

NOTICE OF ORDER WILDLIFE AND COUNTRYSIDE ACT 1981 Section 53

Norfolk County Council
Norfolk County Council (Martham) Modification Order 2017

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 31 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 modify the Definitive Map and Statement for the area by adding a public footpath from Damgate Lane at grid reference TG 4565 1922 running in a generally north north-westerly direction for approximately 1270 metres to meet Martham Footpath No.2 next to the River Thurne at grid reference TG 4528 2030.

Any queries relating to this Order should be referred to Jean McEntee 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 5437. Email: jean.mcentee@planninginspectorate.gov.uk. Please quote reference number ROW/3242778 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 Norfolk County Council, County Hall, Martineau Lane, Norwich, NR1 2SG. Office hours of 9am to 4.30pm Monday to Friday but, given the current lockdown visitors are required to book an appointment by telephone (01603) 222902 or email legalordersandregisters@norfolk.gov.uk. Digital copies of the documents can be requested by email.

Timetable for sending in statements of case and comments

Within 2 weeks of the start date [by 14 April 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 26 May 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 7 July 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

WILDLIFE AND COUNTRYSIDE ACT 1981

NORFOLK COUNTY COUNCIL - DEFINITIVE MAP AND STATEMENT

NORFOLK COUNTY COUNCIL (MARTHAM)

MODIFICATION ORDER 2017

This Order is made by Norfolk County Council ("the Authority") under Section 53(2)(b) of the Wildlife and Countryside Act 1981 ("the Act") because it appears to the Authority that the Definitive Map and Statement of Public Rights of Way for the County of Norfolk ("the Definitive Map and Statement") require modification in consequence of events specified in Section 53(3)(b) of the Act, namely:-

- (a) Section 53(3)(b) – the expiration, in relation to any way in the area to which the map relates, of any period such that the enjoyment by the public of the way during that period raises a presumption that the way has been dedicated as a public path

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

The Norfolk County Council hereby order that:-

1. For the purposes of this Order the relevant date is 1st August 2017
2. The Definitive Map and Statement of Public Rights of Way for the County of Norfolk 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 Norfolk County Council (Martham) Modification Order 2017.

SCHEDULE

PART I

Modification of the Definitive Map

Description of path or way to be added

Footpath (Damgate Lane to Martham FP2) Starts at the U69349 Damgate Lane at grid reference TG 4565 1922 (point A on annexed map) and runs in a generally northerly direction at a width of 2.8 metres for a distance of approximately 268 metres to grid reference TG 4569 1948 (point B on annexed map) where the path widens to 2.9 metres and then continues in a generally north westerly direction for approximately 262 metres to grid reference TG 4548 1963 (point C on annexed map) where the width of the path reduces to 2.6 metres and then continues in a generally north easterly direction for approximately 138 metres to grid reference TG 4552 1975 (point D on annexed map) where the width gradually increases to 2.9 metres over a length of approximately 80 metres and continues at a width of 2.9 metres for approximately a further 522 metres where it meets Martham Footpath No. 2 at grid reference TG 4528 2030 (point E on annexed map).

Limitations and Conditions: None

PART II

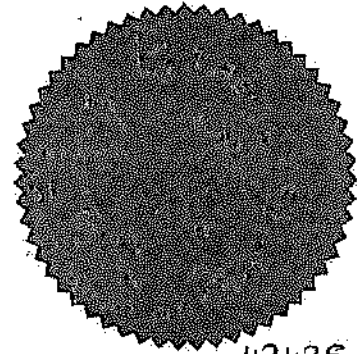
Modification of Definitive Statement

Footpath (Damgate Lane to Martham FP2) Starts at the U69349 Damgate Lane at grid reference TG 4565 1922 and runs in a generally northerly direction at a width of 2.8 metres for a distance of approximately 268 metres to grid reference TG 4569 1948 where the path widens to 2.9 metres and then continues in a generally north westerly direction for approximately 262 metres to grid reference TG 4548 1963 where the width of the path reduces to 2.6 metres and then continues in a generally north easterly direction for approximately 138 metres to grid reference TG 4552 1975 where the width gradually increases to 2.9 metres over a length of approximately 80 metres and continues at a width of 2.9 metres for approximately a further 522 metres where it meets Martham Footpath No. 2 at grid reference TG 4528 2030.

Limitations and Conditions: None.

GIVEN under the Common Seal of Norfolk County Council on this
14th day of August Two Thousand and Seventeen.

THE COMMON SEAL of THE
NORFOLK COUNTY COUNCIL
was hereunto affixed in the
presence of:-



42425

CN/Cab

Chief Legal Officer

authorised to sign on behalf of Chief Legal Officer nplaw

Section 53 of the Wildlife and Countryside Act 1981

Modification Order for the addition of a public footpath in the parish of Martham

Order Route - Public Footpath (A-B-C-D-E) - - - - -

Unaffected Public Footpath - - - - -

Norfolk County Council
County Hall
Martineau Lane
Norwich
NR1 2SG
Tel: 0344 800 8020



Scale 1:4000

