

WILDLIFE AND COUNTRYSIDE ACT 1981

THE LANCASHIRE COUNTY COUNCIL RESTRICTED BYWAY FROM CLERK HILL ROAD TO MOOR LANE, WISWELL, RIBBLE VALLEY BOROUGH DEFINITIVE MAP MODIFICATION ORDER 2017

EXPLANATORY STATEMENT

THIS STATEMENT DOES NOT FORM PART OF THE ORDER

Public footpaths, bridleways, restricted byways and byways open to all traffic are recorded on Definitive Maps and Statements. These maps and statements provide conclusive evidence of the existence of public rights. Lancashire County Council is responsible for the Definitive Map and Statement and has a duty to modify them when evidence suggests that they are inaccurate or incomplete. This is achieved by means of modification orders made under section 53 of the Wildlife and Countryside Act 1981.

The council has made a modification order under section 53 to add a restricted byway to the Definitive Map and Statement. This order recognises, by [addition of the way to the Definitive Map and Statement, the public rights that the authority has concluded exist already: the order does not extinguish any public rights. Questions of suitability of the way for horses, people on foot or vehicles or of the possible effects of use by the public are not relevant to the decision the authority has to make.

The evidence on which the council has made the order is as follows: Inclosure Award, Ordnance Survey Maps, Aerial Photographs, Finance Act 1910 records and user evidence. This evidence may be consulted free of charge at; Lancashire County Council, Legal Services Group, PO Box 78, County Hall, Preston, PR1 8XJ.

Representations and objections relating to the order must be made in writing by 7th December 2017 to: Claire Blundell, Lancashire County Council, Legal Services Group, PO Box 78, County Hall, Preston, PR1 8XJ (Reference: LSG4/PROW/CB7/5.54316/804.565)

To be relevant, representations or objections should relate to the existence or status of rights of way; other issues, such as privacy, security or amenity are unlikely to be relevant. If you want to discuss a representation or objection to this order, contact Ms Blundell at the address above or by phone on 01772 533196 or e-mail claire.blundell@lancashire.gov.uk

This order does not come into effect until confirmed. If there are no representations and objections to the order, or those made are withdrawn, the council can confirm the order, and the definitive map and statement will be modified. If there are any representations and objections which are not withdrawn, the council must send the order and representations and objections to the Planning Inspectorate who will appoint an independent inspector to consider the order and the representations and objections. The Inspectorate will normally hold a hearing or an inquiry but it could determine the order through written representations. The inspector may confirm the order, with or without modifications, or may decide that the order should not be confirmed.