



## Order Decision

On Papers on File

**by Paul Freer BA(Hons) LLM PhD MRTPI**

**an Inspector appointed by the Secretary of State for Environment, Food and Rural Affairs**

**Decision date: 8 April 2020**

---

### **Order Ref: ROW/3208045**

- This Order is made under Section 53(2)(b) of the Wildlife and Countryside Act 1981. It is known as the Essex County Council Definitive Map Modification No 633 Restricted Byway 244 Colchester Borough Order 2017.
- The Order is dated 2 October 2017. It proposes to modify the definitive map and statement for the area by adding a length of restricted byway from Norman Way North in a generally southerly direction for a distance of approximately 620 metres to join Footpath 206, as shown on the Order map and described in the Order schedule.
- There was one objection outstanding when Essex County Council submitted the Order for confirmation to the Secretary of State for Environment, Food and Rural Affairs.

**Summary of Decision: The Order is confirmed subject to the modifications previously proposed and as set out in the Formal Decision below.**

---

### **Procedural Matters**

1. In my interim decision dated 26 September 2019, I proposed confirmation of the Order subject to the deletion in both Part I and Part II of the Schedule to the Order of 'The width of the way is 5 metres' and the substitution there of 'The width of the way varies between 3.0 metres and 8.8 metres, as shown on the Supplementary Plan to show Width Information'. No objections were raised in response to the notice of the proposed modifications.

### **Conclusion**

2. Having regard to the above, I conclude that the Order should be confirmed subject to modifications previously proposed.

### **Formal Decision**

3. The Order is confirmed subject to the following modifications:
  - In both Part I and Part II of the Schedule to the Order, delete the reference to 'The width of the way is 5 metres' and substitute there 'The width of the way varies between 3.0 metres and 8.8 metres, as shown on the Supplementary Plan to show Width Information'.

*Paul Freer*

INSPECTOR

---