

# NOTICE OF ORDER

## WILDLIFE AND COUNTRYSIDE ACT 1981 53 53

Redcar & Cleveland Borough Council  
Brotton Public Footpath No. 31  
Definitive Map and Statement Modification Order 2019

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 August 2019**.

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

The Inquiry will be held at **Community Heart, Redcar and Cleveland Leisure & Community Heart, Ridley Street, Redcar, TS10 1TD** on **Tuesday 21 January 2020** at 10.00am.

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 a public footpath from grid reference NZ 68578 20132 (Huntcliffe Drive Bottom) going in a generally south easterly direction for approximately 4 metres to grid reference NZ 68582 30130 and then in a generally east north easterly direction for 38 metres to grid reference NZ 68617 20143.

Any queries relating to this Order should be referred to Clive Richards 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 444502 . Email: [clive.richards@planninginspectorate.gov.uk](mailto:clive.richards@planninginspectorate.gov.uk) Please quote reference number ROW/3226749 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 Redcar & Cleveland House, Kirkleatham Street, Redcar, TS10 1RT between 9am and 5pm Monday to Friday. Contact: Emma Garbutt, Tel: 01642 774774.

### **Timetable for sending in statements of case and proofs of evidence**

#### **Within 8 weeks of the start date by [by 08 October 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 19 November 2019]**

Everyone who has made an objection or representation and anyone who wishes to give evidence at the Inquiry must ensure their statement of case<sup>1</sup> 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 24 December 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 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.

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<sup>1</sup> 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.

We cannot accept any libellous, racist or abusive comments. Any documents containing such comments will be returned.

Notice of order for inquiry

REDCAR & CLEVELAND BOROUGH COUNCIL

WILDLIFE & COUNTRYSIDE ACT 1981

THE DEFINITIVE MAP & STATEMENT  
FOR THE BOROUGH OF REDCAR & CLEVELAND  
(EXCLUDING THE NORTH YORK MOORS NATIONAL PARK)

THE REDCAR & CLEVELAND BOROUGH COUNCIL  
BROTTON PUBLIC FOOTPATH No. 31  
DEFINITIVE MAP & STATEMENT MODIFICATION ORDER 2019

J Sampson  
Director of Corporate Resources  
Redcar & Cleveland Borough Council  
Redcar & Cleveland House  
Kirkleatham Street  
Redcar  
TS10 1RT

REDCAR & CLEVELAND BOROUGH COUNCIL

WILDLIFE & COUNTRYSIDE ACT 1981

THE DEFINITIVE MAP & STATEMENT  
FOR THE BOROUGH OF REDCAR & CLEVELAND  
(EXCLUDING THE NORTH YORK MOORS NATIONAL PARK)

THE REDCAR & CLEVELAND BOROUGH COUNCIL  
BROTTON PUBLIC FOOTPATH No. 31  
DEFINITIVE MAP & STATEMENT MODIFICATION ORDER 2019

This order is made by Redcar & Cleveland Borough Council ("the Council") under Section 53(2)(b) of the Wildlife & Countryside Act 1981 ("the Act") because it appears to the Council that the Definitive Map & Statement for the Borough of Redcar & Cleveland (excluding the North York Moors National Park) requires modification in consequence 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 & 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, a restricted byway or, subject to Section 54A, a byway open to all traffic.

The Council has consulted with every local authority whose area includes the land to which the order relates.

The Council for the Borough of Redcar & Cleveland hereby order that:

1. For the purpose of this order the relevant date is 15 January 2019.
2. The Definitive Map & Statement for the Borough of Redcar & Cleveland (excluding the North York Moors National Park) shall be modified as described in Part I and Part II of the Order Schedule and as 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 Redcar & Cleveland Borough Council Broton Public Footpath No. 31 Definitive Map & Statement Modification Order 2019.

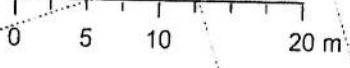
ORDER SCHEDULE

PART I  
MODIFICATION OF DEFINITIVE MAP  
PARTICULARS OF PATH OR WAY TO BE ADDED

Section of path or way as shown in the order map	Description of the path or way to be added
The footpath to be added to the definitive map is marked on the order map by a bold broken line and shown as: A-B-C.	The footpath commences at grid reference NZ 68578 20132 (Point A in the order map) and proceeds in a generally south-easterly direction for 4 metres to grid reference NZ 68582 20130 (Point B in the order map) and then continues in a generally east-north-easterly direction for 38 metres to grid reference NZ 68617 20143 (Point C in the order map).  The width of the footpath is 1.0 metres.

PART II  
 MODIFICATION OF DEFINITIVE STATEMENT  
 PARTICULARS OF PATH OR WAY TO BE ADDED

Name	Brotton No. 31
Status	Footpath
Start Point Grid Reference End Point Grid Reference	NZ 68578 20132 NZ 68617 20143
Description	The footpath starts at the end of the adopted highway on Huntcliffe Drive, Brotton and goes in a generally east-north-easterly direction between Nos. 15 & 16, Huntcliffe Drive to connect to Saltburn Road, Brotton.
Nature of Surfaces	Concrete.
Length	42 metres.
Width	1.0 metres
Lawful Obstructions, Limitations or Conditions	None
Other Relevant Information	None
Relevant Date	15 January 2019



27/8465

*N. Hyslop*

Co-ords  
468617  
520143

2C

1A

15

Co-ords  
468578  
520132

A

B

16

116

116.4m

C

El  
Sub  
Sta

Brotton Cote

MAP NOT TO  
ORIGINAL SCALE

Contains Ordnance Survey data © Crown Copyright and database rights 2018 (100019983)

Snr



Huntcliffe Drive Claim Map

1:500  
January 15, 2019



THE COMMON SEAL OF THE  
COUNCIL OF THE BOROUGH OF

REDCAR & CLEVELAND was

*on the 23<sup>rd</sup> day of January 2019*

hereunto affixed in the presence of:-

*EH*

Authorised Signatories

*[Signature]*

*[Signature]*



*27/8465*

THIS ORDER is hereby confirmed as an unopposed order this . day of

THE COMMON SEAL OF THE  
COUNCIL OF THE BOROUGH OF  
REDCAR & CLEVELAND was

Hereunto affixed in the presence of:-

Authorised Signatory.....