

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 (Hemel Hempstead 20, Hemel Hempstead 142) Modification Order 2014

The above named Order, made on 2nd May 2014, was confirmed without modification on 1st August 2014.

The effect of the Order as confirmed is to modify the Definitive Map and Statement by adding to them a Footpath commencing from Hemel Hempstead footpath 20 at TL 0384 0694 running generally south-east for approximately 15 metres to a point adjacent to 38 Shrubhill Road at TL 0385 0693, continuing in a generally easterly direction along the passage to the north of the gardens of numbers 38 Shrubhill Road and 19 Whitehill for approximately 45m to TL 0390 0694. Continuing north up the steps for approximately 5m then east between the properties on Ridge Lea and White Hill for approximately 10m to a junction with Hemel Hempstead Footpath 142 at TL 0391 0694. Continuing east for approximately 85m to join Northridge Way at TL 0399 0693

and

adding to them a Footpath commencing from Ridge Lea at TL 0391 0697, heading in a generally southerly direction along the passage between numbers 31 and 33 for approximately 30m to a junction with Hemel Hempstead Footpath 20 at TL 0391 0694.

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 Dacorum Borough Council, Civic Centre, The Marlowes, Hemel Hempstead, Hertfordshire HP1 1HH. 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 13th August 2014, make application for the purpose of the High Court.

Date 13th August 2014

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

Hertfordshire County Council
(Hemel Hempstead 20, Hemel Hempstead 142)
Modification Order 2014

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)(b) and 53(3)(c)(iii) of the Act, namely

(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 the presumption that the way has been dedicated as a public path or restricted byway.

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

(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 3rd March 2014.
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 attached to the 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 (Hemel Hempstead 20, Hemel Hempstead 142) Modification Order 2014.

This Plan Forms Part Of
 The Hertfordshire County Council
 (Hemel Hempstead 20,
 Hemel Hempstead 142)
 Modification Order 2014

 Footpath to be added

|||
 Existing Footpath

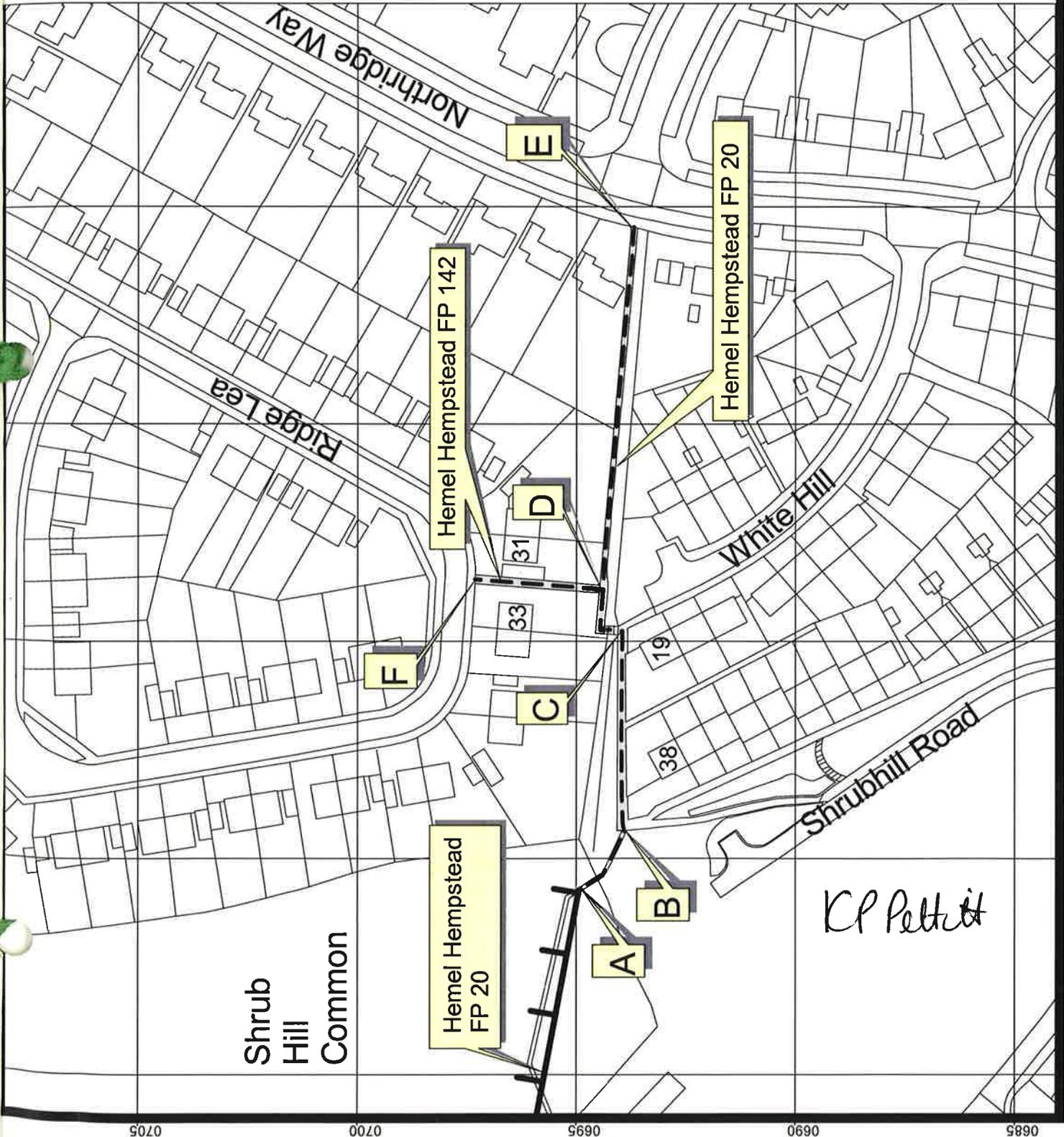
 Depiction of variable width

Appears on DM Sheet 65



Scale 1:1250

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SCHEDULE

**PART I
Modification of Definitive Map**

Description of path or way to be added

A Footpath commencing from Hemel Hempstead footpath 20 at TL 0384 0694 (point A on the Order Plan) running generally south-east for approximately 15 metres to a point adjacent to 38 Shrubhill Road at TL 0385 0693 (point B on the Order Plan), continuing in a generally easterly direction along the passage to the north of the gardens of numbers 38 Shrubhill Road and 19 Whitehill for approximately 45m to TL 0390 0694 (point C on the Order Plan). Continuing north up the steps for approximately 5m then east between the properties on Ridge Lea and White Hill for approximately 10m to a junction with Hemel Hempstead Footpath 142 at TL 0391 0694 (point D on the Order Plan). Continuing east for approximately 85m to join Northridge Way at TL 0399 0693 (point E on the Order Plan).

Width: Varies between 1.8m and 2.1m between TL 0385 0693 and TL 0399 0693 as shown shaded grey on the Order Plan.

Limitations: None

A Footpath commencing from Ridge Lea at TL 0391 0697 (point F on the Order Plan), heading in a generally southerly direction along the passage between numbers 31 and 33 for approximately 30m to a junction with Hemel Hempstead Footpath 20 at TL 0391 0694 (point D on the Order Plan).

Width: Varies between 1.8m and 2.0m between TL 0391 0697 and TL 0391 0694 as shown shaded grey on the Order Plan.

Limitations: None

**PART II
Modification of Definitive Statement**

Variation of particulars of path or way

The Statement for Hemel Hempstead 20 shall be amended as follows:

Path No	Status	HCC Map Ref
20	FP	HCC 65
Commences from Fields End Road opposite Boxted House for about 250 yards thence SE across FP's 21 and 22 thence parallel with Newlands Road across Long Chaulden Road past FP90 thence SE along western edge of Shrub Hill Common to SE corner of same to meet N end of footway in front of 38 Shrubhill Road at TL 0385 0693. Continues E for approx. 45m to a junction with the footway of White Hill at TL 0390 0694, heading N up the steps for approx. 5m then E between the properties on Ridge Lea and White Hill for approx. 10m to a junction with Hemel		

Hempstead FP142 at TL 0391 0694, continuing E for approx. 85m to join Northridge Way at TL 0399 0693.

Width Varies between 1.8m and 2.1m between TL 0385 0693 and TL 0399 0693 as shown in the Hertfordshire County Council (Hemel Hempstead 20, Hemel Hempstead 142) Modification Order 2014.

Limitations None

A new Statement shall be recorded for Hemel Hempstead 142 as follows:

Path No	Status	HCC Map Ref
142	FP	HCC 65

Commences from Ridge Lea at TL 0391 0697 heading S for approx. 30m between nos. 31 & 33 to a junction with Hemel Hempstead FP 20 at TL 0391 0694.

Width Varies between 1.8m and 2.0m between TL 0391 0697 and TL 0391 0694 as shown in the Hertfordshire County Council (Hemel Hempstead 20, Hemel Hempstead 142) Modification Order 2014.

Limitations None

IN WITNESS whereof the COMMON SEAL of HERTFORDSHIRE COUNTY COUNCIL was hereunto affixed this 2nd day of May 2014

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

Chief Legal Officer

The foregoing Order is hereby confirmed

~~Chief Legal Officer~~
Dated

Mary Cormack

Mary Cormack
Asst Chief Legal Officer

1 August 2014

K. Pettitt
Kathryn Pettitt
Chief Legal Officer

