

NOTICE OF ORDER

WILDLIFE AND COUNTRYSIDE ACT – SECTION 53

Nottinghamshire County Council
(Mansfield Woodhouse Footpath Nos. 59 & 60 and Clipstone Footpath Nos.
20, 21, 22 & 23) Modification Order 2016

LOCAL INQUIRY CANCELLED

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 **8 October 2019**.

The Inquiry to be held at **Focus Point Hall, Vale Road, Mansfield Woodhouse, Mansfield, Nottinghamshire, NG19 8DR** on **Tuesday 7 April 2020** at 10.00am is **CANCELLED**

The order will be determined on the written statements submitted.

The effect of the Order, if confirmed without modifications, will be to modify the Definitive Map and Statement for the above Areas by adding thereto; a footpath commencing adjacent to the Spa Ponds (Grid Reference SK 5702 6368) and proceeding in a north-north-westerly then generally east-north-easterly then north-easterly direction for a distance of 1546 metres to join Clipstone Bridleway No.9 near the River Maun (SK 5819 6440); a footpath commencing from Clipstone Drive (SK 5763 6316) and proceeding in a generally north-north-westerly direction for a distance of 844 metres to join the aforementioned footpath near the River Maun (SK5747 6397); a footpath commencing from Clipstone Drive (SK 5788 6344) and proceeding in a generally north-easterly then generally northerly direction for a distance of 914 metres to join the first mentioned footpath (SK 5799 6426) near the River Maun; a footpath commencing from the second mentioned footpath (SK 5755 6364) and proceeding in a south-easterly direction for a distance of 375 metres to join the aforementioned footpath (SK 5787 6345) near Clipstone Drive, all as shown on the order map.

Any queries relating to this Order should be referred to Helen Sparks 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 5646.

Email: helen.sparks@planninginspectorate.gov.uk

Please quote reference number ROW/3224222 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 Countryside Access Team, Nottinghamshire County Council, County Hall, West Bridgford, Nottingham, NG2 7QP Monday to Friday between 8:30 and 16:30. To arrange a viewing of the documents, please contact Ms Diana Clarke on Telephone Number 0115 804 3671.

As the Authority have indicated that they will not be supporting the Order at the Inquiry, the case for the Order will be presented by Mr Stephen Parkhouse. He will be expected to adhere to the following timetable as if he was the Authority.

Timetable for sending in statements of case and proofs of evidence

Within 8 weeks of the start date by [by 3 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 14 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 10 March 2020]~~

In view of the change to written procedure any final comments should be submitted by 17 March 2020

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.

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.

WILDLIFE AND COUNTRYSIDE ACT 1981

THE NOTTINGHAMSHIRE (AREA 7 AND MANSFIELD DISTRICT) DEFINITIVE MAP
AND STATEMENT

THE NOTTINGHAMSHIRE COUNTY COUNCIL (MANSFIELD WOODHOUSE
FOOTPATH NOS. 59 & 60 AND CLIPSTONE FOOTPATH NOS. 20, 21, 22 & 23)
MODIFICATION ORDER 2016

This Order is made by the Nottinghamshire County Council under Section 53(2)(b) of the Wildlife & Countryside Act 1981 ("the Act") because it appears to that Authority that the Nottinghamshire (Area 7 and Mansfield District) Definitive Map and Statement require modification in consequence of the occurrence of an event specified in Section 53(3)(b) of the Act, namely the expiration, in relation to any way in the area to which the maps relates, of any period such that the enjoyment by the public of the way during that period raises a presumption that the way has been dedicated as a public path.

The Authority have consulted with every Local Authority whose area includes land to which the Order relates.

The Nottinghamshire County Council hereby order that:

1. For the purposes of this Order the relevant date is the 12th of August 2016.
2. The Nottinghamshire (Area 7 and Mansfield District) Definitive Map and Statement shall be modified as described in Part I and Part II of the Schedule and shown on the Map attached to this Order.
3. This Order shall take effect on the date it is confirmed and may be cited as "The Nottinghamshire County Council (Mansfield Woodhouse Footpath Nos. 59 & 60 and Clipstone Footpath Nos. 20, 21, 22 & 23) Modification Order 2016".

SCHEDULE

PART I

Modification of Definitive Map

Description of the Path or Way to be added

Mansfield Woodhouse Footpath No.59

Commencing from a point SK 5702 6368 (point A1 on the order plan), at the junction with Mansfield Woodhouse Footpath No.58 and proceeding for a distance of approximately 210 metres in a north-north-westerly then east-north-easterly direction to point SK 5707 6383 (point A2 on the order plan); then proceeding for a distance of approximately 142 metres in a generally east-north-easterly direction to point SK 5719 6389 (point A3 on the order plan) at the junction with Clipstone Footpath No.20.

Width: 1.3 metres between points SK 5702 6368 (Point A1) and SK 5707 6383 (Point A2)

Varying between 1.0 and 1.2 metres between points SK 5707 6383 (Point A2) and SK 5719 6389 (Point A3)

Limitations: None

THE NOTTINGHAMSHIRE COUNTY COUNCIL (MANSFIELD WOODHOUSE
FOOTPATH NOS. 59 & 60 AND CLIPSTONE FOOTPATH NOS. 20, 21, 22 & 23)
MODIFICATION ORDER 2016

Mansfield Woodhouse Footpath No.60

Commencing from a point SK 5763 6316 (point B1 on the order plan) at the junction with Mansfield Woodhouse Bridleway No.30 (also known as Clipstone Drive) proceeding for a distance of approximately 487 metres in a generally north-north-westerly direction to point SK 5755 6363 (point B2 on the order plan) at the junction with Clipstone Footpath No.21.

Width: 1.5 metres

Limitations: None

Clipstone Footpath No.20

Commencing from a point SK 5719 6389 (point A3 on the order plan) at the junction with Mansfield Woodhouse Footpath No.59 proceeding for a distance of approximately 316 metres in a generally east-north-easterly direction to point SK 5747 6397 (point A4 on the order plan) at the junction with Clipstone Footpath No.21; then proceeding for a distance of approximately 637 metres in a generally easterly then north-easterly direction to point SK 5799 6426 (point A5 on the order plan) at the junction with Clipstone Footpath No.23; then proceeding for a distance of approximately 241 metres in a north-easterly direction to point SK 5819 6440 (point A6 on the order plan) at the junction with Clipstone Bridleway No.9.

Width: Varies between 1.0 metre and 1.5 metres

Limitations: None

Clipstone Footpath No.21

Commencing from a point SK 5755 6363 (point B2 on the order plan) at the junction with Mansfield Woodhouse Footpath No.60 proceeding for a distance of approximately 18 metres in a north-north-easterly direction to a point SK 5755 6364 (point B3 on the order plan) at the junction with Clipstone Footpath No.22; then proceeding for a distance of approximately 339 metres in a north-north-westerly direction to point SK 5747 6397 (point A4 on the order plan) at the junction with Clipstone Footpath No.20.

Width: 1.5 metres between points SK5755 6363 (Point B2) and SK 5755 6364 (Point B3)

1.0 metre between points SK 5755 6364 (Point B3) and SK 5747 6397 (Point A4)

Limitations: None

Clipstone Footpath No.22

Commencing from a point SK 5755 6364 (point B3 on the order plan) at the junction with Clipstone Footpath No.21 proceeding for a distance of approximately 375 metres in a south-easterly direction to point SK 5787 6345 (point B4 on the order plan) at the junction with Clipstone Footpath No.23.

Width: 3.0 metres

Limitation: The footpath is subject to the use of vehicles for land management purposes.

THE NOTTINGHAMSHIRE COUNTY COUNCIL (MANSFIELD WOODHOUSE
FOOTPATH NOS. 59 & 60 AND CLIPSTONE FOOTPATH NOS. 20, 21, 22 & 23)
MODIFICATION ORDER 2016

Clipstone Footpath No.23

Commencing from a point SK 5788 6344 (point C1 on the order plan) at the junction with Clipstone Bridleway No.6 (also known as Clipstone Drive) proceeding for a distance of approximately 17 metres in a north-westerly direction to point SK 5787 6345 (point B4 on the order plan); then proceeding for a distance of approximately 278 metres in a generally north-easterly direction to point SK 5799 6370 (point C2 on the order plan); then proceeding for a distance of approximately 419 metres in a north-easterly then generally northerly direction to point SK 5797 6410 (point C3 on the order plan); then proceeding for a distance of approximately 200 metres in a generally northerly direction to point SK 5799 6426 (point A5 on the order plan) at the junction with Clipstone Footpath No.20.

Width: 3.0 metres between points SK 5788 6344 (Point C1) and SK 5787 6345 (Point B4)

Varying between 1.0 and 1.3 metres between points SK 5787 6345 (Point B4) and SK 5799 6370 (Point C2)

2.0 metres between points SK 5799 6370 (Point C2) and 5797 6410 (Point C3)

1.0 metre between points SK 5797 6410 (Point C3) and 5799 6426 (Point A5)

Limitation: The footpath is subject to the use of vehicles for land management purposes.

PART II

Modification of Definitive Statement

Description of the Path or Way to be added

The Definitive Statement for Mansfield Woodhouse shall be amended as follows:

Status and Path No:	Footpath 59
O.S. Sheet No:	SK56SE
Approx. Length:	352 metres
Width:	1.3 metres between points SK 5702 6368 (Point A1) and SK 5707 6383 (Point A2) Varying between 1.0 and 1.2 metres between points SK 5707 6383 (Point A2) and SK 5719 6389 (Point A3)
Starting Point:	SK 5702 6368 at the junction with Mansfield Woodhouse Footpath No.58
Finishing Point:	SK 5719 6389 at the junction with Clipstone Footpath No.20
General Description:	From the start point proceeding for a distance of approximately 210 metres in a north-north-westerly then east-north-easterly direction through woodland on an earth surface to point SK 5707 6383; then proceeding for a distance of approximately 142 metres in a generally east-north-easterly direction through a wood and along a field edge on an earth surface to the finish point.
Legal Event / Remarks:	None

THE NOTTINGHAMSHIRE COUNTY COUNCIL (MANSFIELD WOODHOUSE
FOOTPATH NOS. 59 & 60 AND CLIPSTONE FOOTPATH NOS. 20, 21, 22 & 23)
MODIFICATION ORDER 2016

Status and Path No:	Footpath 60
O.S. Sheet No:	SK56SE
Approx. Length:	487 metres
Width:	1.5 metres
Starting Point:	SK 5763 6316 at the junction with Mansfield Woodhouse Bridleway No.30 (also known as Clipstone Drive)
Finishing Point:	SK 5755 6363 at the junction with Clipstone Footpath No.21
General Description:	From the start point, proceeding for a distance of approximately 487 metres in a generally north-north-westerly direction on an earth surface within a forestry plantation to the finish point.
Legal Event / Remarks:	None

The Definitive Statement for Clipstone shall be amended as follows:

Status and Path No:	Footpath 20
O.S. Sheet No:	SK56SE
Approx. Length:	1194 metres
Width:	Varies between 1.0 metre and 1.5 metres
Starting Point:	SK 5719 6389 at the junction with Mansfield Woodhouse Footpath No.59
Finishing Point:	SK 5819 6440 at the junction with Clipstone Bridleway No.9
General Description:	From the start point, proceeding for a distance of approximately 316 metres in a generally east-north-easterly direction mostly along field edges on an earth surface to point SK 5747 6397 at the junction with Clipstone Footpath No.21; then proceeding for a distance of approximately 637 metres in a generally easterly then north-easterly direction through a forestry plantation on an earth surface to point SK 5799 6426 at the junction with Clipstone Footpath No.23; then proceeding for a distance of approximately 241 metres in a north-easterly direction through a forestry plantation on an earth surface to the finish point.
Legal Event / Remarks:	None

THE NOTTINGHAMSHIRE COUNTY COUNCIL (MANSFIELD WOODHOUSE
FOOTPATH NOS. 59 & 60 AND CLIPSTONE FOOTPATH NOS. 20, 21, 22 & 23)
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Status and Path No:	Footpath 21
O.S. Sheet No:	SK56SE
Approx. Length:	357 metres
Width:	1.5 metres between points SK5755 6363 (Point B2) and SK 5755 6364 (Point B3) 1.0 metre between points SK 5755 6364 (Point B3) and SK 5747 6397 (Point A4)
Starting Point:	SK 5755 6363 at the junction with Mansfield Woodhouse Footpath No.60
Finishing Point:	SK 5747 6397 at the junction with Clipstone Footpath No.20
General Description:	From the start point, proceeding for a distance of approximately 18 metres in a north-north-easterly direction through a forestry plantation on an earth surface to a point SK 5755 6364 at the junction with Clipstone Footpath No.22; then proceeding for a distance of approximately 339 metres in a north-north-westerly direction along the edge of a forestry plantation on a sand surface to the finish point.
Legal Event / Remarks:	None

Status and Path No:	Footpath 22
O.S. Sheet No:	SK56SE
Approx. Length:	375 metres
Width:	3.0 metres
Starting Point:	SK 5755 6364 at the junction with Clipstone Footpath No.21
Finishing Point:	SK 5787 6345 at the junction with Clipstone Footpath No.23
General Description:	From the start point, proceeding for a distance of approximately 375 metres in a south-easterly direction through a forestry plantation on an earth and stone surfaced track to the finish point.
Legal Event / Remarks:	The footpath is subject to the use of vehicles for land management purposes.

THE NOTTINGHAMSHIRE COUNTY COUNCIL (MANSFIELD WOODHOUSE
FOOTPATH NOS. 59 & 60 AND CLIPSTONE FOOTPATH NOS. 20, 21, 22 & 23)
MODIFICATION ORDER 2016

Status and Path No:	Footpath 23
O.S. Sheet No:	SK56SE
Approx. Length:	914 metres
Width:	3.0 metres between points SK 5788 6344 (Point C1) and SK 5787 6345 (Point B4) Varying between 1.0 and 1.3 metres between points SK 5787 6345 (Point B4) and SK 5799 6370 (Point C2) 2.0 metres between points SK 5799 6370 (Point C2) and SK 5797 6410 (Point C3) 1.0 metre between points SK 5797 6410 (Point C3) and SK 5799 6426 (Point A5)
Starting Point:	SK 5788 6344 at the junction with Clipstone Bridleway No.6 (also known as Clipstone Drive)
Finishing Point:	SK 5799 6426 at the junction with Clipstone Footpath No.20
General Description:	From the start point, proceeding for a distance of approximately 17 metres in a north-westerly direction through a forestry plantation on an earth and stone surfaced track to point SK 5787 6345; then proceeding for a distance of approximately 278 metres in a generally north-easterly direction through a forestry plantation on an earth surface to point SK 5799 6370; then proceeding for a distance of approximately 419 metres in a north-westerly then generally northerly direction through a forestry plantation on an earth surface to point SK 5797 6410; then proceeding for a distance of approximately 200 metres in a generally northerly direction through a forestry plantation on an earth surface to the finish point.
Legal Event / Remarks:	The footpath is subject to the use of vehicles for land management purposes.

THE COMMON SEAL of THE)
)
NOTTINGHAMSHIRE COUNTY COUNCIL)

was hereunto affixed)
)
this 16th day of September 2016)
)
in the presence of:-)

[Handwritten Signature]

AUTHORISED SIGNATORY



SEAL REGISTER
NO. - 43466

WILDLIFE & COUNTRYSIDE ACT 1981
 Nottinghamshire County Council
 (Mansfield Woodhouse FP Nos. 59 & 60
 and Clipstone FP Nos. 20, 21, 22 and 23)

Modification Order 2016

Produced by: e b40

Date: 04/07/2016



Scale 1:5000

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 (100019715), 2016

Footpaths to be added

Connecting path

Existing recorded bridleway

Recorded bridleway

Track

Other

