

NOTICE OF ORDER

WILDLIFE AND COUNTRYSIDE ACT 1981 SECTION 53

West Sussex County Council

(Horsham No. 1 (Addition of Public Footpath)) 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 **22 October 2019**.

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

The Inquiry will be held at **The Goodwood Room, West Sussex County Council Offices, County Hall North, Park Street, Horsham, West Sussex RH12 1XN** on **24 March 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 a footpath commencing at the end of Coney Croft cul-de-sac, outside property number 21 (grid reference 519565, 132144) and proceeding with a width of 2 metres north eastwards for approximately 30 metres between the garages to join with public footpath 1586/2 (grid reference 519586, 132161) in the Parish of North Horsham.

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 444 5502. Email: clive.richards@planninginspectorate.gov.uk. Please quote reference number ROW/3226577 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 Sussex County Council, Law and Governance, County Hall, West Street, Chichester PO19 1RQ. Contact point Mrs Ami Dye, email ami.dye@westsussex.gov.uk, telephone number 0330 222 2687.

As the Authority has indicated that they will not be supporting the Order at the Inquiry, the case for the Order will be presented by Mrs Rosalie Williams. They will be expected to adhere to the following timetable as if they were the Authority

Timetable for sending in statements of case and proofs of evidence

Within 8 weeks of the start date by 17 December 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 28 January 2020

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 25 February 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);

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.

- 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.

Notice of order for inquiry

Dated this 22 day of January 2019

WILDLIFE AND COUNTRYSIDE ACT 1981

DEFINITIVE MAP AND STATEMENT
FOR HORSHAM

WEST SUSSEX COUNTY COUNCIL
(HORSHAM NO. 1
(ADDITION OF PUBLIC FOOTPATH))
DEFINITIVE MAP MODIFICATION
ORDER 2019

Ref: CC803.13882

WILDLIFE AND COUNTRYSIDE ACT 1981

WEST SUSSEX COUNTY COUNCIL
DEFINITIVE MAP AND STATEMENT FOR HORSHAM

WEST SUSSEX COUNTY COUNCIL (HORSHAM No.1)
(ADDITION OF A PUBLIC FOOTPATH))
DEFINITIVE MAP MODIFICATION ORDER 2019

This Order is made by the County Council of West Sussex under Section 53(2)(b) of the Wildlife and Countryside Act 1981 ('the Act') because it appears to that authority that the Horsham Definitive Map and Statement require modification in consequence of the occurrence of an event specified in Section 53(3)(c)(i) namely, that a right of way 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, being a right of way to which this Part applies.

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

1. For the purposes of this order the relevant date is the 6th December 2018
2. The Definitive Map and Statement for Horsham shall be modified as described in Part I and Part II of the Schedule and shown on the map attached to the Order.
3. The order shall take effect on the date it is confirmed and may be cited as The West Sussex County Council (Horsham - No.1 (Addition of a Public Footpath)) Definitive Map Modification Order 2019

Dated this 22 day of January 2019

THE COMMON SEAL of the COUNTY COUNCIL)
of WEST SUSSEX was hereunto affixed in)
the presence of:)



Authorised Signatory



SCHEDULE

PART I

Modification of the Horsham Definitive Map

A footpath commencing at the end of Coney Croft cul-de-sac, outside property number 21 (grid reference 519565, 132144) and proceeding with a width of 2 metres north eastwards for approximately 30 metres between the garages to join with public footpath 1586/2 (grid reference 519586, 132161) in the Parish of North Horsham as shown between points A and B on plan number 01725

PART II

Modification of the Horsham Definitive Statement

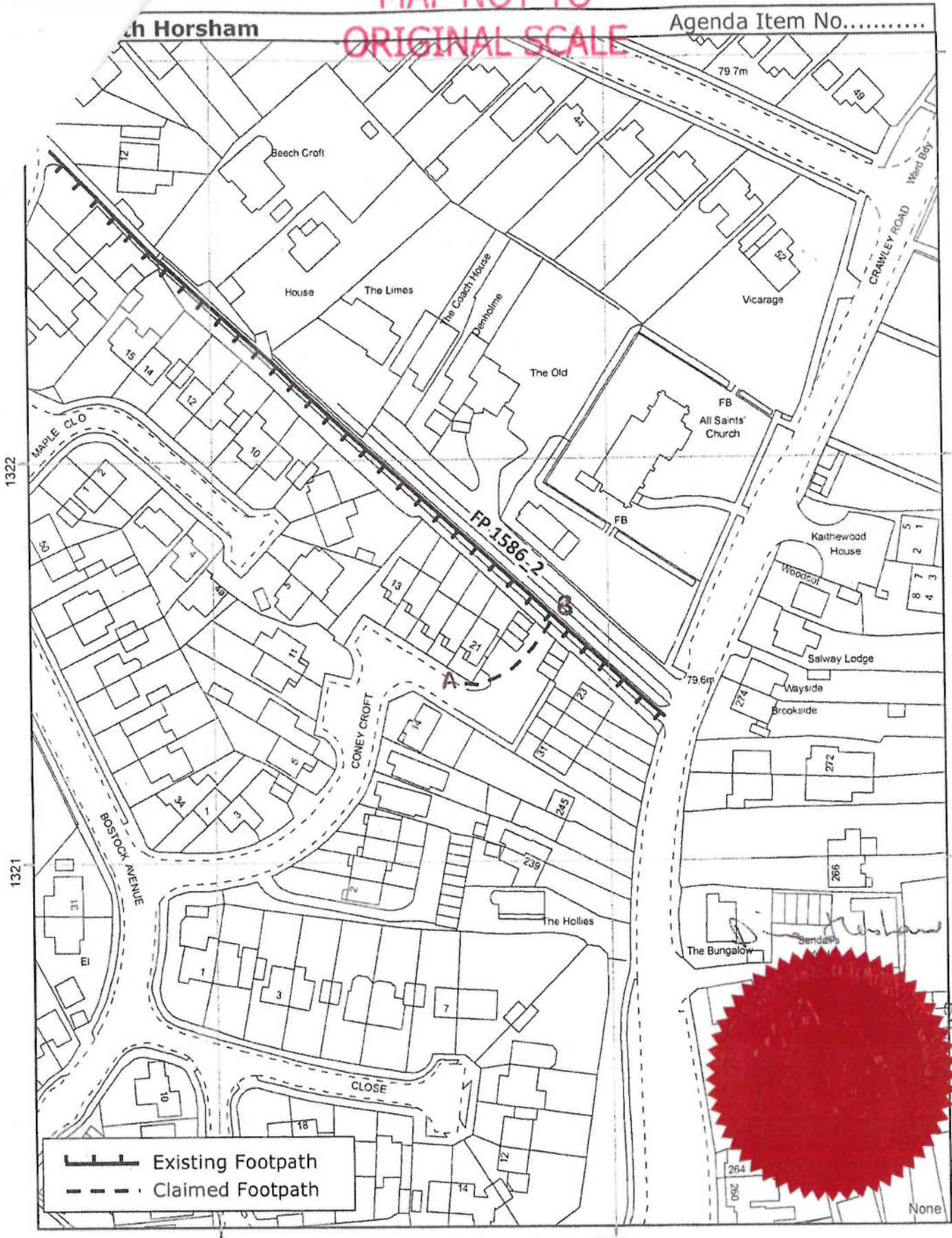
Particulars of path or way

Status Determined

Footpath A footpath commencing at the end of Coney Croft cul-de-sac, outside property number 21 (grid reference 519565, 132144) and proceeding with a width of 2 metres north eastwards for approximately 30 metres between the garages to join with public footpath 1586/2 (grid reference 519586, 132161)

MAP NOT TO ORIGINAL SCALE

Agenda Item No.....



Existing Footpath
 Claimed Footpath

5195

5196

<p>This map is reproduced from Ordnance Survey material with the permission of Ordnance Survey on behalf of the Controller of Her Majesty's Stationary Office (C) Crown copyright. Unauthorised reproduction infringes Crown copyright and may lead to prosecution or civil proceedings. West Sussex County Council, 100023447, 2016.</p>		<p>North Horsham: DMMO 1/15 to add footpath from Coney Croft to FP 1586_2 - Site Plan</p>	
Plan: 01725	1:1,250	OS Sheet: TQ 13 SE	
Date: 08.02.2018		Grid Ref: 5195 1320	
		Photocopy liable to distortion	<p>Matt Davey Director of Highways and Transport</p>