

# **NOTICE OF ORDER**

## **Highways Act 1980 – Section 119**

North Kesteven District Council  
Part of Restricted Byway No.3A Skellingthorpe Public Path Diversion 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 **2 June 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 divert that part of Restricted Byway Number 3A in the Parish of Skellingthorpe running from OSGR SK 9129 7178 (Point A on the Order map) in a generally southerly direction through a grass field, tree line and crossing a ditch for approximately 301 metres to OSGR SK 9130 7148 (Point C) where it meets the unaffected Restricted Byway. The total length of Restricted Byway to be diverted to be approximately 301 metres as shown between points A-C on Order Map Number SKELL261118 to an alternative route in the Parish of Skellingthorpe to be 5 metres in width running from the unaffected part of Restricted Byway Number 3A at OSGR SK 9129 7178 (Point A) in a generally southerly direction along an existing track for approximately 277 metres to OSGR SK 9128 7150 (Point B) before turning and running in a generally south easterly direction for approximately 27 metres to join the unaffected Restricted Byway at OSGR SK 9130 7148 (Point C). The total length of Restricted Byway to be added to be approximately 304 metres as shown between points A-B-C on Order Map Number SKELL261118.

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: [spencer.barrowman@planninginspectorate.gov.uk](mailto:spencer.barrowman@planninginspectorate.gov.uk). Please quote reference number ROW/3237320 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 the Reception of Lincolnshire County Council, County Offices, Newland, Lincoln LN1 1YL, between 9.00 am to 5pm pm on weekdays. Contact: Mandy Withington, 01522 552103 Also at North Kesteven District Council, District Offices, Kesteven Street, Sleaford NG34 7GF, on weekdays.

### **Timetable for sending in statements of case and comments**

#### **Within 2 weeks of the start date [by 16 June 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 28 July 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 8 September 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.

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.

(2)

PUBLIC PATH DIVERSION ORDER

HIGHWAYS ACT 1980

NORTH KESTIVEN DISTRICT COUNCIL

PART OF RESTRICTED BYWAY NUMBER 3A SKELLINGTHORPE

PUBLIC PATH DIVERSION ORDER 2019

This Order is made by North Kesteven District Council ("the Authority") under Section 119 of the Highways Act 1980 ("the 1980 Act") because it appears to the Authority that in the interests of the owners of the land crossed by the restricted byway described in paragraph 1 of this Order it is expedient that the line of the way should be diverted.

Lincolnshire County Council has been consulted as to the making of the Order as required by Section 120(2) of the 1980 Act.

BY THIS ORDER:

1. The public right of way over the land situate at Skellingthorpe and shown by a bold continuous line on the map contained in this Order and described in Part 1 of the Schedule to this Order shall be stopped up after 28 days from the date of confirmation of this Order.
2. There shall at the end of 28 days from the date of confirmation of this Order be a restricted byway over the land situate at Skellingthorpe described in Part 2 of the Schedule and shown by a bold broken line on the map contained in this Order.



## SCHEDULE

### (PART1)

#### Description of site of existing path or way

In the Parish of Skellingthorpe

That part of Restricted Byway Number 3A running from Ordnance Survey Grid Reference SK 9129 7178 (Point A on the Order map) in a generally southerly direction through a grass field, tree line and crossing a ditch for approximately 301 metres to Ordnance Survey Grid Reference SK 9130 7148 (Point C on the Order map) where it meets the unaffected Restricted Byway. The total length of Restricted Byway to be diverted to be approximately 301 metres as shown between points A-C on annexed Map Number SKELL261118

### (PART 2)

#### Description of new path or way

In the Parish of Skellingthorpe

A Restricted Byway to be 5 metres in width running from the unaffected part of Restricted Byway Number 3A at Ordnance Survey Grid Reference SK 9129 7178 (Point A on the Order map) in a generally southerly direction along an existing track for approximately 277 metres to Ordnance Survey Grid Reference SK 9128 7150 (Point B on the Order map) before turning and running in a generally south easterly direction for approximately 27 metres to join the unaffected Restricted Byway at Ordnance Survey Grid Reference SK





North Kesteven  
DISTRICT COUNCIL

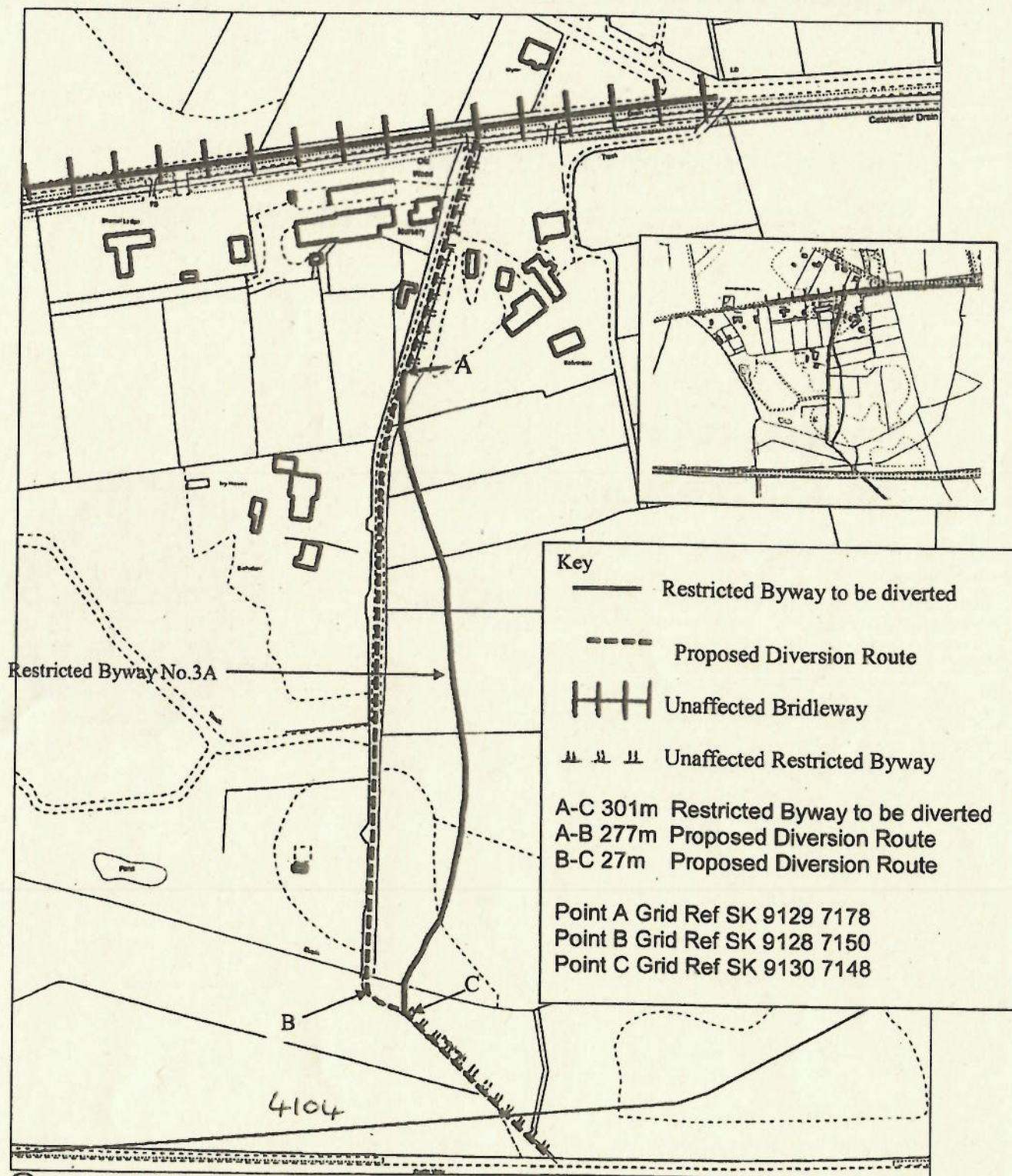
Section 119 of the Highways Act 1980 - Diversion of Restricted Byway No. 3A at  
Land at Old Wood South, Skellingthorpe in the Parish of Skellingthorpe

MAP NOT TO  
ORIGINAL SCALE

*Ans*



Scale 1:2500



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Ordnance Survey 100017926.

MAP NOT TO  
ORIGINAL SCALE

SKELL261118



9130 7148 (Point C on the Order map). The total length of Restricted Byway to be added to be approximately 304 metres as shown between points A-B-C on annexed Map Number SKELL261118

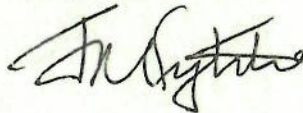
GIVEN under the Common Seal of North Kesteven District Council this

11<sup>th</sup> day of MARCH Two thousand and nineteen

THE COMMON SEAL of

NORTH KESTEVEN DISTRICT COUNCIL

was hereunto affixed in the presence of:



Authorised Officer .....

Name (Block Capitals) ...IAN FYTCHE.....



LHCH

DATED

11 MARCH

2019

PUBLIC PATH DIVERSION ORDER

HIGHWAYS ACT 1980

NORTH KESTIVEN DISTRICT COUNCIL

PART OF RESTRICTED BYWAY NUMBER 3A

SKELLINGTHORPE

PUBLIC PATH DIVERSION

ORDER 2019

LEGAL SERVICES LINCOLNSHIRE

COUNTY OFFICES

NEWLAND

LINCOLN

LN1 1YL