

NOTICE OF ORDER WILDLIFE AND COUNTRYSIDE ACT 1981 SECTION 53

Derbyshire County Council
(Bridleway along non-classified highway known as Callow Bank – Parish of
Hathersage) 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 **20 March 2019**.

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

The Inquiry will be held at **Eyam Church Centre, Church Street, Eyam, Hope Valley, S32 5QH** at 10.00 a.m. on **Tuesday 1 October 2019**.

The effect of the Order, if confirmed without modifications, will be to modify the definitive map and statement by adding a bridleway along Callow Bank in the Parish of Hathersage from Ordnance Survey Grid Reference ('GR') SK 2473 8185 (point A on the Order Map), and proceeding in a generally north easterly then easterly then north easterly direction to GR 2521 8209 (point B on the Order Map). Then in a generally southerly then north north-easterly direction to GR SK 2524 8185 (point C on the Order Map), a total distance of 906 metres or thereabouts, with a width varying between 1.6 and 10.8 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 4445722. Email: Bethan.Baldry@planninginspectorate.gov.uk. Please quote reference number ROW/3211588 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 Monday to Friday during normal office opening times (9.00 a.m. to 5 p.m.) at Derbyshire County Council, County Offices, Matlock, Derbyshire DE4 3AG

Contact point: Mr Peter Jackson, telephone: 01629 538465.

Timetable for sending in statements of case and proofs of evidence

Within 8 weeks of the start date [by 15 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 26 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 3 September 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 submitted a statement of case (excluding copies of any supporting

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.

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 13 NOVEMBER 2014

WILDLIFE AND COUNTRYSIDE ACT 1981

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

**THE DERBYSHIRE COUNTY COUNCIL (BRIDLEWAY ALONG NON-
CLASSIFIED HIGHWAY KNOWN AS CALLOW BANK - PARISH OF
HATHERSAGE) MODIFICATION ORDER 2014**

**CASE NO: 56899
DMMO NO: X3850**

**JOHN McELVANEY
MATLOCK**

WILDLIFE AND COUNTRYSIDE ACT 1981

DEFINITIVE MAP AND STATEMENT FOR THE COUNTY OF DERBYSHIRE

THE DERBYSHIRE COUNTY COUNCIL (BRIDLEWAY ALONG NON-CLASSIFIED HIGHWAY KNOWN AS CALLOW BANK - PARISH OF HATHERSAGE) MODIFICATION ORDER 2014

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 the Parish of Hathersage require modification in consequence of the occurrence of an event specified in section 53(3)(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 12 November 2014.
2. The Definitive Map and Statement for the County of Derbyshire for the Parish of Hathersage 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 (Bridleway along non-classified highway known as Callow Bank - Parish of Hathersage) Modification Order 2014.

SCHEDULE

PART I

Modification of Definitive Map

Section as indicated on the map	Description of Path or Way to be added
A-B-C	Bridleway along Callow Bank in the Parish of Hathersage from Point A (Ordnance Survey Grid Reference ("GR") SK 2473 8185) proceeding in a generally north easterly then easterly then north easterly direction to Point B (GR SK 2521 8209). Then in a generally southerly then north north-easterly direction to Point C (GR SK 2524 8185), a total distance of 906 metres or thereabouts, with a width varying between 1.6 and 10.8 metres.


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	Length	Width	Remarks
85	SK28SW SK28SE	Bridleway in the Parish of Hathersage along enclosed track known as Callow Bank from E side of Dale Road (GR SK 2473 8185) NW of Mitchell Field, in a generally NE direction then E over a bridge (GR SK 2488 8194) and continuing in a generally E then NE direction to junction with Hathersage footpath No 6 (GR SK 2521 8209), then in a generally S direction and finally NNE to W side of Littlemoor Road (GR SK 2524 8185), WSW of Higger Tor.	Stone Grass Natural ground	906 metres	Varies between 1.6 and 10.8 metres as shown between the continuous lines on the Second Edition 1:2500 Ordnance Survey Map of 1898	Hathersage Enclosure Award of 1830. Modification Order 2014 DCC Ref: X3850

THE COMMON SEAL of the Derbyshire)
 County Council was hereunto)
 Affixed the Thirteenth day of November)
 Two Thousand and Fourteen)
 in the presence of)


 Director of Legal Services

Number in Seal
 Book
 2014 / 1101



Wildlife & Countryside Act 1981 Section 53

The Derbyshire County Council
 (Bridleway along non-classified
 highway known as Callow Bank
 - Parish of Hathersage)
 Modification Order 2014

KEY

Bridleway to be added A —|— B —|— C

Existing Footpaths -----

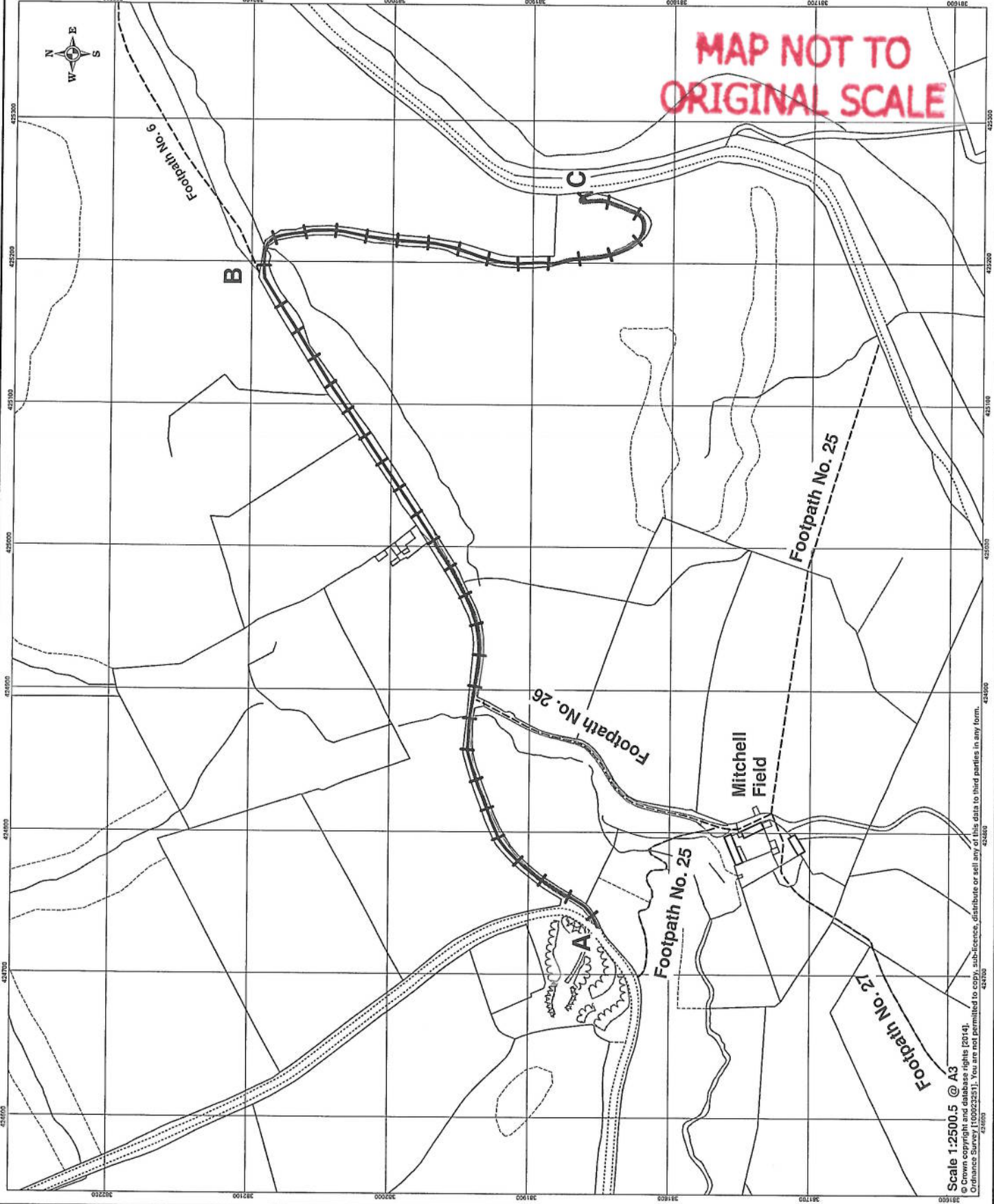
DERBYSHIRE
 County Council

Improving life for local people

Mike Ashworth
 Head of Community, Transport & Environment

Shard House
 Dale Road South
 Mallock
 Derbyshire
 DE4 3RY

Produced by Public Rights of Way on 25 March 2014
 Ref: PE07/03659/01/01/2014



Scale 1:2500.5 @ A3
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