**NOTICE OF ORDER**

**Wildlife and Countryside Act 1981**

Essex County Council

Definitive Map Modification No. 681 (Restricted Byway 67 Shalford, Braintree District) Order 2021

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. Following an earlier exchange of written representations, the Inspector appointed to determine the Order issued a letter in which she proposed to make modifications to the Order as drafted. Following advertisement of those proposals objections/representations have been received.

The **start date** for the above Order is 05/03/2024.

Consideration of the Order will take the form of exchanges of statements of case and comments on statements of case which contain evidence in respect of the modified part of the Order **and** new evidence in respect of the unmodified part of the Order – specifically confined to

* The width of the Order route.
* Consideration of a gate as a limitation at point A of the Order route.

The effect of the Order, if confirmed without modifications will be to modify the Definitive Map for the area by;

1. Upgrading to restricted byway (no. 67) a length of Footpath 63 Shalford from Iron Bridge Farm in a north, north easterly direction for a distance of 185 metres to the western bank of the River Pant north of the footbridge.

2. Adding a length of restricted byway (no. 67) from the western side of the River Pant, north of the footbridge ,fording the river and continuing in an easterly direction for a distance of 73 metres to the junction with Footpath 68.

3. Upgrading a length of Footpath 67 Shalford from the junction with Footpath 68 in a south-south easterly direction for a distance of 134 metres then turning east for a distance of approximately 110 metres before turning generally south to Lones Hole Lane south of Lones Hole.

The effect of the proposed modifications would be to

* On the Order title, **delete** Restricted Byway and **insert** Bridleway.
* On the Order at section 3., **delete** Restricted Byway and **insert** Bridleway.
* On the Schedule, PART I, Description of path or way to be upgraded, section 1., **delete** Restricted Byway and **insert** Bridleway.
* On the Schedule, PART I, Description of path or way to be upgraded, section 2., **delete** the full stop after Lones Hole Lane and **insert** is upgraded to Bridleway.
* On the Schedule, PART I, Description of path or way to be added, section 3., **delete** Restricted Byway and **insert** Bridleway.
* On the Schedule, PART II, Variations of particulars of path or way, Position and Description for Path No. 63, **delete** RBWY 67 Braintree and **insert** BR 67 Shalford.
* On the Schedule, PART II, Variations of particulars of path or way, Classification for Path No. 67, **delete** RBWY and **insert** BR.
* On the Order Map, Plan No.1 Key, **delete** Restricted Byway and **insert** Bridleway.
* On the Order Map, Plan No.1 Title, **delete** Restricted Byway and **insert** Bridleway.
* On the Order Map, Plan No.2 Title, **delete** Restricted Byway and **insert** Bridleway.

Any queries relating to this Order should be referred to Joanne Reid by email: [rightsofway2@planninginspectorate.gov.uk](mailto:rightsofway2@planninginspectorate.gov.uk) quoting reference number ROW/3297207M on all correspondence. Alternatively, queries may be sent in writing to 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 5136.

Any person wishing to view the statements of case and other documents relating to this Order should contact Mary Morris at Essex Legal Services, Essex County Council, Seax House, Victoria Road South, Chelmsford CM1 1QH Email [mary.morris@essex.gov.uk](mailto:mary.morris@essex.gov.uk) or Tel: 0333 0139679 for an appointment (or request electronic copies which is the preferred alternative). In the event that the officer is not available please e-mail [Legal.OfficeSupport@essex.gov.uk](mailto:Legal.OfficeSupport@essex.gov.uk) quoting reference LAWA/1705

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

**Within 8 weeks of the start date [30/04/2024]**

The Order Making Authority, the applicant and everyone who has made an objection or representation following the proposed modification(s) 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 receiving it the Secretary of State will send a full copy 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 everyone who has made an objection or representation following the proposed modifications, the applicant and any other person who has previously written to us in respect of the Order.

**Within 14 weeks of the start date [by 11/06/2024]**

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

All parties must keep to the timetable set out above and ensure that statements of case are received by the Secretary of State on time. Late documents will be returned.

We cannot accept any inflammatory, discriminatory or abusive comments. Any documents containing such comments will be returned.

Notice of order for w/r mods