

NOTICE OF ORDER

Wildlife and Countryside Act 1981 Section 53

Suffolk County Council

Definitive Map & Statement for the Parish of Newmarket in the District of Forest Heath, Suffolk County Council (Parish of Newmarket)
Modification Order 2018

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 January 2020.

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

The Inquiry will be held at **Newmarket Football Club, Newmarket Town Grounds, Cricket Field Road, Newmarket, Suffolk CB8 8BT** on **Tuesday 28 July 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 public footpath from Ordnance Survey Grid Reference (OSGR) 56474,26295 on Cricket Field Road to OSGR 56472,26297 on Granary Road as shown on the Order plan.

Any queries relating to this Order should be referred to Jean McEntee 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 5437. Email: jean.mcentee@planninginspectorate.gov.uk Please quote reference number ROW/3221975 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 at Suffolk County Council, Phoenix House, Goddard Road, Ipswich IP1 5NP. Contact David Last, tel: 01473 264770.

As Suffolk County Council has indicated that they will not be supporting the Order at the Inquiry, the case for the Order will be presented by Newmarket Town Council. The Town Council will be expected to adhere to the following timetable as if they were Suffolk County Council.

Timetable for sending in statements of case and proofs of evidence

Within 8 weeks of the start date by [by 24 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 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 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 30 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.

Notice of order for inquiry

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.

WILDLIFE AND COUNTRYSIDE ACT 1981

DEFINITIVE MAP AND STATEMENT FOR THE PARISH OF NEWMARKET
IN THE DISTRICT OF FOREST HEATH

SUFFOLK COUNTY COUNCIL
(PARISH OF NEWMARKET) MODIFICATION ORDER 2018

This Order is made by Suffolk 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 for the parish of Newmarket in the district of Forest Heath require modification in consequence of the occurrence of an event specified in sections 53(3)(c)(i) namely, the discovery by the authority of evidence which shows that a footpath, which is not shown in the map and statement subsists or is reasonably alleged to subsist.

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

1. For the purpose of this Order the relevant date is 1 October 2018.
2. The Definitive Map and Statement for the parish of Newmarket in the district of Forest Heath shall be modified as described in Part I and 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 Suffolk County Council (Parish of Newmarket) Modification Order 2018.

Date: 25 OCTOBER 2018

THE COMMON SEAL of SUFFOLK

COUNTY COUNCIL was hereunto

affixed in the presence of:-

Bonnie McQuinn



An authorised Officer of the Council

SCHEDULE

Part I: Modification of Definitive Map

Description of footpath to be added

There shall be added to the Definitive Map for the parish of Newmarket a footpath from a point at Ordnance Survey grid reference 56474,26295 to a point at Ordnance Survey grid reference 56472,26297 as shown on the attached map.

Part II: Modification of Definitive Statement

Particulars of footpath to be added

There shall be added to the Definitive Statement for Newmarket the following particulars:

Newmarket Footpath 30

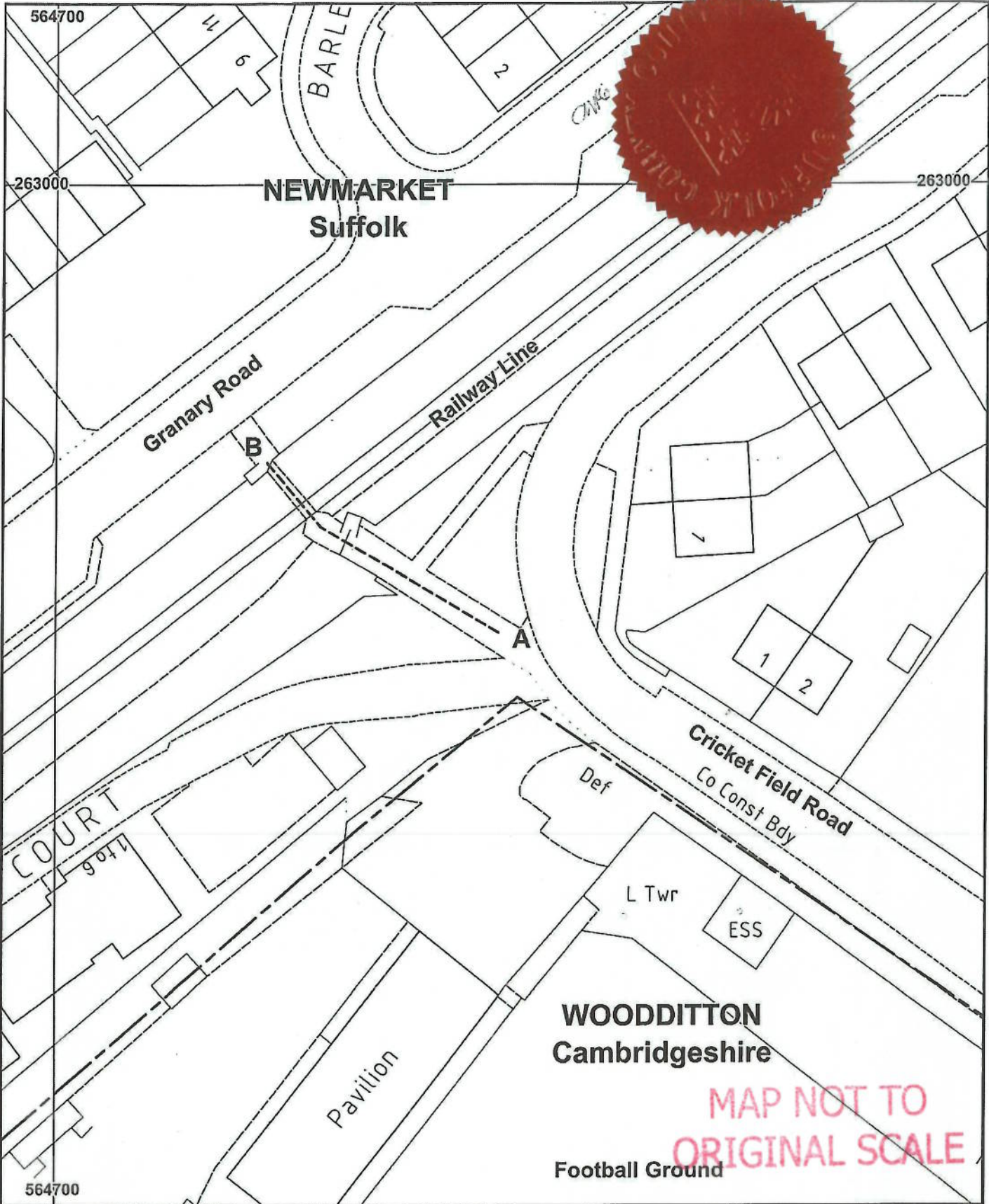
Commencing at a junction with Cricket Field Road (Point A) at Ordnance Survey Grid Reference (OSGR) 56474,26295 and progressing in a north westerly direction along a path for 17 metres to a gate at OSGR 56472,26296; continuing across railway level crossing for 11 metres to a gate and a junction with Granary Road (Point B) at OSGR 56472,26297.

Width: 1.2 metres

(Width is what has been made available and maintained on the ground).

Limitations: Pedestrian gates at OSGR 56472,26296 and OSGR 56472,26297

23657





MAP NOT TO ORIGINAL SCALE

PROPOSED PUBLIC FOOTPATH - CRICKET FIELD RD TO GRANARY RD, NEWMARKET



Director of Growth, Highways and Infrastructure,
Endeavour House, 8 Russell Road, Ipswich, Suffolk, IP1 2BX

-  Proposed Public Footpath
 -  Parish and County Boundary
- Scale 1:500



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Filed at: