

**COVERING LIST OF REPRESENTATIONS, OBJECTORS, SUPPORTERS AND
OMS'S RESPONSES**

**THE LANCASHIRE COUNTY COUNCIL (UPGRADING OF BUCKHURST ROAD,
RAMSBOTTOM FROM PUBLIC FOOTPATH TO RESTRICTED BYWAY) DEFINITIVE
MAP MODIFICATION ORDER 2015**

No.	OBJECTIONS STILL OUTSTANDING	ADDRESS
1	P Wilson & Company Chartered Surveyors On behalf of John Walsh, Andrea Walsh and Richard Walsh of Buckhurst Farm	P Wilson & Company Burlington House 10-11 Ribblesdale Place Preston PR1 3NA Ref: C1301-3.SM.kh
No.	OBJECTIONS WITHDRAWN	
-		
No.	SUPPORTER	
-		
No.	OTHER RESPONSES	
2	Atkins Telecoms	NRSWA Coordinator Telecoms The Hub, 500 Park Avenue Aztec West Almondsbury Bristol BS32 4RZ



p wilson & company
chartered surveyors

The Director of Governance, Finance & Public Services
Lancashire County Council
PO Box 78
County Hall
Preston PR1 8XJ

Your Ref: LSG44/PROW/5.47220/MB

Our Ref: C1301-3.SM.kh

02 October 2015

BY SIGNED FOR DELIVERY

Dear Sirs,

THE LANCASHIRE COUNTY COUNCIL (UPGRADING OF BUCKHURST ROAD, RAMSBOTTOM FROM PUBLIC FOOTPATH TO RESTRICTED BYWAY) DEFINITIVE MAP MODIFICATION ORDER 2015 OBJECTION
OUR CLIENTS: JOHN WALSH, ANDREA WALSH & RICHARD ALAN WALSH OF BUCKHURST FARM, BUCKHURST ROAD, WALMERSLEY BL9 6SZ & MRS MARLENE WALSH OF BUCKHURST COTTAGE, BUCKHURST ROAD, WALMERSLEY BL9 6SZ

P Wilson & Company are instructed by our above named clients to object to the above Order (REF: LSG4/PROW/5.47220/MB) on their behalf.

All documents and plans submitted by the Forest of Rossendale Bridleways Association, in addition to other local documents, where available have been examined.

The applicants submitted a number of historic documentary evidence in support of the application and user evidence forms.

Whilst the applicant's submissions show footpath 207 (Buckhurst Road), all documents and plans fail to prove its status. We comment as follows on the applicant's documents:

- 6" to 1 mile OS 1849;
6" to 1 mile OS 1930;
Yates 1" 1786;
Authentic Map Directory S Lancs 1931 to 1935;
Smiths 1802;
Casini 1844 OS 1";
½ " to 1 mile OS Preston map 1907;
Geographia Road Map 30 miles around Manchester revised 1921 ½" to 1 mile;
Abel Heywood & Sons Cycling & Touring Map 60 miles around Manchester ½ " to 1 mile

P:\SM\General Corresp\2015\10 Oct 2015\02-10\C1301-3.doc



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Regulated by RICS

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P Wilson & Company is a Limited Liability Partnership
registered in England & Wales No 0C312492
Registered Office: 10-11 Ribblesdale Place, Preston PR1 3NA



Certificate No 902

These maps are not determinative of the status of Buckhurst Road. There are no keys on them which determine the nature of the roads/lanes being depicted and therefore should not be regarded as evidence of the existence of a public bridleway.

2. *Estate Plans Lord Derby 1785 to 1788 redrawn 1824*

Land north and south of Buckhurst Road did not form part of Lord Derby's Estate and a large part of the road is therefore omitted from the Estate Plan. Consequently, this evidence is inconclusive on the status of any right of way.

3. *Finance Act 1920 Map*

As neither the valuation book nor field book extract is provided the map extract cannot be interpreted. The map extract alone provides insufficient information to determine the status of any right of way.

4. *Metropolitan Borough of Bury Register of Streets Repairable by the Inhabitants at Large*

A Buckhurst Road is mentioned on the submitted sheet. The format of this document is inconsistent with other Registers of Street Repairable by the Inhabitants at Large as it is normal for Surveyors to only note the road, its distance, and the roads it adjoins in the Register. We query whether this is the official register of that period for the area. Alone this document does not prove the status of Buckhurst Road. It is necessary to examine the whole book or collection of documents from which this extract is taken.

5. *Definitive Map & Statement*

Once again there is nothing in their contents to suggest the public right of way is anything but a footpath.

In addition we also dispute the information contained in the user evidence forms and are in receipt of information gathered from our clients, neighbours, ramblers and other horseriders that contradict the submitted user evidence and also historical documentary evidence.

In order for all evidence to be tested I request the Order is sent to the Planning Inspectorate for an independent Inspector to consider. Please acknowledge safe receipt of this objection.

Yours sincerely



S MARSHALL
for P Wilson & Company

cc John Walsh - John.Walsh@buckhurstplanthire.co.uk
Megan Brindle - megan.brindle@lancashire.gov.uk

email: sophie.marshall@pwcsurveyors.co.uk

From: [Kumar, Krishnaraj](#)
To: [Brindle, Megan](#)
Subject: No Objection: LSG4/MB3/5.47220/MB3; Buckhurst Road, Ramsbottom;
Date: 02 September 2015 06:08:42
Attachments: [image001.jpg](#)
[Scan-to-Me from 10.30.13.248 2015-08-27 140420.pdf](#)

Dear Sirs,

New Roads and Street Works Act 1991
Stopping Up Order / Footpath Diversion / Extinguishment / Gating Order

No Objection

We refer to the below or attached order and confirm that we have no objections

Please email Stopping Ups to osm.enquiries@atkinsglobal.com

To enable us to process your application as quickly as possible, please ensure you include Grid References.

A copy of the Cable and Wireless process 4461 'Special Requirements relating to the external plant network of Cable and Wireless UK Services Ltd' is available on request. The process provides guidance on working in the vicinity of Cable and Wireless's apparatus.

IMPORTANT - PLEASE READ = Your Next Step?

Where apparatus is affected and requires diversion, please send all the scheme related proposals that affects the Vodafone Network to c3requests@vodafone.com with a request for a 'C3 Budget Estimate'. Please ensure you include a plan showing proposed works. (A location plan is insufficient for Vodafone to provide a costing). These estimates will be provided by Vodafone directly, normally within 20 working days from receipt of your request. Please include proof of this C2 response when requesting a C3 (using the 'forward' option). Diversionary works may be necessary if the existing line of the highway/railway or its levels are altered.

Kind regards,

Plant Enquiries Team
T: 01454 662881
E: osm.enquiries@atkinsglobal.com
ATKINS working on behalf of Vodafone: Fixed



This response is made only in respect to electronic communications apparatus forming part of the Vodafone: Fixed electronic communications network formerly being part of the electronic communications networks of Cable & Wireless UK, Energis Communications Limited, Thus Group Holdings Plc and Your Communications Limited.

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From: Alison.Friend@atkinsglobal.com [mailto:Alison.Friend@atkinsglobal.com]

Sent: 27 August 2015 17:35

To: Friend, Alison

Subject: Scan-to-Me from 10.30.13.248 2015-08-27 140420

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