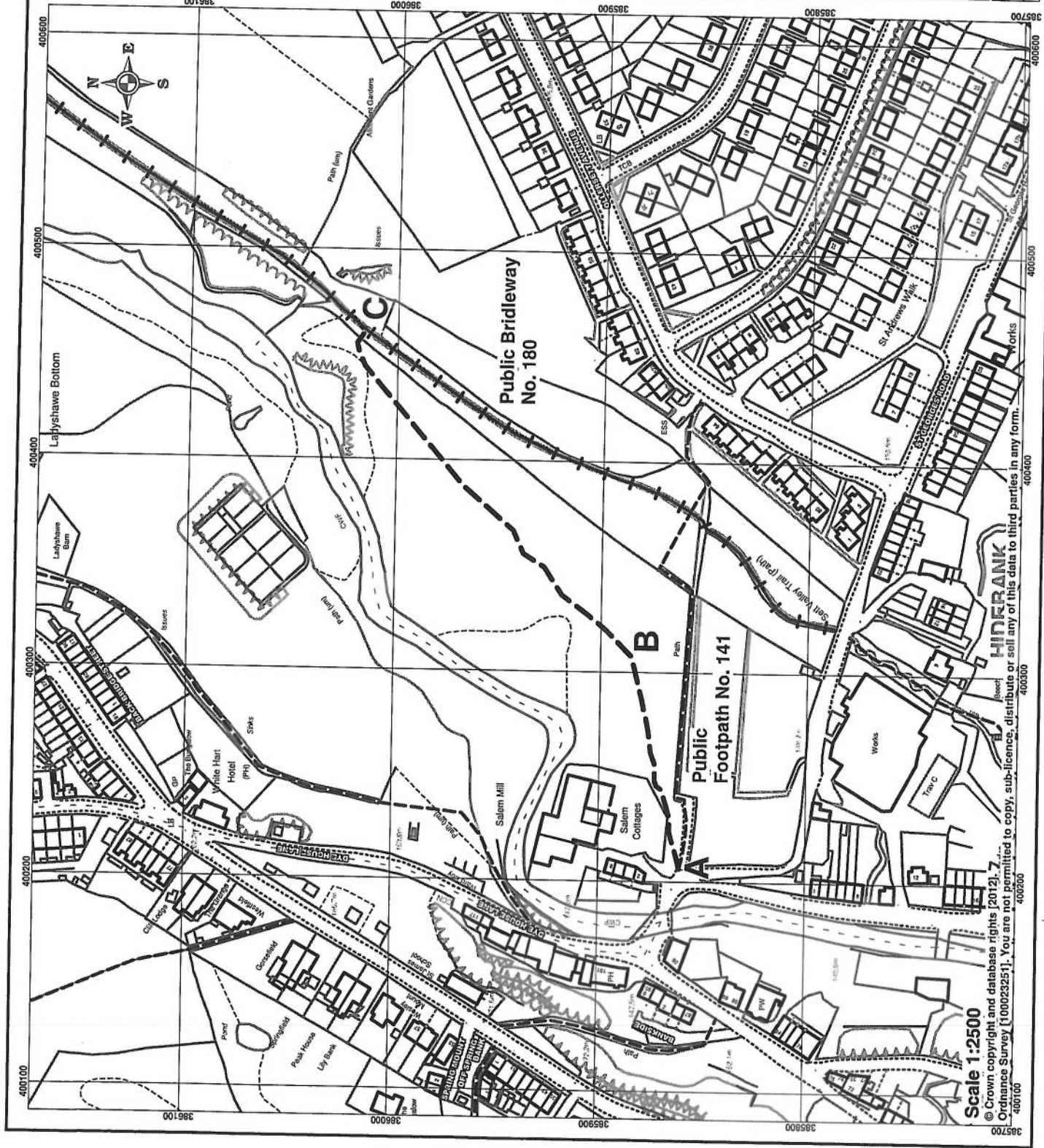
DERBYSHIRE
 County Council
 Improving life for local people

IAN W. STEPHENSON MSc, FRCGS, FRCGS, FRCGS
 Strategic Director of Environmental Services
 Shand House
 Dale Road South
 Matlock
 Derbyshire
 DE4 3RY

Produced by Public Rights of Way on 21 September 2012
 Ref: PE/GM/X2730/Order/2012

KEY

- Footpath to be added ————
- Existing bridleway —+—+—+—
- Existing footpath - - - - -



Scale 1:2500

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MAP NOT TO ORIGINAL SCALE