

NOTICE OF ORDER

Highways Act 1980 Section 119
Herefordshire Council

Footpaths VO53 and VO57 (Part) Vowchurch Public Path Diversion 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 **03 March 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 divert the existing route of footpath VO53 in the parish of Vowchurch which commences at the County Road C1206 at OSGR SO 3615 3645 (Point A on the order plan) and travels in a generally south-easterly direction for approximately 60 metres to OSGR SO 3619 3641 (Point B on the order plan). The existing route of footpath VO57 in the parish of Vowchurch which commences at the terminus of footpath VO53 at OSGR SO 3619 3641 (Point B on the order plan) and travels in a generally south-easterly direction for 204 metres to OSGR SO 3634 3629 (Point C on the order plan). It then continues in a generally south-easterly direction for a further 180 metres to OSGR SO 3649 3618 (Point D on the Order plan). The total length of the existing said footpaths is approximately 444 metres.

The proposed new route of footpath VO57 in the parish of Vowchurch being a minimum of 2 metres in width commences at a junction with footpath VO56 in the parish of Vowchurch at OSGR SO 3640 3639 (Point E on the order plan) and travels in a generally south-south easterly direction for 226 metres to OSGR SO 3649 3618 (Point D on the Order plan). The total length of the said proposed new footpath is approximately 226 metres.

Any queries relating to this Orders should be referred to Michael Edwards 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 5340. Email: michael.edwards@planninginspectorate.gov.uk. Please quote reference number ROW/3241619 on all correspondence. **N.B.** Due to Covid-19, it is recommended that you email The Planning Inspectorate as the office is only partially open.

Any person wishing to view the statements of case and other documents relating to these Orders may do so online by visiting

<https://www.herefordshire.gov.uk/diversion-orders> Council contact: Mr Rob Hemblade, Telephone: 01432 349512, Email: rob.hemblade@balfourbeatty.com Once Covid-19 restrictions allow - by appointment only at Balfour Beatty Living Places, Unit 3, Thorn Business Park, Rotherwas Industrial Estate, Hereford, HR2 6JT, Monday to Friday - 9:30am to 3:30pm. **N.B. At the date of creating this notice, the Council Offices are closed due to Covid-19. This may change depending on the circumstances in the area**

Timetable for sending in statements of case and comments

Within 2 weeks of the start date [by 17 March 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 28 April 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 09 June 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.

Notice of order for w/r

PUBLIC PATH DIVERSION ORDER

HIGHWAYS ACT 1980, SECTION 119

**HEREFORDSHIRE COUNCIL
FOOTPATHS VO53 AND VO57 (PART) VOWCHURCH
PUBLIC PATH DIVERSION ORDER 2019**

This Order is made by the County of Herefordshire District Council (known as "Herefordshire Council") under section 119 of the Highways Act 1980 because it appears to Herefordshire Council that in the interests of the owner and occupier of the land crossed by the footpaths described in Part 1 of the Schedule to this Order it is expedient that the line of the paths should be diverted.

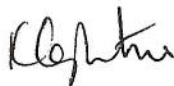
Mr. M. K. Waistell the said owner / applicant, has agreed to defray any compensation which becomes payable in consequence of the coming into force of this Order and to pay any expenses which are incurred in bringing the new site of the footpath into a fit condition for use by the public.

BY THIS ORDER:

1. The public rights of way over the land situated at St. Bartholomew's Church, The Old House and Holstye Farm in the Parish of Vowchurch and shown by a bold continuous line on the plan contained in this Order and described in Part 1 of the Schedule to this Order shall be stopped up on the date of confirmation of this Order.
2. There shall be on the date of confirmation of this Order a public footpath over the land situated at Holstye Farm in the parish of Vowchurch described in Part 2 of the Schedule to this Order and shown by a bold broken line on the said plan.
3. Where immediately before the date on which the said footpaths are diverted there is apparatus under, in, on, over, along or across them belonging to statutory undertakers for the purpose of their undertakings, the undertakers shall continue to have the same rights in respect of the apparatus as they then had.
4. The rights conferred on the public under this Order shall be subject to the limitations and conditions set out in Part 3 of the Schedule to this Order.

Dated 3rd July 2019

THE COMMON SEAL of the County of)
Herefordshire District Council was affixed)
BY ORDER)



Authorised Officer



SCHEDULE

PART 1

Description of Site of Existing Paths or Ways

The existing route of footpath VO53 in the parish of Vowchurch commences at the County Road C1206 at OS Grid Reference SO 3615 3645 (Point A on the order plan) and travels in a generally south-easterly direction for approximately 60 metres to OS Grid Reference SO 3619 3641 (point B on the order plan). The existing route of footpath VO57 in the parish of Vowchurch commences at the terminus of footpath VO53 at OS Grid Reference SO 3619 3641 (point B on the order plan) and travels in a generally south-easterly direction for 204 metres to OS Grid Reference SO 3634 3629 (point C on the order plan). It continues in a generally south-easterly direction for a further 180 metres to OS Grid Reference SO 3649 3618 (point D on the order plan).

The total length of the existing said footpaths is approximately 444 metres.

PART 2

Description of Site of New Path or Way

The proposed new route of footpath VO57 in the parish of Vowchurch being a minimum of 2 metres in width commences at a junction with footpath VO56 in the parish of Vowchurch at OS Grid Reference SO 3640 3639 (point E on the order plan) and travels in a generally south south-easterly direction for 226 metres to OS Grid Reference SO 3649 3618 (point D on the order plan).

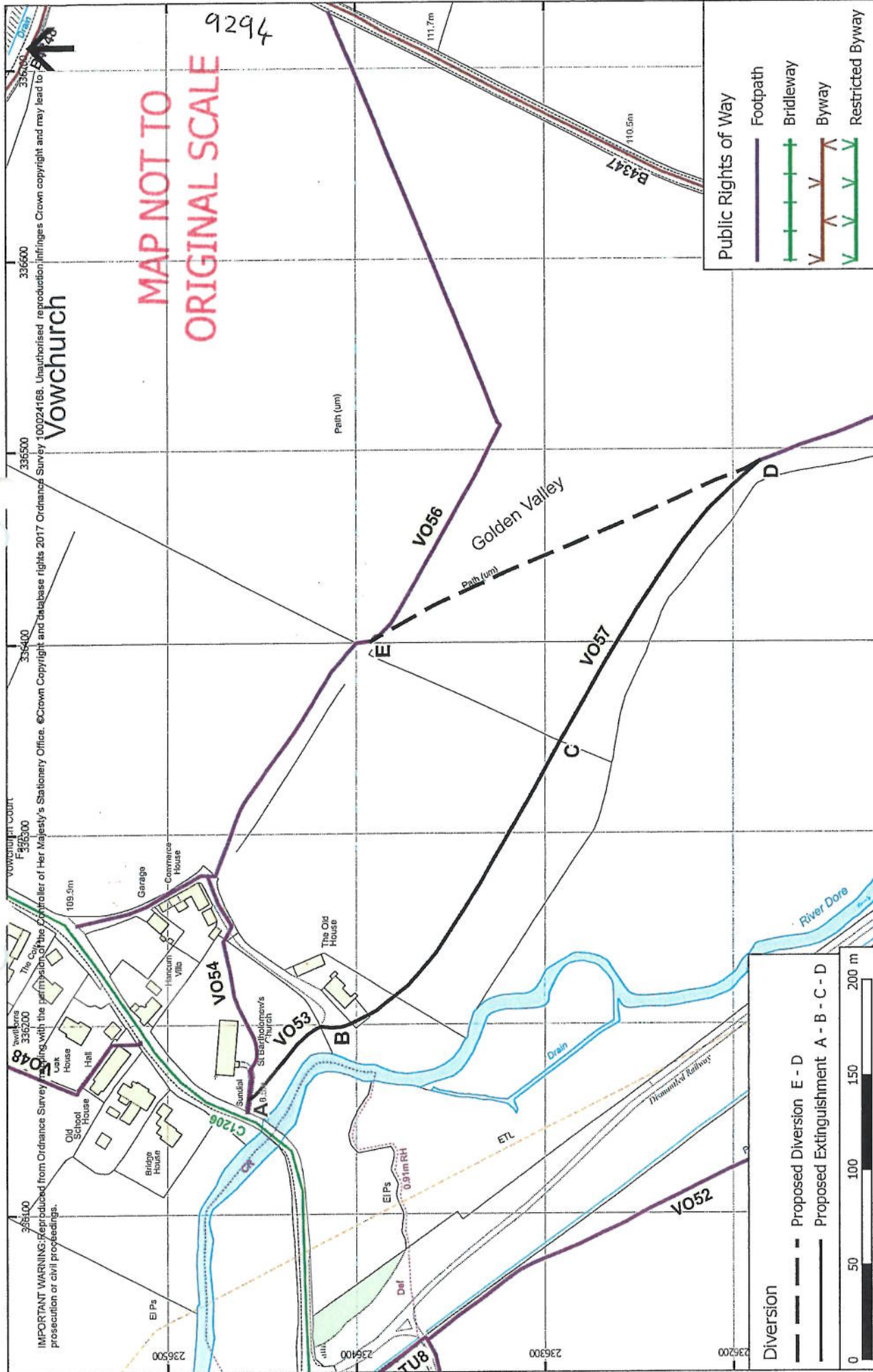
The total length of the said proposed new footpath is approximately 226 metres.

PART 3

Limitations and Conditions

Position on Path to which Limitations and Conditions apply	Limitations and Conditions
None	None

9294



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MAP NOT TO
ORIGINAL SCALE

Public Rights of Way

- Footpath
- Bridleway
- Byway
- Restricted Byway

Diversion

- Proposed Diversion E - D
- Proposed Extinguishment A - B - C - D

0 50 100 150 200 m

Highways Act 1980, Sections 118 and 119 Herefordshire Council - Public Footpaths VO53 and VO57 (part) Parish of Vowchurch Public Path Diversion Order 2019		
SCALE: 1:2,500	Balfour Beatty Living Places Unit 3 Thorn Business Park Rotherwas Hereford HR2 6JT	
DATE: 20/03/2019		
PROJECT ID: D497		

Balfour Beatty
Herefordshire Council
Working for Herefordshire