

NOTICE OF ORDER

Wildlife and Countryside Act 1981 – Section 53

SOMERSET COUNTY COUNCIL

The Somerset County Council (No. 2) Modification Order, 2016

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 **2 February 2021**.

Consideration of the Order will take the form of exchanges of statements of case and comments on statements of case.

The effect of the Order, if confirmed without modifications, will be to modify the definitive map and statement for the area by:

1. Upgrading footpath CH 33/36 in the Parish of Crewkerne starting from the A30 (Point A on the order plan) and running in a generally south south-easterly direction along Butts Quarry Lane for approximately 300 metres to its junction with footpath CH 33/35 at point B is to be upgraded to a Restricted Byway. The width is:- 3 metres between A and X, 2 metres between X and Y and 3 metres between Y and B.
2. Upgrading footpath CH 33/35 in the Parish of Crewkerne starting from its junction with footpath CH 33/36 (point B on the order plan) and running in a generally easterly direction along Butts Quarry Lane for approximately 400 metres to its junction with footpath CH 33/34 at point C is to be upgraded to a Restricted Byway. The width is 3 metres.
3. Upgrading part of Footpath CH 33/34 in the Parish of Crewkerne starting from its junction with footpath CH 33/35 (point C on the order plan) and running in a generally north north-westerly direction along Higher Easthams Lane for approximately 560 metres to its junction with the unclassified county road at point D is to be upgraded to a Restricted Byway. The width is 3 metres.

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/3224099 on all correspondence.

Any person wishing to view the statements of case and other documents relating to this Order may do so by contacting Andrew Saint, Rights of Way Officer (Definitive Map), Highways Group, Economic & Community Infrastructure, Somerset County Council, County Hall, Taunton, TA1 4DY or by Telephone on 01823 359796/07976695372. The Order Making Authority will also be making the documents available here: www.somerset.gov.uk/CrewkerneInquiry.

As the Authority has indicated that it will not be supporting the Order, the case will be taken forward by South Somerset Bridleways Association. They will be expected to adhere to the timetable below as if they were the Authority.

Timetable for sending in statements of case and comments

Within 2 weeks of the start date [by 16 February 2021]

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, the applicant and any other person who has written to us in respect of the Order.

Within 8 weeks of the start date [by 30 March 2021]

Everyone who has made an objection or representation or any other written representation 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 full copies to the Authority. Copies (excluding copies of any supporting documents - these will be available to view at the Authority's offices) 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.

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, 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).

Within 14 weeks of the start date [by 11 May 2021]

Everyone who has made an objection or representation, the Authority, the applicant (if applicable) and anyone who has written to us in respect of the Order must ensure that their comments on any or every other statement of case is received by the Secretary of State. As soon as possible after the deadline, the Secretary of State will send copies of these comments to everyone else.

Any other person wishing to make representations in writing to the Secretary of State in respect of the above Order must do so in line with the timetable set out above.

In fairness to the other parties everyone should keep to the timetable to ensure that statements of case and comments are received 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 COUNTY OF SOMERSET DEFINITIVE
MAP AND STATEMENT**

**The Somerset County Council
(No. 2) Modification Order, 2016**

Parish of Crewkerne

This Order is made by the Somerset County Council under section 53(2)(b) of the Wildlife and Countryside Act 1981 ("the Act"), because it appears to the Secretary of State (who has directed the authority to that effect under paragraph 4(2) of Schedule 14 to the Act) that the County of Somerset Definitive Map and Statement require modification in consequence of the occurrence of an event specified in:

Section 53(3)(c)(ii) that a highway shown in the map and statement as a highway of a particular description ought to be there shown as a highway of a different description.

The Authority has consulted with every local authority whose area includes the land to which the order relates.

The Somerset County Council hereby orders that:

- 1) For the purpose of this order the relevant date is 15 July 2016.
- 2) The County of Somerset Definitive Map and Statement shall be modified as described in Part I and Part II of the Schedule and shown on the plan attached to the Order.
- 3) The Order shall take effect on the date it is confirmed and may be cited as The Somerset County Council (No. 2) Modification Order, 2016.

Dated 15 July 2016

THE COMMON SEAL of the
COUNTY COUCIL OF SOMERSET
Was hereunto affixed in
The presence of:

[Signature]
Authorised Officer



Number in Register
28243

SCHEDULE

PART 1

MODIFICATION OF THE DEFINITIVE MAP

Description of paths or ways to be upgraded

i) Footpath CH 33/36 in the Parish of Crewkerne starting from the A30 (point A on the order plan) and running in a generally south south easterly direction along Butts Quarry Lane for approximately 300 metres to its junction with footpath CH 33/35 at point B is to be upgraded to a Restricted Byway.

The width is:-

3 metres between A and X

2 metres between X and Y

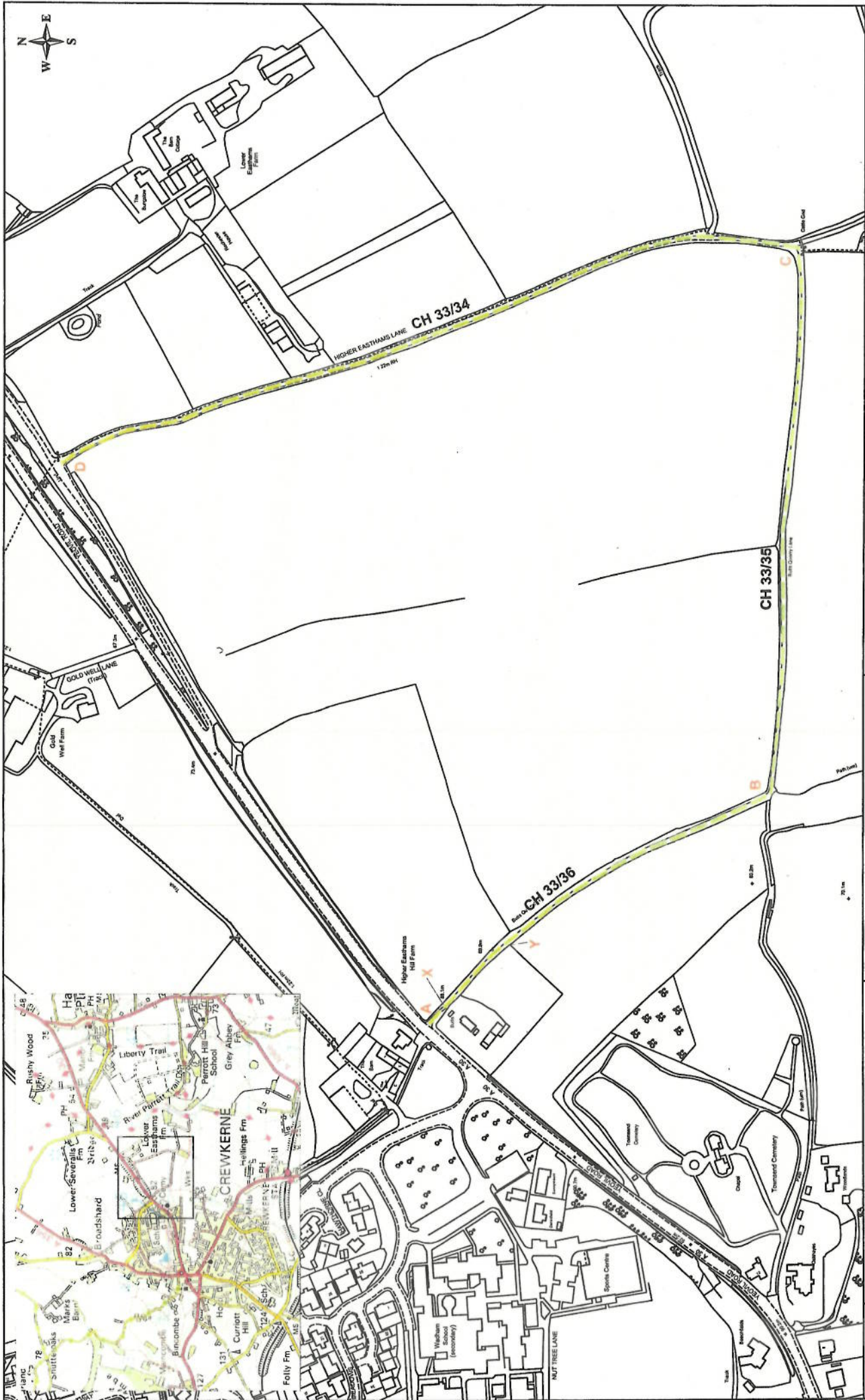
3 metres between Y and B


ii) Footpath CH 33/35 in the Parish of Crewkerne starting from its junction with footpath CH 33/36 (point B on the order plan) and running in a generally easterly direction along Butts Quarry Lane for approximately 400 metres to its junction with footpath CH 33/34 at point C is to be upgraded to a Restricted Byway.

The width is 3 metres.

iii) Part of Footpath CH 33/34 in the Parish of Crewkerne starting from its junction with footpath CH 33/35 (point C on the order plan) and running in a generally north north westerly direction along Higher Easthams Lane for approximately 560 metres to its junction with the unclassified county road at point D is to be upgraded to a Restricted Byway.

The width is 3 metres.



<p>SOMERSET COUNTY COUNCIL - ENVIRONMENT DEPARTMENT</p> <p>The precise line of a Right of Way can only be determined by reference to the Definitive Map (1:10560 scale) and the attached plan has been produced by transposing the Rights of Way Definitive Map onto a larger scale. The County Council can accept no responsibility for any error or inaccuracy which may arise from the transposition of the Rights of Way Definitive Map to a different scale.</p> <p>This map is based upon Ordnance Survey material with the permission of Ordnance Survey on behalf of the Controller of Her Majesty's Stationery Office (c) Crown copyright. Unauthorised reproduction infringes Crown copyright and may lead to prosecution or civil proceedings. (Somerset County Council) (100033332) (2016)</p> <p>- For reference purposes only. No further copies to be made.</p>	<p>Wildlife and Countryside Act 1981 The Somerset County Council (No. 2) Modification Order, 2016 Parish of Crewkerne</p> <p>Footpaths to be upgraded to Restricted Byways A-B-C-D</p>	<p>MAP NOT TO ORIGINAL SCALE</p>
<p>Parish: Crewkerne District: South Somerset Date: 06/07/2016 Drawing No: H047-2016 Drawn By: MHardwell Grid Ref: 345360 110110 Scale: 1:2500</p>	<p></p>	

PART II

MODIFICATION OF THE DEFINITIVE STATEMENT

Variations of Particulars of Path or Way

i) The statement for CH 33/36 shall be amended as follows:

A Restricted Byway starts from the A30 and runs in a generally south south easterly direction along Butts Quarry Lane for approximately 300 metres to its junction with restricted byway CH 33/35

The width is:-

3 metres for the first 20 metres

2 metres for the next 60 metres

3 metres for the remaining 220 metres

ii) The statement for CH 33/35 shall be amended as follows:

A Restricted Byway starts from its junction with restricted byway CH 33/36 and runs in a generally easterly direction along Butts Quarry Lane for approximately 400 metres to its junction with restricted byway CH 33/73.

The width is 3 metres.

iii) A new statement for CH 33/73 shall be recorded as follows:

A Restricted Byway starts from its junction with restricted byway CH 33/35 and runs in a generally north north westerly direction along Higher Easthams Lane for approximately 560 metres to its junction with Footpath CH 33/34 at the unclassified county road.

The width is 3 metres.

iv) The statement for CH 33/74 shall be amended as follows:

A Footpath starts from the Crewkerne to Yeovil road approximately 300 yards north east of Elms Villa and runs north eastwards along the southern side of the road to its junction with Restricted Byway CH 33/73 at the urban district boundary.