

NOTICE OF ORDER

Wildlife and Countryside Act 1981 Section 53

Cheshire East Council

(Upgrading of Public Footpaths No. 8 Parish of Marbury cum Quoisley and No. 3 Parish of Wirswall To Bridleways) Modification Order 2017

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 21 January 2020

Consideration of the Order will take the form of exchanges of statements of case and comments on statements of case.

The effect of the Order, if confirmed without modifications, will be to modify the Definitive Map and Statement for the area by upgrading to bridleways:

Public Footpath no.8 in the Parish of Marbury cum Quoisley, commencing at its junction with Hollins Lane (road no.C532) at O.S. grid reference SJ 5619 4555 and running in a generally south south westerly direction for approximately 156 metres to O.S. grid reference SJ 5610 453 then continuing in a generally southerly direction for approximately 128 metres to O.S. 4543 then continuing in a generally southerly for approximately 128 metres to O.S. grid reference SJ 5608 4531 then turning in a generally south westerly direction for approximately 496 metres to O.S. grid reference SJ 5575 4494 then continuing in a generally west south westerly direction for approximately 245 metres to O.S. grid reference SJ 5552 4486 then turning in a generally south south westerly direction for approximately 195 metres to O.S. grid reference SJ 5541 4470 and its junction with the Wirswall parish boundary.

Public Footpath no. 3 in the Parish of Wirswall commencing at its junction with Footpath No. 8 Marbury cum Quoisley at the Marbury cum Quoisley parish boundary at OS grid reference SJ 5541 4470 and running in a generally south westerly direction for approximately 474 metres to O.S. grid reference SJ 5504 4443 where it joins Wirswall Road (road no. UX768).

Public Footpath no. 8 Marbury cum Quoisley to be known as Public Bridleway no. 20 Marbury cum Quoisley. Public Footpath no.3 Wirswall to be known as Public Bridleway no. 12 Wirswall.

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/3230217 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 Cheshire East Council, Public Rights of Way Team, 2nd Floor, Old Municipal Buildings, Earle Street, Crewe CW1 2BJ on Mon-Thurs 9:00-17:00 and Fri 9:00-16:30. Telephone: 01270 686158. Contact Jennifer Miller, email Jennifer.miller@cheshireeast.gov.uk

Timetable for sending in statements of case and comments

Within 2 weeks of the start date [by 4 February 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, the applicant and any other person who has written to us in respect of the Order.

Within 8 weeks of the start date [by 17 March 2020]

Everyone who has made an objection or representation or any other written representation 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 full copies to the Authority. Copies (excluding copies of any supporting documents - these will be available to view at the Authority's offices) 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.

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, 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).

Within 14 weeks of the start date [by 28 April 2020]

Everyone who has made an objection or representation, the Authority, the applicant (if applicable) and anyone who has written to us in respect of the Order must ensure that their comments on any or every other statement of case is received by the Secretary of State. As soon as possible after the deadline, the Secretary of State will send copies of these comments to everyone else.

Any other person wishing to make representations in writing to the Secretary of State in respect of the above Order must do so in line with the timetable set out above.

In fairness to the other parties everyone should keep to the timetable to ensure that statements of case and comments are received 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

DEFINITIVE MAP AND STATEMENT FOR THE
BOROUGH OF CHESHIRE EAST

The Cheshire East Borough Council Definitive Map and Statement
(Upgrading of Public Footpaths No. 8 Parish of Marbury cum Quoisley
and No. 3 Parish of Wirswall to Bridleways)
Modification Order 2017


This Order is made by the Cheshire East 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 Borough of Cheshire East require modification in consequence of the occurrence of an event specified in:

Section 53 (3) (c) (ii), namely, that a highway shown in the map and statement as a highway of a particular description ought to be there shown as a highway of a different description.

The Authority has consulted with every local authority whose area includes the land to which the Order relates. The Cheshire East Council hereby Orders that:

1. For the purposes of this Order the relevant date is the 12th January 2017.
2. The Definitive Map and Statement for the Borough of Cheshire East shall be modified as described in Parts I and II of the Schedule hereto and shown on the map attached to this Order.
3. The Order shall take effect on the date it is confirmed and may be cited as "The Cheshire East Borough Council Definitive Map and Statement (Upgrading of Public Footpaths No. 8 Parish of Marbury cum Quoisley and No. 3 Parish of Wirswall to Bridleways) Modification Order 2017".

THE COMMON SEAL OF
CHESHIRE EAST BOROUGH COUNCIL
was affixed this 12th Day of January 2017
In the presence of:



9497(1)

Authorised Signatory

SCHEDULE

PART I

MODIFICATION OF THE DEFINITIVE MAP

Description of footpaths to be upgraded

Public Footpath No.8, Parish of Marbury cum Quoisley

Commencing at its junction with Hollins Lane (road no.C532) at O.S. grid reference SJ 5619 4555 (point A on Plan No. WCA/012A) and running in a generally south south westerly direction for approximately 156 metres to O.S. grid reference SJ 5610 4543 (point B on Plan No. WCA/012A) then continuing in a generally southerly direction for approximately 128 metres to O.S. grid reference SJ 5608 4531 (point C on Plan No. WCA/012A) then turning in a generally south westerly direction for approximately 496 metres to O.S. grid reference SJ 5575 4494 (point D on Plan No. WCA/012A) then continuing in a generally west south westerly direction for approximately 245 metres to O.S. grid reference SJ 5552 4486 (point E on Plan No. WCA/012A) then turning in a generally south south westerly direction for approximately 195 metres to O.S. grid reference SJ 5541 4470 (point F on Plan No. WCA/012A) and its junction with the Wirswall parish boundary and Bridleway No.12 Wirswall.

The width of the bridleway is 3 metres.

A total distance of approximately 1220 metres.

Public Footpath No.3, Parish of Wirswall

Commencing at its junction with Bridleway No.20 Marbury cum Quoisley at O.S. grid reference SJ 5541 4470 (point F on Plan No. WCA/012A) and running in a generally south westerly direction for approximately 474 metres to O.S. grid reference SJ 5504 4443 (Point G on Plan No. WCA/012A) where it joins Wirswall Road (road no. UX768).

The width of the bridleway is 3 metres.

A total distance of approximately 474 metres.

SCHEDULE

PART II

MODIFICATION OF DEFINITIVE STATEMENT

Variation of particulars of path or way

O.S. SHEET NO: SJ 54 NE
SJ 54 SE

RELEVANT DATE: 12th January 2017

PARISH: Marbury cum Quoisley PATH NUMBER: Public Bridleway No. 20

GRID REFERENCE:

From: SJ 5619 4555

To: SJ 5541 4470

DESCRIPTION:

Public Bridleway No.20, in the Parish of Marbury cum Quoisley, commencing at its junction with Hollins Lane (road no.C532) at O.S. grid reference SJ 5619 4555 and running in a generally south south westerly direction for approximately 156 metres to O.S. grid reference SJ 5610 4543 then continuing in a generally southerly direction for approximately 128 metres to O.S. grid reference SJ 5608 4531 then turning in a generally south westerly direction for approximately 496 metres to O.S. grid reference SJ 5575 4494 then continuing in a generally west south westerly direction for approximately 245 metres to O.S. grid reference SJ 5552 4486 then turning in a generally south south westerly direction for approximately 195 metres to O.S. grid reference SJ 5541 4470 and its junction with the Wirswall parish boundary and Bridleway No.12 Wirswall.

APPROXIMATE LENGTH: 1220 metres

WIDTH: 3 metres

NATURE OF SURFACE: Grass/earth

SIGNS AND NOTICES: Fingerpost at SJ 5619 4555

LIMITATIONS OR CONDITIONS OF USE: Bridle gates of 1.6 metre width conforming to the Cheshire East Council Standard for Path Furniture on Public Rights of Way (version 1) at the following points:

O.S. grid reference SJ 5619 4555
O.S. grid reference SJ 5612 4545
O.S. grid reference SJ 5608 4531
O.S. grid reference SJ 5597 4516
O.S. grid reference SJ 5575 4494
O.S. grid reference SJ 5552 4486
O.S. grid reference SJ 5541 4470.

OTHER PARTICULARS:

Upgraded by "The Cheshire East Borough Council Definitive Map and Statement (Upgrading of Public Footpaths No. 8 Parish of Marbury cum Quoisley and No. 3 Parish of Wirswall to Bridleways) Modification Order 2017".

ORDER MADE ON:

12th January 2017

Footnote: Lengths computed from Ordnance Survey digitised maps. Widths measured on the ground.

SCHEDULE

PART II

MODIFICATION OF DEFINITIVE STATEMENT

Variation of particulars of path or way

O.S. SHEET NO: SJ 54SE

RELEVANT DATE: 12th January 2017

PARISH: Wirswall

PATH NUMBER: Public Bridleway No. 12

GRID REFERENCE:

From: SJ 5541 4470

To: SJ 5504 4443

DESCRIPTION:

Public Bridleway no.12, in the Parish of Wirswall commencing at its junction with Bridleway No. 20 Marbury cum Quoislely at the Marbury cum Quoislely parish boundary at OS grid reference SJ 5541 4470 and running in a generally south westerly direction for approximately 474 metres to O.S. grid reference SJ 5504 4443 where it joins Wirswall Road (road no. UX768).

APPROXIMATE LENGTH:

474 metres

WIDTH:

3 metres

NATURE OF SURFACE:

Earth/grass

SIGNS AND NOTICES:

Fingerpost at SJ 5504 4443

LIMITATIONS OR CONDITIONS OF USE: Bridle gates of 1.6 metre width conforming to the Cheshire East Council Standard for Path Furniture on Public Rights of Way (version 1) at the following points:

O.S. grid reference SJ 5515 4453

O.S. grid reference SJ 5504 4443

OTHER PARTICULARS:

Upgraded by "The Cheshire East Borough Council Definitive Map and Statement (Upgrading of Public Footpaths No. 8 Parish of Marbury cum Quoislely and No. 3 Parish of Wirswall to Bridleways) Modification Order 2017".

ORDER MADE ON: 12th January 2017

Footnote: Lengths computed from Ordnance Survey digitised maps. Widths measured on the ground.

355000

355500

356000

356500

346000

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Wildlife & Countryside Act 1981
The Cheshire East Borough Council Definitive Map and Statement
(Upgrading of Public Footpaths No. 8 Parish of Marbury cum Quoisle
y and No. 3 Parish of Wirswall to Bridleways) Modification Order 2017

Plan No.
WCA/012A






1:10,000

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MAP NOT TO ORIGINAL SCALE

Key

-  Parish Boundary
-  Footpaths to be upgraded to bridleway
-  Unaffected rights of way

Wirswall Road

G

F

E

D

C

B

A

Hollins Lane

Marbury