



The Planning Inspectorate

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Ms Wanda Lawrence
Milton Keynes Council
Milton Keynes Council
Civic Offices
1 Saxon Gate East
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Your Ref:
Our Ref: ROW/3238630
Further appeal references at foot of letter

29 January 2020

Dear Madam,

Wildlife and Countryside Act 1981 - Section 53
Order Making Authority: Milton Keynes Council
Title of Order: The Council of the Borough of Milton Keynes (Public Bridleway No. 18, Parish of Emberton) DMMO 2017 AND (Public Bridleway No. 18A, Parish of Emberton)

I am directed by the Secretary of State for Environment, Food and Rural Affairs to refer to the above named Orders, which were submitted for confirmation on 2 October 2019.

Examination of the Orders and maps has revealed that the Orders have been incorrectly drafted. Regulation 3 of the Wildlife and Countryside (Definitive Maps and Statement) Regulations 1993 requires that the notation to be used on definitive maps should be as indicated in Schedule 1 of the Regulations. [Advice Note 22](#) refers. The routes claimed in the Orders are bridleways, therefore, the correct notation would be that shown in Schedule 1 section (b) of the Regulations; that being either a continuous green line or by a continuous line with cross bars at intervals, or by a broken line with cross bars in the intervals, however it has been indicated on the Order map as a broken black which is considered significantly incorrect and misleading.

The Secretary of State takes the view that this constitutes a fundamental error which is fatal to the validity of the Order. As she cannot purport to use her power of modification to correct such an error, she has decided not to exercise her power of confirmation.

The sealed Orders are returned herewith. A copy of this letter has been sent for information to those interested parties identified to us in your Order submission.

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Yours sincerely,

Caroline Baylis
Caroline Baylis

Linked cases: ROW/3238635