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Ms Kerry Smyth
Definitive Map Technical Officer
Spatial Planning, Dorset Council
County Hall, Colliton Park
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DT1 1XJ

Your Ref: KJS RW/P178

Our Ref:

Date: 29 September 2021

BY E-MAIL ONLY
kerry.smyth@dorsetcouncil.gov.uk

Dear Madam

HIGHWAYS ACT 1980 - SECTION 119
WILDLIFE AND COUNTRYSIDE ACT 1981 – SECTION 53
Dorset Council (Footpath 51, Dorchester and Footpath 6, Winterborne Monkton)
Public Path Diversion Order 2020

I am directed by the Secretary of State for the Environment, Food and Rural Affairs to refer to your e-mailed letter of 27 September 2021 requesting dispensation concerning the service of notice on owners and occupiers in respect of the above.

It is noted that, despite your extensive enquiries, you have not been able to ascertain the ownership of the land in question. In these circumstances and in accordance with paragraph 1 (3C) of Schedule 6 Part 1 to the Highways Act 1980, the Secretary of State hereby directs that it is not necessary for your Council to serve notice on the owners and occupiers of the land over which the Order route runs as set out in 1(3)(b)(i). Your Council's attention is drawn to the requirements in paragraph 1 (3C) regarding the manner in which the notice should be addressed and displayed.

It is noted that, despite your extensive enquiries, you have not been able to ascertain the ownership of the land in question. In these circumstances and in accordance with paragraph 3(4) of Schedule 15 to the Wildlife and Countryside Act 1981, the Secretary of State hereby directs that it is not necessary for your Council to serve notice on the owners and occupiers of the land over which the Order path(s) run as required by paragraph 3(2)(b)(i). Your Council's attention is drawn to the requirements in paragraph 3(4) regarding the manner in which the notice should be addressed and displayed.

Should the above Order be submitted to the Secretary of State for determination in the future would you please ensure that a copy of this letter is enclosed with the necessary documentation.

Yours faithfully
H Sparks
(Rights of Way Section)
Planning Inspectorate