



Order Decision

Site visit made on 16 June 2020

by Alan Beckett BA MSc MIPROW

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

Decision date: 28 January 2021

Order Ref: ROW/3224222M

- This Order is made under Section 53 (2) (b) of the Wildlife and Countryside Act 1981 (the 1981 Act) and is known as the Nottinghamshire County Council (Mansfield Woodhouse Footpath Nos. 59 & 60 and Clipstone Footpath Nos. 20, 21, 22 & 23) Modification Order 2016.
- Nottinghamshire County Council submitted the Order for confirmation to the Secretary of State for Environment, Food and Rural Affairs.
- The Order is dated 16 September 2016. The Order was the subject of an interim decision dated 24 July 2020 in which I proposed to confirm the Order subject to modifications which required advertisement.

Summary of Decision: The Order is confirmed subject to the modifications set out in the Formal Decision.

Procedural Matters

1. The effect of the Order, if confirmed with the modifications that I previously proposed would be to (a) add to the Definitive Map and Statement two public footpaths in the parish of Mansfield Woodhouse and four public footpaths in the parish of Clipstone; (b) modify the alignment of that part of Clipstone footpath 20 (between points A4 and AX on the modified Order plan) to reflect the route claimed to have been walked by members of the public prior to 2008; and (c) record that there were no limitations on the use of Clipstone footpaths 22 and 23.
2. In my interim decision of 24 July 2020, I proposed to confirm the Order subject to the modifications described in paragraph 1 above. As the modifications proposed in my interim decision would affect land not affected by the Order as submitted and would not show a way shown in the Order as submitted I was required by virtue of Paragraph 8(2) of Schedule 15 to the 1981 Act to give notice of my proposal to modify the Order.
3. One duly made representation was received following advertisement of the notice and deposit of the associated documents relating to the proposed modifications. The representation made on behalf of the Forest Town Nature Conservation Group supported the confirmation of the Order as it was considered that the Order paths would make a positive contribution to the creation of a heritage trail within the area.

Conclusions

4. Bearing in mind the above, I conclude that the Order should be confirmed subject to the modifications set out in paragraph 41 of my interim decision dated 24 July 2020.

Formal Decision

5. I confirm the Order subject to the following modifications:

in the Order map, between points A4 and AX amend the line to be recorded as footpath 20 to reflect the route claimed to have been walked prior to 2008;

in the Schedule Part I for Clipstone Footpath No. 22 and Footpath No. 23 under 'Limitation' delete 'The footpath is subject to the use of vehicles for land management purposes' and insert 'None';

6. In the Schedule, Part II for Clipstone Footpath 22 and Footpath 23, under 'Legal Event / Remarks' delete 'The footpath is subject to the use of vehicles for land management purposes' and insert 'None'.

Alan Beckett

Inspector

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

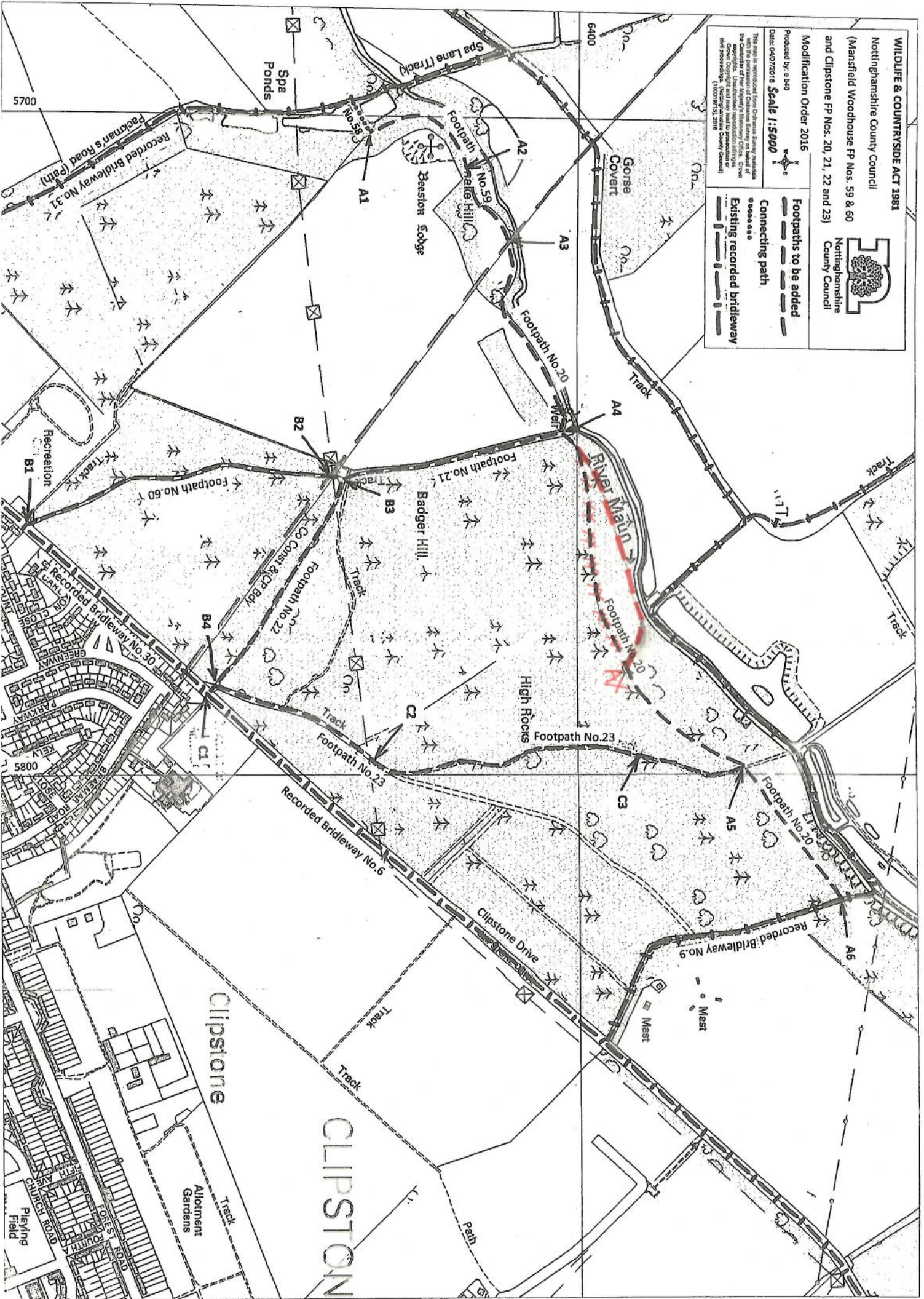
Produced by: a b4
Date: 04/07/2016 Scale 1:5000

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Footpaths to be added

Connecting path

Existing recorded bridleway



5700

6400

5800

Clipstone

CLIPSTON