

NOTICE OF CONFIRMATION OF MODIFICATION ORDER

Section 53 of the Wildlife and Countryside Act 1981

HERTFORDSHIRE COUNTY COUNCIL

Definitive Map and Statement of Public
Rights of Way in Hertfordshire

Hertfordshire County Council (Horstead 33) Modification Order 2016

The above named Order, made on 24 March 2016, was confirmed without modification on 3rd June 2016. The effect of the Order as confirmed is to modify the Definitive Map and Statement for the area by:-

Adding a restricted byway commencing at a junction with Hare Street Road (public road) at TL 3813 2982 (point A on the order plan) running generally north north east for approximately 102 metres to a junction with Buntingford RB 9 and the parish boundary at TL 3814 2992 (point B on the order plan).

A copy of the Order and the Order plan may be seen free of charge at front reception of Hertfordshire County Council, County Hall, Hertford, from 9.00 am to 4.00 pm on Monday to Friday and at East Herts District Council, Pegs Lane, Hertford SG13 8EQ. Copies of the Order and plan may be bought at the price of £2.

The Order becomes operative as from the date on which it was confirmed, but if a person aggrieved by the Order desires to question the validity thereof, or of any provision contained therein, on the ground that it is not within the powers of the Wildlife and Countryside Act 1981, or on the ground that any requirement of the Act, or any regulation made thereunder, has not been complied with in relation to the Order, he may, under paragraph 12 of Schedule 15 of the Act within 42 days from 16th June 2016, make application for the purpose of the High Court.

Dated 16th June 2016

WILDLIFE AND COUNTRYSIDE ACT 1981
The Definitive Map and Statement
of Public Rights of Way in Hertfordshire

Hertfordshire County Council
(Hormead 33)
Modification Order 2016

This Order is made by Hertfordshire County Council under Section 53(2)(b) of the Wildlife and Countryside Act 1981 ("the Act") because it appears to that authority that the Definitive Map and Statement of Public Rights of Way in Hertfordshire require modification in consequence of the occurrence of an event specified in Section 53(3)(c)(i) and (iii) of the Act, namely

(c) the discovery by the authority of evidence which (when considered with all other relevant evidence available to them) shows:

- (i) 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, a restricted byway or, subject to section 54A, a byway open to all traffic
- (iii) 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. Hertfordshire County Council hereby order that:

1. For the purposes of this Order the relevant date is 14 March 2016.
2. The Definitive Map and Statement of Public Rights of Way in Hertfordshire shall be modified as described in Part I and Part II of the Schedule and shown on the plan forming part of this Order ("the Order Plan").
3. This Order shall take effect on the date it is confirmed and may be cited as the Hertfordshire County Council (Hormead 33) Modification Order 2016.

SCHEDULE
PART I
Modification of Definitive Map

DESCRIPTION OF PATH OR WAY TO BE ADDED

A restricted byway commencing at a junction with Hare Street Road (public road) at TL 3813 2982 (point A on the order plan) running generally north north east for approximately 102 metres to a junction with Buntingford RB 9 and the parish boundary at TL 3814 2992 (point B on the order plan).

Width: Varies between 7 and 13 metres as shown shaded grey on the order plan between TL 3813 2982 (point A on order plan) and TL 3814 2992 (point B on the order plan).

Limitations: None.

PART II
Modification of Definitive Statement

VARIATION OF PARTICULARS OF PATH OR WAY

The Statement for Buntingford 9 shall be amended as follows:

Path No	Status	HCC Map Ref
009	RB	HCC 015 HCC 024

Commences at a junction with Hormead 33 at TL 3814 2992 on the parish boundary thence W and N along Green Lane crosses Restricted Byway 8. Continues N to boundary with Wyddial parish SE of Beauchamps Plantation.

Width

Limitations

A new Statement shall be recorded for Hormead 33 as follows:

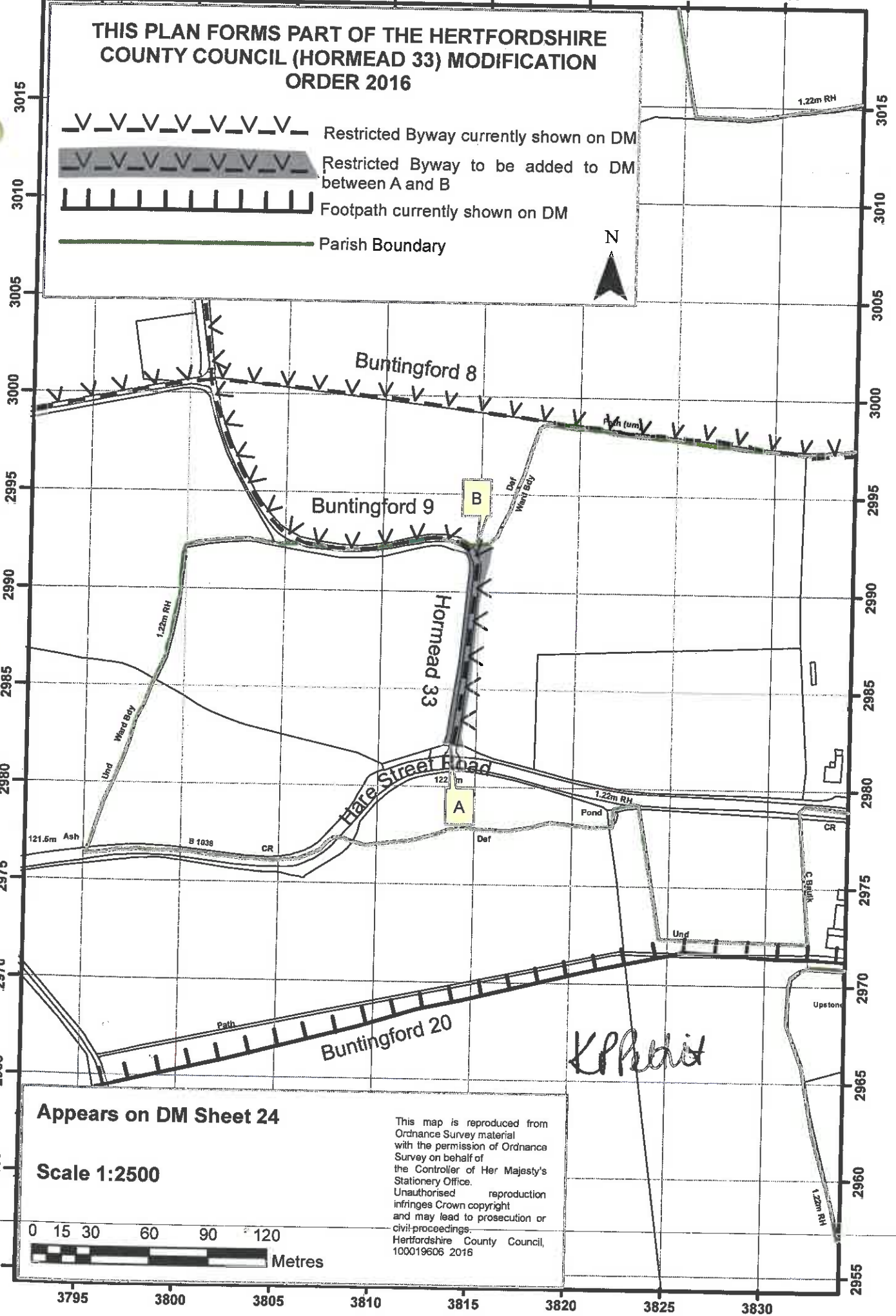
Path No	Status	HCC Map Ref
033	RB	HCC 024

Commences at a junction with Hare Street Road (public road) at TL 3813 2982 running NNE along a track for approx. 102 m to a junction with Buntingford RB 9 and the parish boundary at TL 3814 2992.

3795 3800 3805 3810 3815 3820 3825 3830

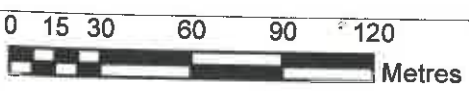
THIS PLAN FORMS PART OF THE HERTFORDSHIRE COUNTY COUNCIL (HORMEAD 33) MODIFICATION ORDER 2016

- Restricted Byway currently shown on DM
- Restricted Byway to be added to DM between A and B
- Footpath currently shown on DM
- Parish Boundary



Appears on DM Sheet 24

Scale 1:2500



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K.P. Pridmore

Width Varies between 7m and 13m between TL 3813 2982 and TL 3814 2992 as shown in the Hertfordshire County Council (Horstead 33) Modification Order 2016.

Limitations None

IN WITNESS whereof the COMMON SEAL of HERTFORDSHIRE COUNTY COUNCIL was hereunto affixed this *24th* day of *March* 2016

The Common Seal of HERTFORDSHIRE COUNTY COUNCIL was hereunto affixed in the presence of:-

Chief Legal Officer

KP Pettitt

Kathryn Pettitt
Chief Legal Officer



The foregoing Order is hereby confirmed

Chief Legal Officer
Dated *KP Pettitt* *3rd June 2016*
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