

# **NOTICE OF ORDER**

## **Wildlife and Countryside Act 1981**

West Berkshire District Council  
(Public Footpath Cold Ash 18 Width) Definitive Map 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 **28<sup>th</sup> January 2020**

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

The Inquiry will be held at **Acland Hall, Hermitage Road, Cold Ash, Thatcham, RG18 9JH** on **Tuesday 28<sup>th</sup> July 2020** at 10.00am.

The effect of the Order, if confirmed without modifications, will be to add the particulars relating to Public Footpath Cold Ash 18 running from The Ridge to Bucklebury Alley by providing the following width description in the statement:

- 3 metres between point A (Grid Reference 451182 170176) and Point B (Grid Reference 451156 170229)
- 3 metres between point B and point C (Grid Reference 451169 170436)
- 2.5 metres between Point C and Point D (Grid Reference 451183 170491)
- 2 metres between point D and Point E (Grid Reference 451218 170596) except at point E itself where the width is 1.8 metres.
- 2.1 metres between point E and Point F (Grid Reference 451239 170713) except point E itself where the width is 1.8 metres.
- 2.9 metres between point F and point G (Grid Reference 451200 170786)

Any queries relating to this Order should be referred to Spencer Barrowman 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 5211. Email: [spencerbarrowman@planninginspectorate.gov.uk](mailto:spencerbarrowman@planninginspectorate.gov.uk) Please quote reference number ROW/3231729 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 West Berkshire Council Offices, Market Street, Newbury, Berkshire RG14 5LD Contact Mr

Stuart Higgins. Email: [stuart.higgins@westberks.gov.uk](mailto:stuart.higgins@westberks.gov.uk) Phone: 01635 603251.

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

### **Within 8 weeks of the start date by [by 24<sup>th</sup> March 2020]**

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 5<sup>th</sup> May 2020]**

Everyone who has made an objection or representation and anyone who wishes to give evidence at the Inquiry must ensure their statement of case (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.) 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 30<sup>th</sup> June 2020]**

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.

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

**Wildlife and Countryside Act 1981**  
**West Berkshire District Council Second Consolidated Definitive Map and Statement**  
**West Berkshire District Council (Public Footpath Cold Ash 18 Width)**  
**Definitive Map Modification Order 2019**

This Order is made by West Berkshire District Council under section 53(2)(b) of the Wildlife and Countryside Act 1981 ( "the Act") because it appears to that authority that the West Berkshire District Council Second Consolidated Definitive Map and Statement require modification in consequence of the occurrence of an event specified in section 53(3)(c)(iii) of the Act, namely the discovery by the authority of evidence which (when considered with all other relevant evidence available to them) shows that particulars contained in the statement concerning the width require modification.

The authority has consulted with every local authority whose area includes the land to which the order relates. The West Berkshire District Council hereby order that:

1. For the purposes of this order the relevant date is 2<sup>nd</sup> March 2019
2. The West Berkshire District Council Second Consolidated Definitive Map and Statement shall be modified as described in Part II of the Schedule and 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 West Berkshire District Council (Public Footpath Cold Ash 18 Width) Definitive Map Modification Order 2019

**THE COMMON SEAL of WEST BERKSHIRE DISTRICT COUNCIL**  
hereunto affixed this <sup>14<sup>th</sup></sup>..... day of  
...March..... 2019  
is authenticated by:-

  
Authorised Signatory



## SCHEDULE

### PART I

Modification of Definitive Map

Not applicable

### PART II

Modification of Definitive Statement

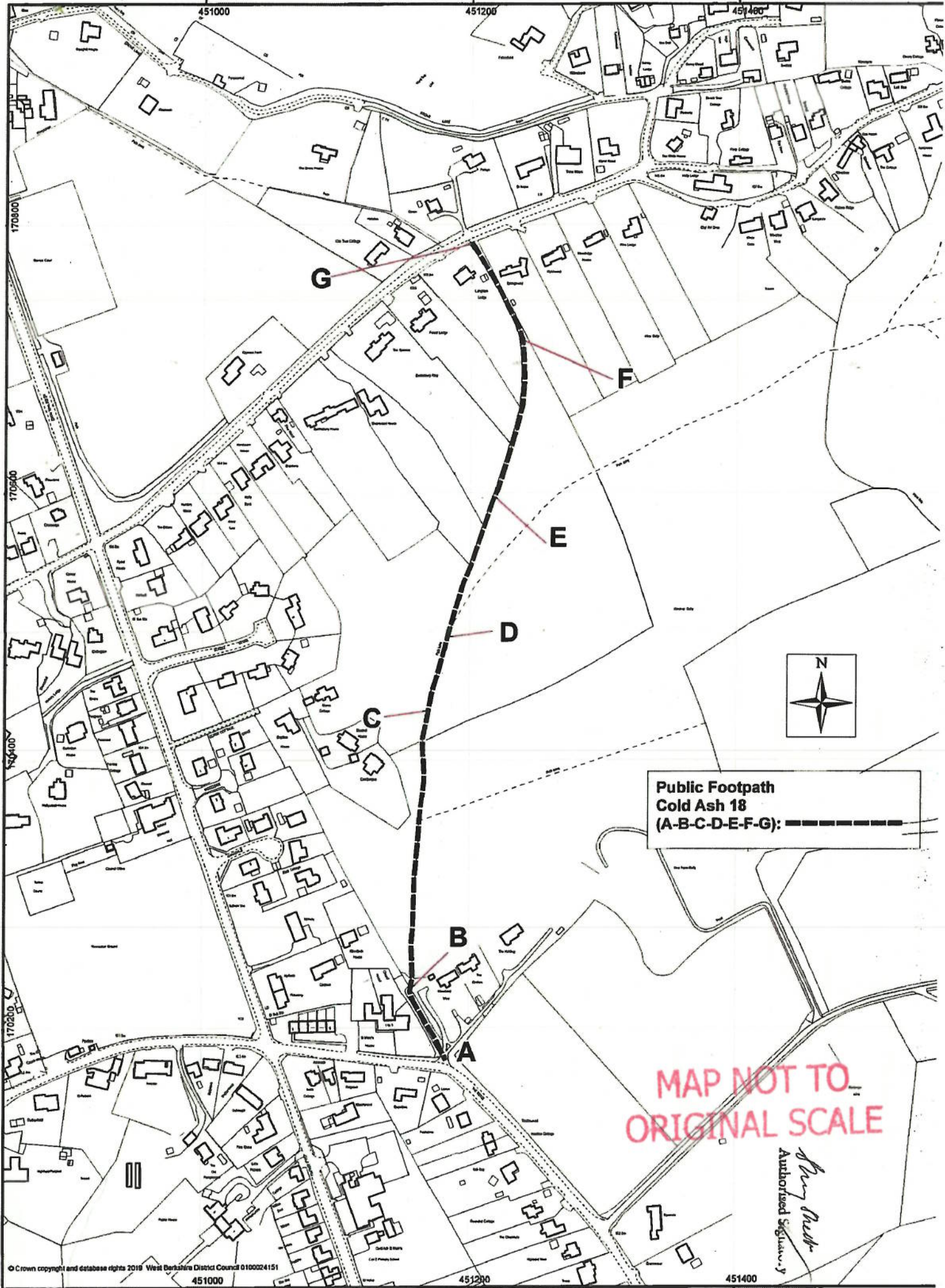
Variation of particulars of path or way:

**Public Footpath Cold Ash 18**

**Width:**

- 3 metres between point A (Grid Reference 451182 170176) and point B (Grid Reference 451156 170229)
- 3 metres between point B (Grid Reference 451156 170229) point C (Grid Reference 451169 170436)
- 2.5 metres between point C (Grid Reference 451169 170436) and point D (Grid Reference 451183 170491)
- 2 metres between point D (Grid Reference 451183 170491) and point E (Grid Reference 451218 170596) except at point E itself where the width is 1.8 metres
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Public Footpath  
Cold Ash 18  
(A-B-C-D-E-F-G):

MAP NOT TO ORIGINAL SCALE

*Perry Miller*  
Authorized Signatory