

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

**The Hertfordshire County Council (St Albans City 102)
Modification Order 2013**

The above named Order, made on 25 January 2013, was confirmed without modification by Hertfordshire County Council on 3 May 2013.

The effect of the Order as confirmed is to modify the Definitive Map and Statement by adding the restricted byway from between Nos. 13 and 15 Gainsborough Avenue running northwards along the track for approximately 75 metres to join Jennings Road between Nos. 10 and 12.

A copy of the confirmed Order 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 can be bought from Hertfordshire County Council at a cost of £2. A copy of the confirmed Order and Notice may also be seen at St Albans City and District Council Offices, St Peter's Street, St Albans AL1 3JE.

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 22 May 2013, make application for the purpose of the High Court.

Date: 22 May 2013

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

Hertfordshire County Council
(St Albans City 102)
Modification Order 2013

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 Hertfordshire County Council 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) of the Act, namely 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.

The authority have 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 9 January 2013.
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 (St Albans City 102) Modification Order 2013.

SCHEDULE

Part I
Modification of Definitive Map

DESCRIPTION OF PATH OR WAY TO BE ADDED

A restricted byway commencing between Nos. 13 and 15 Gainsborough Avenue at TL 1585 0771 (Point A on the Order Plan) and running northwards along the track for approximately 75 metres to join Jennings Road between Nos. 10 and 12 at TL 1585 0778 (Point B on the Order Plan)

Width: 11 metres between TL 1585 0771 and TL 1585 0778 as shown shaded grey on the Order Plan

Limitations: None

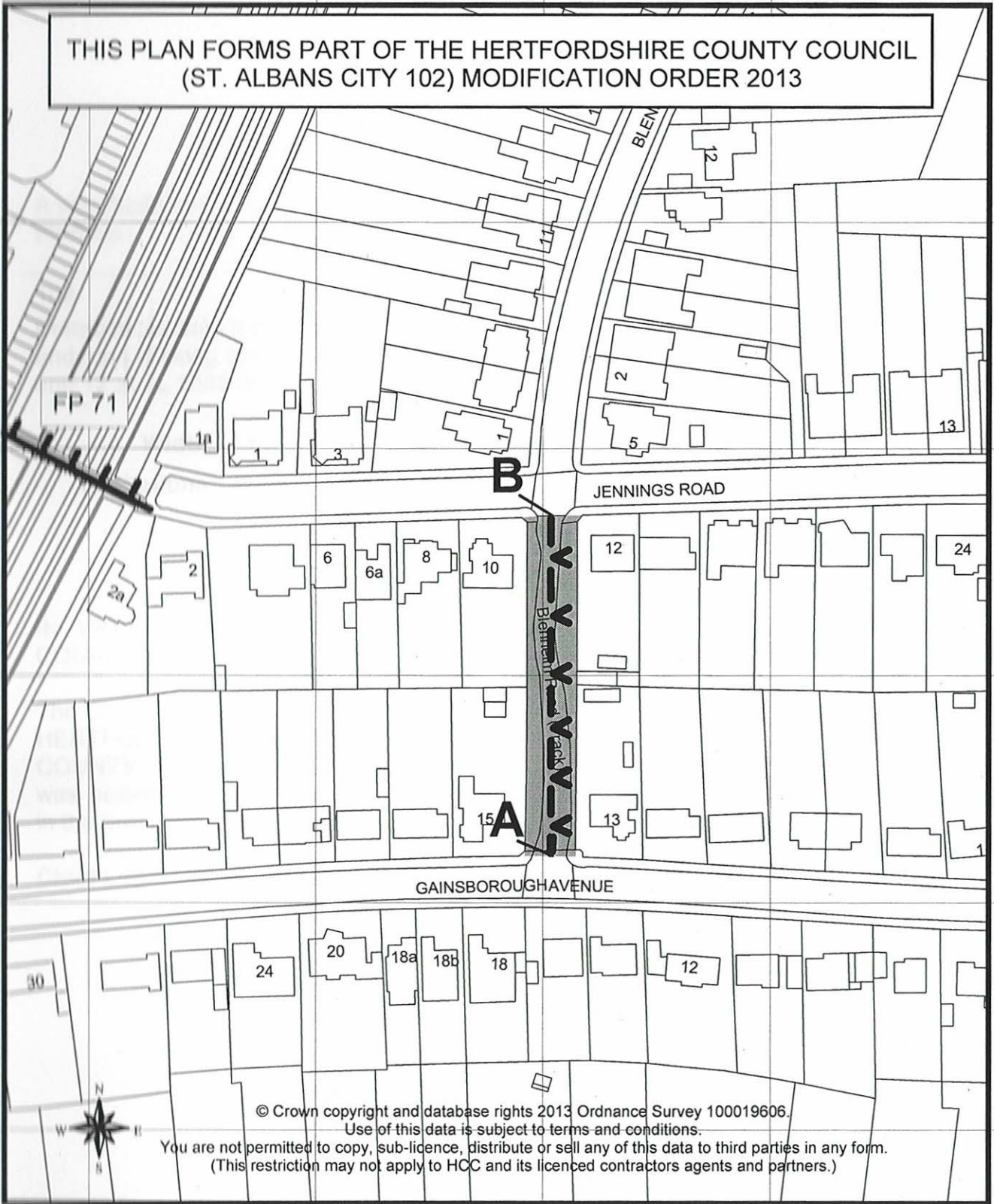
1575

1580

1585

1590

THIS PLAN FORMS PART OF THE HERTFORDSHIRE COUNTY COUNCIL
(ST. ALBANS CITY 102) MODIFICATION ORDER 2013



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Scale 1:1250

Appears on DM Sheet 68



Existing footpath



Restricted byway to be created

A

B

CP Peckett

Mary Conrock

Part II
Modification of Definitive Statement

VARIATION OF PARTICULARS OF PATH OR WAY

A new Statement shall be recorded for St Albans City 102 as follows:

Path No	Status	HCC Map Ref
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102	RB	HCC 068
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Commences from between Nos. 13 and 15 Gainsborough Avenue at TL 1585 0771 and runs N along the track for approx. 75m to join Jennings Road between Nos. 10 and 12 at TL 1585 0778

Width 11m

Limitations None

IN WITNESS whereof the COMMON SEAL of HERTFORDSHIRE COUNTY COUNCIL was hereunto affixed this 25 day of January 2013

The Common Seal of
HERTFORDSHIRE
COUNTY COUNCIL
was hereunto affixed
in the presence of **Kathryn Pettitt**

Chief Legal Officer



The foregoing Order is
hereby confirmed

Chief Legal Officer

Dated 31/5/2013

Mary Cornack

Mary Cornack
Asst Chief Legal Officer