

# NOTICE OF ORDER

Wildlife and Countryside Act 1981 – Section 53  
Lincolnshire County Council  
Ancaster – Addition of Restricted Byway 1156 and Record Part of Restricted  
Byway 12 with a Width; Definitive Map Modification 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 **19 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 Restricted Byway 1156 in the parish of Ancaster. The path runs from RB12 (Ordnance Survey Grid Reference 49833, 34404) (Point A) for approximately 200 metres in a north north easterly direction to 49838, 34416 (Point B) where it changes direction to a north north westerly direction where it meets RB12 at 49832, 34434 (Point C). It continues in a north north westerly direction to meet RB12 at 49814, 4468 (Point D) and then the southern boundary of Fir Tree Lane at 49808, 34479 (Point E). The path continues on the northern boundary of Fir Tree Lane at 49808, 34480 (Point F) in a north westerly direction to meet RB12 at 49770, 34546 (Point G). The path then continues to meet RB12 at 49726, 34596 (Point H) and then terminates on meeting RB12 at 49709, 34617 (Point I). The length of the route is approximately 2495 metres with a width of 18.29 metres along its whole length.

And to **amend**:

The statement for Ancaster Restricted Byway 12 by adding a width in the Definitive Map and Statement as follows: Restricted Byway 12 – the path between RB1156 (Grid Reference 49709, 34614) (Point I) and RB13 and the parish boundary at 49692, 34645 (Point J) has a width of 18.29 metres.

Any queries relating to this Order should be referred to Matthew Williams 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 5452. Email: [matthew.williams@planninginspectorate.gov.uk](mailto:matthew.williams@planninginspectorate.gov.uk). Please quote reference number ROW/3245816 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 the Definitive Map Office, Place Directorate, Lincolnshire County Council, Lancaster House, Orchard Street, Lincoln, LN1 1XX. Contact at Lincolnshire County Council: Tim Jenks (Definitive Map Office), e-mail: [tim.jenks@lincolnshire.gov.uk](mailto:tim.jenks@lincolnshire.gov.uk), tel: 01522 782070.

**N.B. Due to Covid-19, access to the office may be difficult. It is suggested that you contact the Council to make arrangements to view or receive copies of documents.**

**Timetable for sending in statements of case and comments**

**Within 2 weeks of the start date [by 02 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 13 May 2021]**

Everyone who has made an objection or representation or any other written representation or any other person wishing to make representations in writing 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 08 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.

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 inflammatory, discriminatory or abusive comments. Any documents containing such comments will be returned.

WILDLIFE AND COUNTRYSIDE ACT 1981, SECTION 53

LINCOLNSHIRE COUNTY COUNCIL

ANCASTER – ADDITION OF RESTRICTED BYWAY 1156 AND RECORD

PART OF RESTRICTED BYWAY 12 WITH A WIDTH

DEFINITIVE MAP MODIFICATION ORDER 2019

This Order is made by Lincolnshire 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 for the area of the Rural District of West Kesteven require modification in consequence of the occurrence of an event specified in Section 53(3)(c)(i) of the Act namely the discovery by the Authority of evidence which (when considered with all other relevant evidence available to them) shows that a right of way which is not shown in the map and statement subsists or is reasonably alleged to subsist over land in the area to which the map relates, being a right of way such that the land over which the right subsists is a public path and Section 53(3)(c)(iii) of the Act that there is no public right of way over land shown in the map and statement as a highway of any description or any other particulars contained in the map and statement require modification

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

1. For the purposes of this Order the relevant date is 20 May 2019

CERTIFIED AS TRUE COPY OF THE ORIGINAL  
SIGNED *De C. ...*  
DATE 22.01.20.  
SOLICITOR LINCOLNSHIRE COUNTY COUNCIL



2. The Lincolnshire County Council Definitive Map and Statement for the area of the Rural District of West Kesteven shall be modified as described in Part I and Part II of the Schedule and shown on the Drawing attached to the Order
3. This Order shall take effect on the date it is confirmed and may be cited as the Lincolnshire County Council County Council, Ancaster – Addition of Restricted Byway 1156 and Record Part of Restricted Byway 12 with a Width, Definitive Map Modification Order 2019

## SCHEDULE

### PART I

#### Modification of Definitive Map

##### Description of Way to be added

##### In the parish of Ancaster

##### Restricted Byway 1156

The path runs from RB12 (Ordnance Survey Grid Reference 49833, 34404) (Point A) for approximately 200 metres in a north north easterly direction to 49838, 34416 (Point B) where it changes direction to a north north westerly direction where it meets RB12 at 49832, 34434 (Point C). It continues in a north north westerly direction to meet RB 12 at 49814, 34468 (Point D) and then the southern boundary of Fir Tree Lane at 49808, 34479 (Point E). The path continues on the northern boundary of Fir Tree Lane at 49808, 34480 (Point F) in a north westerly direction to meet RB12 at 49770, 34546 (Point

G). The path then continues to meet RB12 at 49726, 34596 (Point H) and then terminates on meeting RB12 at 49709, 34614 (Point I).

The length of the route is approximately 2495 metres with a width of 18.29 metres (equivalent to 60 foot) along its whole length.

#### Restricted Byway 12

The path between RB1156 (Grid Reference 49709, 34614) (Point I) and RB13 and the parish boundary at 49692, 34645 (Point J) has a width of 18.29 metres (equivalent to 60 foot).

## PART II

### Modification of Definitive Statement

#### Variation of Particulars of Path or Way

The following details shall be added:-

In the parish of Ancaster

#### Restricted Byway 1156

The path runs from RB12 (Ordnance Survey Grid Reference 49833, 34404) for approximately 200 metres in a north north easterly direction to 49838, 34416 where it changes direction to a north north westerly direction where it meets RB12 at 49832, 34434. It continues in a north north westerly direction to meet RB 12 at 49814, 34468 and then the southern boundary of Fir Tree Lane at 49808, 34479. The path continues on the northern boundary of Fir Tree Lane at 49808, 34480 in a north westerly direction to meet RB12 at



49770, 34546. The path then continues to meet RB12 at 49726, 34596 and then terminates on meeting RB12 at 49709, 34614.

The length of the route is approximately 2495 metres with a width of 18.29 metres (equivalent to 60 foot) along its whole length.

To be added to existing statement:-

Restricted Byway 12

The path between RB1156 (Grid Reference 49709, 34614) and RB13 and the parish boundary at (49692, 34645) has a width of 18.29 metres (equivalent to 60 foot).


Given under the Common Seal of Lincolnshire County Council this 20<sup>th</sup> day  
of May Two thousand and nineteen

THE COMMON SEAL of )

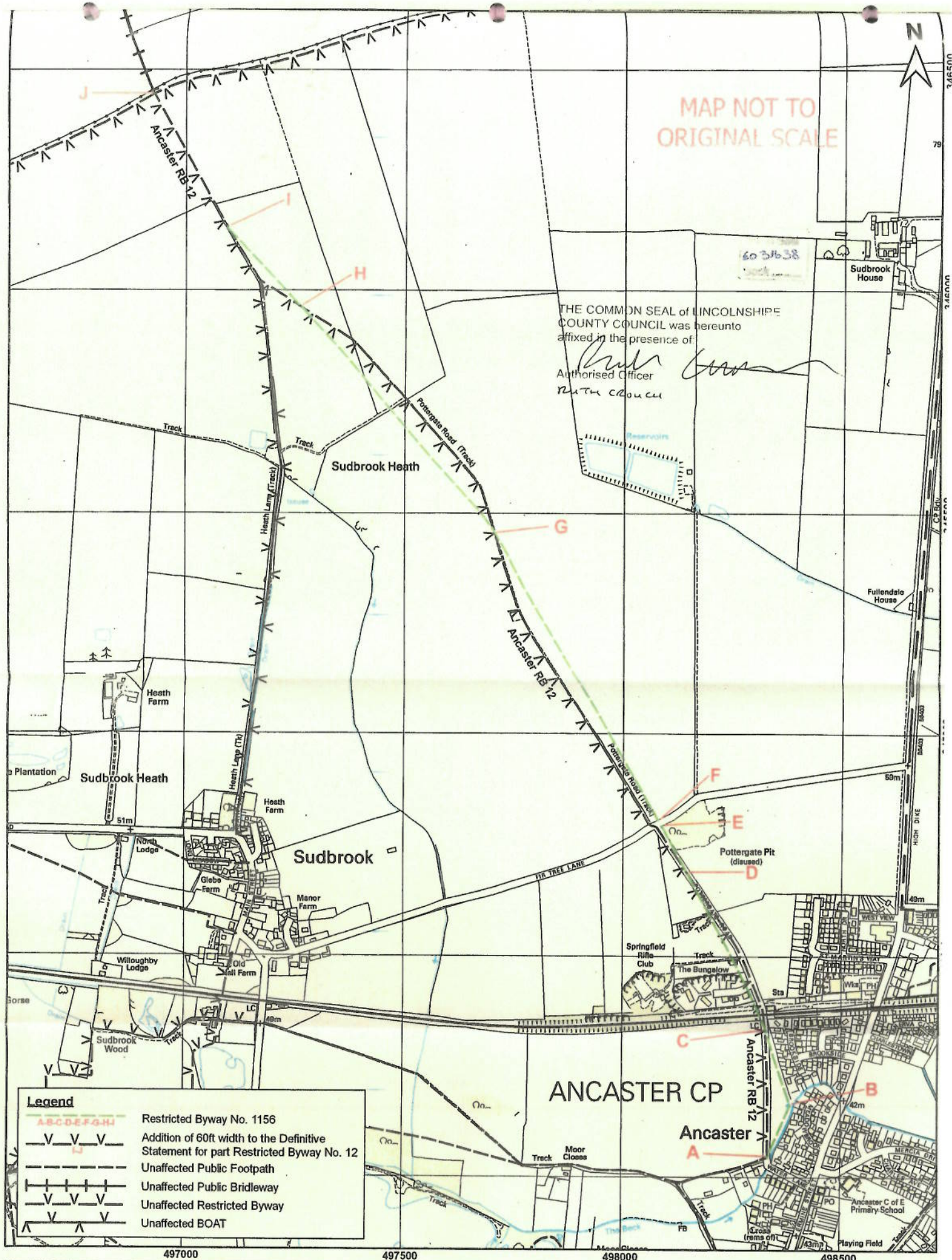
LINCOLNSHIRE COUNTY COUNCIL )

was hereunto affixed in the )

presence of :- )

  
Authorised Officer  
Rural COUNCIL

EO3638  
Book





DATED 20 MAY 2019

WILDLIFE AND COUNTRYSIDE ACT 1981, SECTION 53  
LINCOLNSHIRE COUNTY COUNCIL  
ANCASTER – ADDITION OF RESTRICTED BYWAY  
1156 AND RECORD PART OF  
RESTRICTED BYWAY 12 WITH A WIDTH  
DEFINITIVE MAP MODIFICATION ORDER 2019

Legal Services Lincolnshire

County Offices

Lincoln