



Dorset County Council

Official

IMPORTANT – THIS COMMUNICATION AFFECTS YOUR PROPERTY

Mrs P Chapman
Clerk to Bradford Abbas Parish Council
3 Churchwell Lane
Bradford Abbas
Sherborne
Dorset
DT9 6RQ

Dorset Highways

County Hall
Colliton Park
Dorchester
DT1 1XJ

Telephone: 01305 221559

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We welcome calls via text Relay

Email: k.j.smyth@dorsetcc.gov.uk

Website: www.dorsetforyou.com/row-orders

Date: 22 August 2017

Ask for: Kerry Smyth

My ref: KJS RW/T474

Dear Mrs Chapman

Wildlife and Countryside Act 1981

Dorset County Council (Footpath from East Lane (D20502) to D20503 Public Road east of Coombe Cottages, Bradford Abbas) Definitive Map and Statement Modification Order 2017

Under the provisions of the Wildlife and Countryside Act 1981 and the regulations relating to it, I enclose a copy of the notice of the above order, a copy of the order as made and an explanatory statement for your information.

These documents are to notify you of the Council's process and you do not need to take any action, unless you would like to make a representation in relation to the Order. Further information on this is contained in the explanatory statement.

Yours sincerely

Kerry Smyth

Kerry Smyth

Technical Officer Assistant (Orders)
Regulation Team

Dorset County Council is a Data Controller for the purposes of the Data Protection Act 1998. This Act regulates how we obtain, use and retain personal information. The information you supply will be used for the purpose of fulfilling our functions and duties, including those under the Highways Act 1980 and the Wildlife and Countryside Act 1981. Any information provided, including personal details will be available for public inspection, disclosed to interested third parties and may be used during public inquiries and other proceedings. By replying to this correspondence you are consenting to your personal information being retained and used for these purposes. Further information about the use of personal information and data protection is available on our web-site at www.dorsetforyou.com or by contacting the Council's Data Protection Officer.

Mike Harries, Director for Environment and Economy

Working together for a strong and successful Dorset



IMPORTANT – THIS COMMUNICATION AFFECTS YOUR PROPERTY

Notice of Modification Order

Section 53 of the Wildlife and Countryside Act 1981

**Dorset County Council
County of Dorset Definitive Map and Statement of Rights of Way**

**Dorset County Council (Footpath from East Lane (D20502) to D20503 Public Road
east of Coombe Cottages, Bradford Abbas)
Definitive Map and Statement Modification Order 2017**

To: Mrs P Chapman, Clerk to Bradford Abbas Parish Council, 3 Churchwell Lane,
Bradford Abbas, Sherborne, Dorset, DT9 6RQ

The above Order, made on 14 August 2017, if confirmed as made, will modify the definitive map and statement for the area by adding a Footpath at Bradford Abbas in the West Dorset District as follows:

From its junction with East Lane (D20502), west north west of East Farm at ST 58731547, east along a loose stone/gravel surfaced track to ST 58751547, continue east, passing through the Saxon Maybank development with buildings on either side and passing to the north of East Farm to ST 58931547. Then turn north east to ST 58951548 and continue north east along a hard stone surfaced track, hedged on both sides, south west of Coombe Cottages to ST 59021556. Continue north east, passing to the south east of Coombe Cottages to its junction with the D20503 Road at ST 59061560. Width: 9 metres at ST 58731547, narrowing to 5 metres at ST 58751547 and 4 metres at ST 58931547, widening to 9 metres at ST 58951548 and ST 59021556 and 10 metres at ST 59061560.

A copy of the Order and the Order map may be seen free of charge at Reception, County Hall, Colliton Park, Dorchester during normal office hours. Copies of the Order and map may be bought there for £10.00. Copies are also available on our website at www.dorsetforyou.com/row-orders.

Any representation or objection relating to the Order must be sent in writing to Phil Hobson, Senior Definitive Map Officer, Dorset Highways, Environment and the Economy Directorate, Dorset County Council, County Hall, Colliton Park, Dorchester, Dorset, DT1 1XJ (Ref: RW/T474) not later than 6 October 2017, and applicants are requested to state the grounds on which it is made. Any letters received will be made available for public inspection.

If no representations or objections are duly made to the Order, or if any so made are withdrawn, the Dorset County Council, instead of submitting the Order to the Secretary of State for the Department for Environment, Food and Rural Affairs may itself confirm the Order. If the Order is submitted to the Secretary of State, any representations or objections which have been duly made and not withdrawn will be sent with it.

Dated: 24 August 2017
JONATHAN MAIR, Monitoring Officer



EXPLANATORY STATEMENT

THIS EXPLANATORY STATEMENT DOES NOT FORM PART OF THE ORDER

Public footpaths, bridleways, restricted byways and byways open to all traffic are recorded on definitive maps and statements. These maps and statements provide conclusive legal evidence of the existence of public rights of way. The County Council is responsible for the definitive map and statement and has a legal duty to change them when evidence suggests that they are inaccurate or incomplete. One of the ways these changes can be made is by means of modification orders under Section 53 of the Wildlife and Countryside Act 1981. These orders do not come into effect until they are confirmed. Before that happens, members of the public have a right to make objections or representations about the order. If there are any objections then the County Council must refer the order and the objections to the Department for Environment, Food and Rural Affairs, which will decide whether or not to confirm the order.

In this case the County Council has made a modification Order to amend the definitive map and statement by adding a Footpath from East Lane (D20502) to D20503 Public Road east of Coombe Cottages, Bradford Abbas in the West Dorset District.

For your information, definitions of the categories of public rights of way are given overleaf.

If you wish to make representations about the Order, you must write to Phil Hobson, Senior Definitive Map Officer, Dorset Highways, Environment and the Economy Directorate, Dorset County Council, County Hall, Colliton Park, Dorchester, Dorset, DT1 1XJ (Ref: RW/T474) by 6 October 2017.

You have a statutory right to object to the Order but your comments should be legally relevant. This means that they should relate to the existence or the status of the right of way in question. Other objections, for example about privacy or security, may not be legally relevant. Any letters received will be made available for public inspection.

Usually the Department for Environment, Food and Rural Affairs does not award costs, either to the County Council or to objectors. They may make an award of costs if objectors unreasonably maintain objections which are not legally relevant or which cannot be sustained.

If you are considering objecting to the Order and would like to talk to someone or if you have any concerns about the Order, please telephone Phil Hobson on 01305 224463, who will be happy to help.

Definitions:

- Footpath: A highway over which the public have a right on foot only, other than such a highway at the side of a public road.
- Bridleway: A highway over which the public have the following, but no other, rights of way, that is to say, a right of way on foot and a right of way on horseback or leading a horse, with or without a right to drive animals of any description along the highway.
- Restricted byway: A highway over which the public may have restricted byway rights, with or without a right to drive animals of any description along the highway, but no other rights of way.
"Restricted byway rights" means –
(a) a right of way on foot,
(b) a right of way on horseback or leading a horse, and
(c) a right of way for vehicles other than mechanically propelled vehicles.
- Byway: (i.e. byway open to all traffic) A highway over which the public have a right of way for vehicular and all other kinds of traffic, but which is used mainly for the purpose for which footpaths and bridleways are so used.

Dorset County Council



Wildlife and Countryside Act 1981

Dorset County Council

County of Dorset Definitive Map and Statement of Rights of Way

**Dorset County Council (Footpath from East Lane (D20502) to D20503 Public Road east of Coombe Cottages, Bradford Abbas)
Definitive Map and Statement Modification Order 2017**

This Order is made by Dorset County Council under section 53(2)(b) of the Wildlife and Countryside Act 1981 ("the Act") because it appears to that authority that the County of Dorset Definitive Map and Statement require modification in consequence of the occurrence of an event specified in section 53(3)(c)(i) namely, 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 and section 53(3)(c)(iii) namely, that any other particulars contained in the map and statement require modification.

The authority have consulted with every local authority whose area includes the land to which the Order relates. The Dorset County Council hereby order that:

1. For the purposes of this Order the relevant date is 22 June 2017.
2. The County of Dorset Definitive Map and Statement 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 "Dorset County Council (Footpath from East Lane (D20502) to D20503 Public Road east of Coombe Cottages) Definitive Map and Statement Modification Order 2017".

SCHEDULE

(The points specified relate to the map attached to the Order and their positions are identified by national grid references)

Part I

Modification of definitive map Description of path to be added

A Footpath at Bradford Abbas in the West Dorset District:
(to be numbered Footpath 8, Bradford Abbas)

A – A1 – B From its junction with East Lane (D20502), west north west of East Farm at
– C – D – point A (ST 58731547), east along a loose stone/gravel surfaced track to
E point A1 (ST 58751547), continue east, passing through the Saxon Maybank
development with buildings on either side and to the north of East Farm to
point B (ST 58931547). Then turn north east to point C (ST 58951548) and
continue north east along a hard stone surfaced track, hedged on both sides,
south west of Coombe Cottages to point D (ST 59021556). Continue north
east, passing to the south east of Coombe Cottages to its junction with the
D20503 Road at point E (ST 59061560).
Width: 9 metres at point A (ST 58731547), narrowing to 5 metres at point A1
(ST 58751547) and 4 metres at point B (ST 58931547), widening to 9 metres
at point C (ST 58951548) and D (ST 59021556) and 10 metres at point E (ST
59061560).

Part II

Modification of definitive statement Variation of particulars of path

Footpath 8, Bradford Abbas in the West Dorset District:

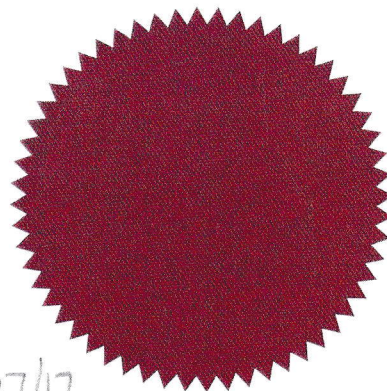
Add:

From: ST 58731547 To: ST 59061560

From its junction with East Lane (D20502), west north west of East Farm, east along a loose stone/gravel surfaced track to ST 58751547, continue east, passing through the Saxon Maybank development with buildings on either side and to the north of East Farm to ST 58931547. Then turn north east to ST 58951548 and continue north east along a hard stone surfaced track, hedged on both sides, south west of Coombe Cottages to ST 59021556. Continue north east, passing to the south east of Coombe Cottages to its junction with the D20503 Road at ST 59061560. Width: 9 metres at ST 58731547, narrowing to 5 metres at ST 58751547 and 4 metres at ST 58931547, widening to 9 metres at ST 58951548 and ST 59021556 and 10 metres at ST 59061560.

Dated this 14TH day of AUGUST 2017

THE COMMON SEAL OF THE
DORSET COUNTY COUNCIL
was fixed in the presence of:-



397/17

Authorised Signatory



**BRADFORD ABBAS
PARISH**

115500

GRID REFERENCES:

A ST 58731547
A1 ST 58751547
B ST 58931547
C ST 58951548
D ST 59021556
E ST 59061560

KEY:

PROPOSED FOOTPATH

359000

GEOGRAPHICAL INFORMATION SYSTEMS



Dorset County Council

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Ref: 14/18/1

Date: 13/024/2015

Scale 1:2000

Drawn By: ACWH

Cent X: 358893

**DORSET COUNTY COUNCIL (FOOTPATH FROM EAST LANE (D20502) TO D20503 PUBLIC ROAD
EAST OF COOMBE COTTAGES, BRADFORD ABBAS) DEFINITIVE MAP AND STATEMENT
MODIFICATION ORDER 2017**

Grace Evans