

# **NOTICE OF ORDER**

## **Wildlife and Countryside Act 1981 Section 53**

Oxfordshire County Council  
West Hanney Byway Open to All Traffic No. 2 (Part) Modification  
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 **9 June 2020**.

Consideration of the Order will take the form of a hearing.

The Hearing will be held at **Hanney War Memorial Hall, Brookside, East Hanney OX12 0JL** on **Tuesday 27 October 2020** at 10.00am.

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

Adding a width to the Definitive Statement for the section of West Hanney Byway Open to All Traffic No 2 running NNE from East Hanney Restricted Byway 17 at approximately SU 4099 9270 to School Road at SU 4104 9288

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](mailto:helen.sparks@planninginspectorate.gov.uk). Please quote reference number ROW/3228703 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 offices of Oxfordshire County Council, Countryside Records, County Hall, New Road, Oxford, OX1 1ND. The usual opening hours are Monday – Thursday 9am – 5pm and Friday 9am – 4pm. To arrange a viewing of the documents please contact the Officer on Telephone Number 01865 810808 to make an appointment.

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

### **Within 8 weeks of the start date [by 4 August 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, although 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 12 weeks of the start date [by 1 September 2020]**

Everyone who has made an objection or representation and anyone who wishes to give evidence at the Hearing must ensure their statement of case<sup>1</sup> 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).

All parties must keep to the timetable set out above and ensure that statements of case are received by the Secretary of State on time. Late documents will be returned.

We cannot accept any inflammatory, discriminatory or abusive comments. Any documents containing such comments will be returned.

Notice of order for hearing

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<sup>1</sup> 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 hearing.

WILDLIFE AND COUNTRYSIDE ACT 1981  
DEFINITIVE MAP AND STATEMENT OF PUBLIC RIGHTS OF WAY FOR  
OXFORDSHIRE

**THE OXFORDSHIRE COUNTY COUNCIL  
WEST HANNEY BYWAY OPEN TO ALL TRAFFIC No. 2 (PART)  
MODIFICATION ORDER 2019**

This Order is made by the Oxfordshire 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 Statement of Public Rights of Way for Oxfordshire requires modification in consequence of the occurrence of an event specified in section 53(3)(c)(iii) of the Act, namely, the discovery by the authority of evidence which (when considered with all other relevant evidence available to them) shows that the particulars contained in the statement require modification.

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

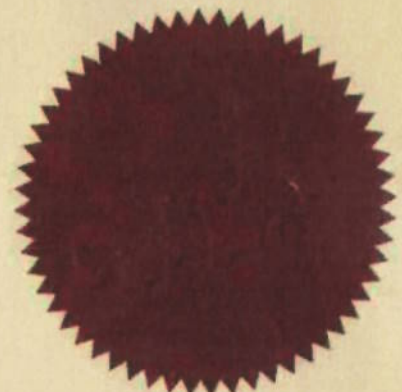
1. For the purposes of this order the relevant date is 1<sup>st</sup> August 2018.
2. The Definitive Statement of Public Rights of Way for Oxfordshire shall be modified as described in Part I and Part II of the Schedule and shown on the map attached to the Order.
3. This order shall take effect on the date it is confirmed and may be cited as the Oxfordshire County Council West Hanney Byway Open To All Traffic No. 2 (part) Modification Order 2019.

Dated this 23<sup>rd</sup> day of January 2019

**THE COMMON SEAL OF THE OXFORDSHIRE COUNTY COUNCIL  
was hereto affixed in the presence of:-**

*Chris Smith*

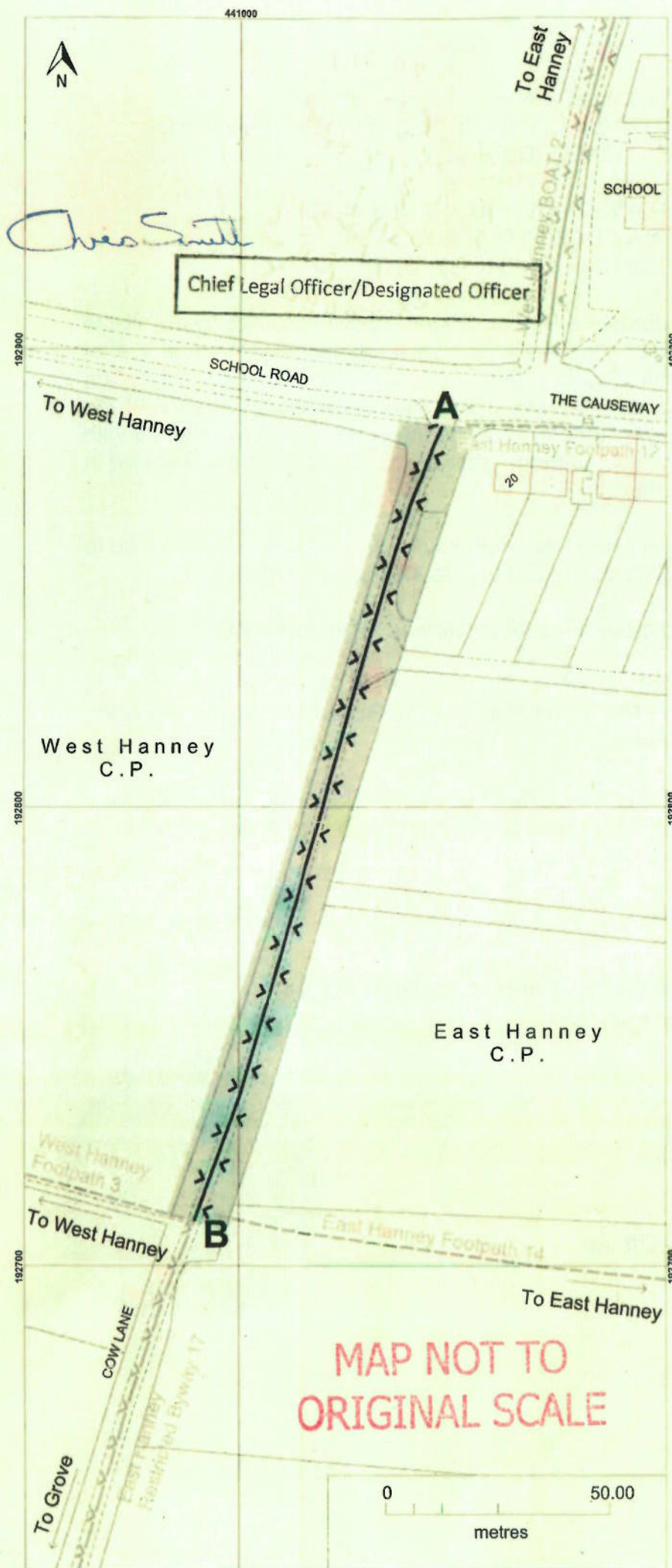
**County Solicitor/Designated Officer**



1417 118

Dated \_\_\_\_\_ 2019





# Wildlife and Countryside Act 1981 Sec 53

## Definitive Map Modification Order

The Oxfordshire County Council  
West Hanney Byway Open  
To All Traffic No.2 (Part)  
Modification Order 2018

Width of BOAT 2 to be  
recorded:

A - B

Length: 182 m approx.  
Width: 10.8 m to 17 m,  
as shaded

Approximate route of  
other rights of way



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Bev Hindle, Strategic Director, Communities,  
Oxfordshire County Council,  
County Hall, New Road,  
Oxford OX1 1ND.

OS Reference: SU 4092 NE, SU 4192 NW  
Scale 1:1250 @ A4

Drawn By: DJR Date: 16 January 2019  
Drawing No. WCA1981 /519b



**OXFORDSHIRE  
COUNTY COUNCIL**



## SCHEDULE

### PART I Modification of Definitive Map

[NOT MODIFIED]

### PART II Modification of Definitive Statement

Variation of particulars of path or way

The Definitive Statement to read as follows:

Number	Status	Description	Width	Remarks
2	Byway Open to All Traffic	From East Hanney RB17 at FP3 West Hanney, NNE across School Road to the East Hanney Parish boundary at East Hanney BY7.	10.8 metres to 17 metres, from East Hanney RB 17 to School Road as shaded grey on the Oxfordshire County Council, West Hanney Byway Open To All Traffic No 2 (part) Modification Order 2019, as measured from the O.S. Third Edition County Series map of 1912 at 1:2500 scale	Added by Modification Order, confirmed ..... (date of confirmation to be advised). Note that this section of West Hanney BOAT 2 is also in East Hanney.



23<sup>rd</sup> January 2019

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**THE OXFORDSHIRE COUNTY COUNCIL**  
**WEST HANNEY BYWAY OPEN TO ALL TRAFFIC No. 2 (part)**  
**MODIFICATION ORDER 2019**

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The **Common Seal** of The Oxfordshire County Council     )  
was hereto affixed the        day of                      201     )  
in confirmation of the modifications in the within-written     )  
Order in the presence of:-   )

County Solicitor/Designated Officer