

NOTICE OF ORDER

Wildlife and Countryside Act 1981 – Section 53

DORSET COUNCIL

(Bridleway 8 (part), Cheselbourne and Bridleway 18, Dewlish to be upgraded to Byways Open to All Traffic) DMMO 2020

Notice is hereby given that the above referenced Order has been submitted to the Secretary of State for Environment, Food and Rural Affairs for determination. Following an earlier exchange of written representations, the Inspector appointed to determine the Order issued a letter in which she proposed to make modifications to the Order as drafted. Following advertisement of those proposals objections/representations have been received.

The **start date** for the above Order is **21 November 2023**.

Consideration of the Order will take the form of exchanges of statements of case and comments on statements of case which contain evidence in respect of the Inspector's proposed modifications only.

The effect of the Order, if confirmed without modifications will be to modify the definitive and statement for the area by upgrading Bridleway 8 (part) in the parish of Cheselbourne and Bridleway 18 in the parish of Dewlish to Byways Open to All Traffic as follows:

Bridleway 18, Dewlish:

(To be numbered Byway 18, Dewlish)

The full width of the way from its junction with the county road at Chebbard Gate at SY 76349842, west along an earth/grass surfaced track, following the parish boundary, to its junction with Bridleway 8, Cheselbourne (part proposed to be upgraded) at the Cheselbourne parish boundary at SY 75009859. The width varies between 6 and 8 metres.

Part of Bridleway 8, Cheselbourne:

(To be numbered Byway 28, Cheselbourne)

The full width of the way from its junction with the current route of Bridleway 18, Dewlish (proposed to be upgraded) at the Dewlish parish boundary at SY 75009859, west along an earth/grass surfaced track, following the parish boundary to its junction with Bridleway 23, Dewlish at SY 74449847, then north west and west to SY 74109850

and continuing west south west to its junction with Restricted Byway 4, Piddlehinton at the Piddlehinton parish boundary, on the eastern side of Doles Hill Plantation at SY 73939842. Width: 9.14 metres (30 feet as indicated in the Cheselbourne Inclosure Award 1819).

The effect of the proposed modifications would be to modify the Order by providing for the following modifications:

On the Order map

- Amend the notation used to depict section A -E so as to indicate "Restricted By-way to be added".

In the Order schedule

- In Part I delete "To be numbered Byway 18, Dewlish" and substitute "To be numbered Restricted Byway 18, Dewlish".
- In Part I delete "To be numbered Byway 28, Cheselbourne" and substitute "To be numbered Restricted Byway 28, Cheselbourne".
- In Part II delete "Byway Open to All Traffic, 18, Dewlish and substitute "Restricted Byway, 18, Dewlish".

Any queries relating to this Order should be referred to Helen Sparks by email: helen.sparks@planninginspectorate.gov.uk quoting reference number ROW/3278588M1 on all correspondence. Alternatively, queries may be sent in writing to The Planning Inspectorate, Rights of Way Section, Room 3/A Eagle Wing, Temple Quay House, 2 The Square, Temple Quay, Bristol, BS1 6PN. Telephone: 0303 444 5646.

Any person wishing to view the statements of case and other documents relating to this Order may do so via Dorset Council's website:

<https://www.dorsetcouncil.gov.uk/countryside-coast-parks/rights-of-way/definitive-map-and-statement/orders-with-the-secretary-of-state-for-determination>

If there are any queries, please contact Ms Vanessa Penny, Definitive Map Team Manager either by E-mail: vanessa.penny@dorsetcouncil.gov.uk or by Telephone: 01305 224719.

Timetable for sending in statements of case and comments

Within 8 weeks of the start date [by 16 January 2024]

The Order Making Authority, the applicant and everyone who has made an objection or representation following the proposed modifications or any other written representation or any other person wishing to make representations in writing must ensure their statement of case is received by the Secretary of State. As soon as possible after receiving it the Secretary of State will send a full copy to the Authority. Copies

(excluding copies of any supporting documents - these will be available to view at the Authority's offices) will also be sent to everyone who has made an objection or representation following the proposed modifications, the applicant and any other person who has previously written to us in respect of the Order.

Within 14 weeks of the start date [by 27 February 2024]

Everyone who has made an objection or representation following the proposed modifications, the Authority, the applicant (if applicable) and anyone who has written to us in respect of the Order must ensure their comments on any or every other statement of case is received by the Secretary of State. As soon as possible after the above date, the Secretary of State will send copies of the comments received to everyone else.

In fairness to the other parties everyone should keep to the timetable to ensure that statements of case and comments are received on time.

All parties must keep to the timetable set out above and ensure that statements of case are received by the Secretary of State on time. Late documents will be returned.

We cannot accept any inflammatory, discriminatory or abusive comments. Any documents containing such comments will be returned.

Notice of order for w/r mods



Wildlife and Countryside Act 1981

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

**Dorset Council (Bridleway 8 (part), Cheselbourne and Bridleway 18, Dewlish
to be upgraded to Byways Open to All Traffic)
Definitive Map and Statement Modification Order 2020**

This Order is made by Dorset 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)(ii) namely, that a highway shown in the map and statement as a highway of a particular description ought to be there shown as a highway of a different description 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. Dorset Council hereby order that:

1. For the purposes of this Order the relevant date is 29 January 2020.
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 Council (Bridleway 8 (part), Cheselbourne and Bridleway 18, Dewlish to be upgraded to Byways Open to All Traffic) Definitive Map and Statement Modification Order 2020".

Dated this 06 day of MARCH 2020

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

A handwritten signature in black ink, appearing to read 'S. Webb Evans'.



Authorised Signatory

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 ways to be upgraded

Bridleway 18, Dewlish:

(To be numbered Byway 18, Dewlish)

E – D The full width of the way from its junction with the county road at Chebbard Gate at point E (SY 76349842), west along an earth/grass surfaced track, following the parish boundary, to its junction with Bridleway 8, Cheselbourne (part proposed to be upgraded) at the Cheselbourne parish boundary at point D (SY 75009859). The width varies between 6 and 8 metres.

Part of Bridleway 8, Cheselbourne:

(To be numbered Byway 28, Cheselbourne)

D – C – B – A The full width of the way from its junction with the current route of Bridleway 18, Dewlish (proposed to be upgraded) at the Dewlish parish boundary at point D (SY 75009859), west along an earth/grass surfaced track, following the parish boundary to its junction with Bridleway 23, Dewlish at point C (SY 74449847), then north west and west to point B (SY 74109850) and continuing west south west to its junction with Restricted Byway 4, Piddlehinton at the Piddlehinton parish boundary, on the eastern side of Doles Hill Plantation at point A (SY 73939842). Width: 9.14 metres (30 feet as indicated in the Cheselbourne Inclosure Award 1819).

Part II

Modification of definitive statement Variation of particulars of ways

Bridleway 18, Dewlish:

Delete:

From: 763984 To: 750985
Road north of Chebbard Farm westwards to Cheselbourne parish boundary.

Byway Open to All Traffic 18, Dewlish:

Add:

From: SY 76349842 To: SY 75009859
The full width of the way from its junction with the county road at Chebbard Gate, west along an earth/grass surfaced track, following the parish boundary, to its junction with Bridleway 8, Cheselbourne and Byway 28, Cheselbourne at the Cheselbourne parish boundary. The width varies between 6 and 8 metres.

Bridleway 8, Cheselbourne:

Delete:

From: 765993 To: 739984

Road opposite Callway Lane width 25 feet between GR 765993-750985 to Piddlehinton parish boundary at Dole's Hill Plantation.

Add:

From: SY 765993 To: SY 7509859

Road opposite Callway Lane width 25 feet between GR 765993-750985 to its junction with Byway 28, Cheselbourne and Byway 18, Dewlish at the Dewlish parish boundary.

Byway Open to All Traffic 28, Cheselbourne:

Add:

From: SY 7509859 To: SY 73939842

The full width of the way from its junction with Bridleway 8, Cheselbourne and Byway 18, Dewlish at the Dewlish parish boundary, west along an earth/grass surfaced track, following the parish boundary to its junction with Bridleway 23, Dewlish at SY 74449847, then north west and west to SY 74109850 and continuing west south west to its junction with Restricted Byway 4, Piddlehinton at the Piddlehinton parish boundary, on the eastern side of Dole's Hill Plantation. Width: 9.14 metres (30 feet as indicated in the Cheselbourne Inclosure Award 1819).

