

Engineering and Special Projects

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Lancashire County Council
County Secretary and Solicitor's Group
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PRESTON
Lancashire
PR1 8XJ

Date: 10 June 2010
Our Ref: TP/KM/R2/2/21
Your Ref:
Ask for: Tom Partridge
Direct line: (01282) 661059
E-mail: tom.partridge@pendle.gov.uk
Service Manager: Peter Atkinson

For the attention of Ms Saleha Khalid

Dear Sirs

Re: Wildlife and Countryside Act 1981 – Part III

- a) Claimed Bridleway from Bridleway No 29 to Public Footpath No 38, Earby
- b) Upgrading to Bridleway of Public Footpath No 38 from Birch Hall Lane to Dark Lane
- c) Claimed Bridleway along Dark Lane from Public Footpath No 38 to the Country Boundary, Earby, Pendle Borough

Thank you for your letter of 25 May 2010 which has been passed for my attention.

We wish to support the proposals to record Dark Lane as a public bridleway.

I note that the proposed bridleway will run only as far as the county boundary. It would be helpful if you could inform us about what measures are in place to coordinate with North Yorkshire County Council for the route to continue into Craven District.

Yours faithfully

Tom Partridge
Countryside Access Officer
Engineering and Special Projects

Khalid, Saleha

From: Khalid, Saleha
Sent: 14 June 2010 15:26
To: 'PartridgeTom'
Subject: Your Ref: TP/KM/R2/2/21

Dear Tom,

Thank you for your letter of 10 June 2010.

The route does continue into North Yorkshire County Council and we are liaising with North Yorkshire Council on this matter who will carry out their consultations separately.

Should you require further information on the route which continues into North Yorkshire County Council please contact James Perkins at North Yorkshire County Council .

Regards

Saleha

Saleha Khalid · Paralegal
County Secretary & Solicitors Group
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EARBY PARISH COUNCIL



Chairman: Chris P Tennant

Clerk: Ms Susan Graham, The Parish Rooms, Victoria Road,
Earby, Barnoldswick, Lancashire. BB18 6US

Telephone 01282 844965 Email: earbypc@btconnect.com

July 5th 2010

Dear Saleha

I am writing regarding the correspondence sent by yourself, reference LSG4/SK/5.37361(804/507) dated 25 May 2010.

The Parish Council have several concerns about the Claim for a Definitive Map Modification Order as detailed in your letter.

Regarding **D) Claimed bridleway from bridleway No.29 to public footpath No.38 Earby:** The Council feel that this piece of track/road is used by farm vehicles as well as walkers and to allow horses and bicycles would pose a danger of causing an accident. It is a narrow piece of roadway used mainly by farm vehicles and The Council would feel concerned about the safety of horses and riders, as well as cyclists. Also, The Council feel this is an area where the landowner has planted lots of trees (Directly north of footpath 38) which it is hoped will encourage and sustain birds and other wildlife who already benefit from the wooded areas between FP32 and FP25. The Council feel an increase in traffic of any kind may disturb the diverse wildlife in this area.

According to Pendle Borough Council's Biodiversity audit of 2010 (a copy enclosed), 3 areas adjacent to these 3 proposals were considered 'species-rich' grassland and 'ancient woodland'.

Regarding **F) Claimed bridleway along dark lane from public footpath No.38 to the county boundary, Earby.** The Council strongly object to this Claim as they know that it is a deep gully with water in the bottom and trees either side and in the bottom of the claimed route. I enclose a copy of your map where I have drawn a mark in black and marked it 'X' and 'Y'. these points are where a fence has been in place for over **40 years** and the track has been left to nature and is named on the biodiversity document enclosed as Stanridge and Three Acre Cloughs. The Council feel this area is essential to encourage birds and trees and plants and insects as it forms part of a narrow converging of woods and meadowland. If this area were to be a bridleway it would damage the biodiversity of the area tremendously.

The Council also feel the cost of clearing this route and making it safe for horses and cyclists and riders would be prohibitive and would make a dangerous route as this stretch is a gully approximately 2 – 4 metres down from the land at either side and very narrow, so any incident along it would mean there was nowhere for the animals/riders/cyclists, or other wildlife involved, to go. This area along Three Acre Clough is an area where deer are commonly seen and they need the cover of the trees to be safe and thrive.



EARBY PARISH COUNCIL



Destruction of such a valuable habitat for the sake of a few metres of bridleway is hard to understand.

I enclose a photograph of the blocked off end to demonstrate that it has been so for many decades and pictures of the meadow and trees as they are now.

The Council is supportive of horses and riders of all non mechanical pleasure vehicles and appreciate they like to enjoy natural places alongside walkers and farmers and animals, but, cannot support this Claim in any way, so must **RESOLVE TO OBJECT STRONGLY TO IT.**

Yours sincerely


S. Graham.

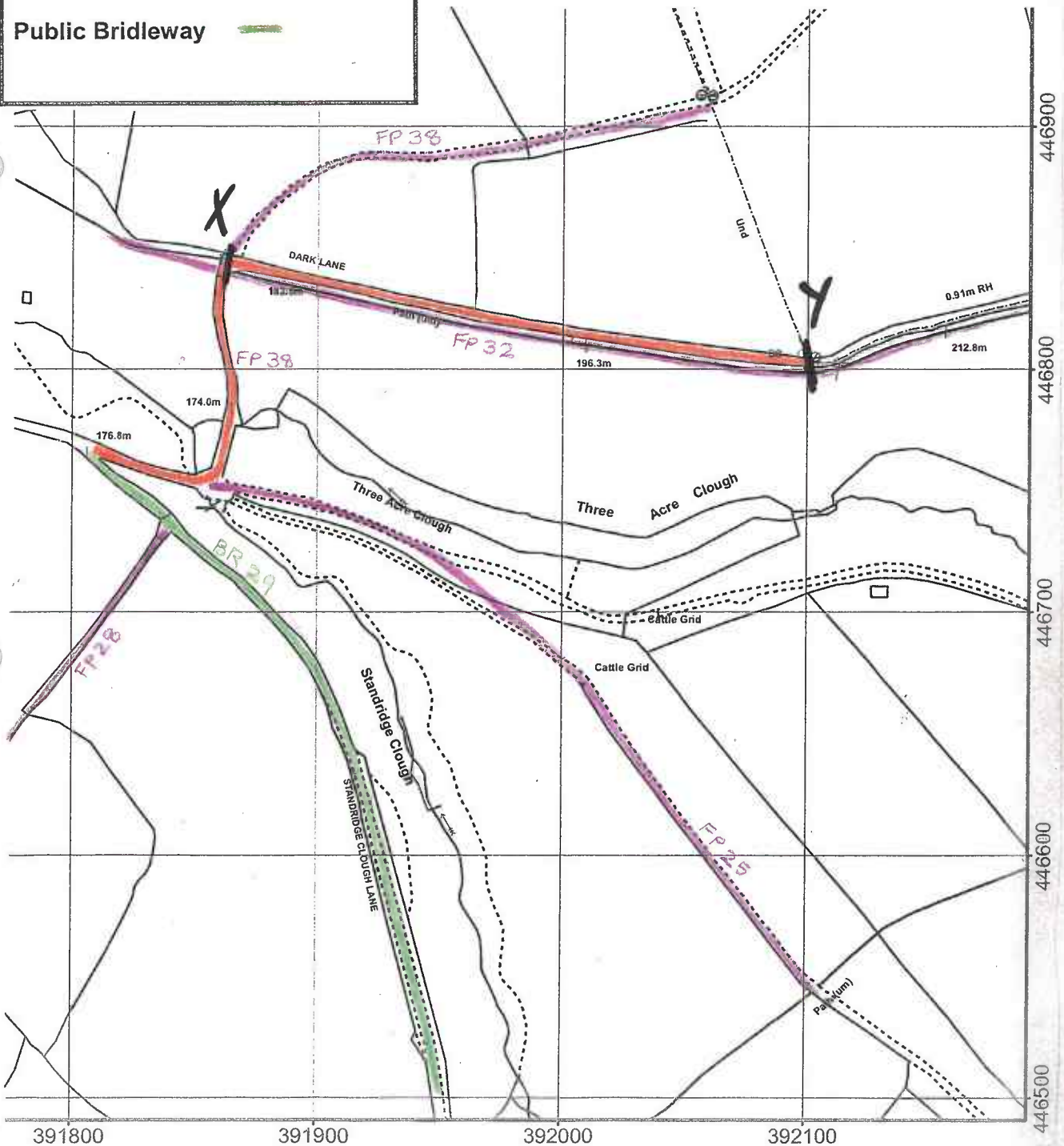
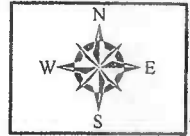
Susan Graham
Clerk

Wildlife and Countryside Act 1981
 a) Claimed bridleway from Bridleway no. 29 to Public Footpath no. 38 Earby,
 b) upgrading to bridleway of Public Footpath no. 38 from Birch Hall Lane to Dark
 Lane, c) claimed bridleway along Dark Lane from Public Footpath no. 38 to the
 County Boundary, Earby, Pendle Borough
 Claim no. 804/507

Jo Turton, Executive Director for the Environment, Environment Directorate.
 P.O. Box 9, Guild House, Cross Street, Preston. PR1 8RD.

KEY

- Claimed route 
- Public Footpath 
- Public Bridleway 



Site Name / Parish	Grid Ref.	Status	Area (ha)	Brief description	Guidelines for selection • Priority species / habitats
Barrowford Locks Hills and Hollows Barrowford / Colne	SD 867 401	BHS	0.33	A small area of sloping hummocky grassland which is very species-rich.	<ul style="list-style-type: none"> • Artificial habitats (Ar1)
Birch Hall Lane Pasture Earby	SD 918 468	BHS	1.58	Situated on the outskirts of Earby at the western end of Three Acre Clough comprising species-rich semi-natural neutral grassland.	<ul style="list-style-type: none"> • Grassland (Gr3)
Black Moss Pasture Barley-with-Wheatley Booth	SD 836 419	BHS	6.82	Two adjoining areas of pasture to the north of Black Moss Road supporting neutral grassland.	<ul style="list-style-type: none"> • Grassland (Gr3)
Black Moss Reservoirs Barley-with-Wheatley Booth	SD 824 413	BHS	17.40	Comprising Upper (7.71ha) and Lower (9.67ha) Black Moss Reservoirs and adjacent habitat including species-rich grassland. The reservoirs are of significant ornithological value being important for both wintering and breeding birds and water-purslane, a species listed in the Provisional Lancashire Red Data List of Vascular Plants, occurs at the site.	<ul style="list-style-type: none"> • Birds (Bi8) • Grassland (Gr3) • [Flowering Plants and Ferns (Ff4)]
Black Moss Road Barley-with-Wheatley Booth	SD 825 421	Special Wildflower Verge	0.01	Short section of tall grassland (dry acidic against the wall and damp grassland along roadside) backed by a dry-stone wall. Common lizard observed to be present. Length 80m / Width 1.5m	<ul style="list-style-type: none"> • Lowland dry acidic grassland
Bleara Moor Earby	SD 925 456	BHS	39.02	Moorland to the south east of Earby supporting heather-dominated vegetation.	<ul style="list-style-type: none"> • Heathland (He1)

Site Name / Parish	Grid Ref.	Status	Area (ha)	Brief description	Guidelines for selection • Priority species / habitats
Stanridge and Three Acre Cloughs Earby	SD 919 467	BHS	1.96	Two narrow converging cloughs supporting woodlands that are ancient semi-natural in character.	<ul style="list-style-type: none"> • Woodland and Scrub (Wd2)
Tum Hill Colne	SD 885 387	GHS	2.53	Exposed hillside location	<ul style="list-style-type: none"> • Meltwater channel
Turf Fields Barley-with-Wheatley Booth	SD 818 422	BHS	17.74	Comprising an area of blanket bog supporting a number of characteristic plant species as well as breeding Curlew and Skylark.	<ul style="list-style-type: none"> • Bog (Bo2) (Bo3)
Turnholes Clough Trawden Forest	SD 939 384	BHS	3.00	A narrow, steep-sided clough supporting broadleaved woodland. The woodland in the north and south of the site is ancient semi-natural in character. These two compartments are linked by a central area of plantation woodland.	<ul style="list-style-type: none"> • Woodland and Scrub (Wd2)
Turnholes Flushes and grassland Trawden Forest	SD 939 383	BHS	4.17	Comprising land to the west of Turnholes Clough supporting species-rich grassland and flushes.	<ul style="list-style-type: none"> • Grassland (Gr2) (Gr3) • Swamp and Fen (Fe1)
Walverden Reservoir Nelson	SD 872 365	LNI	2.81	A reservoir surrounded by farmland except industrial buildings to the north. Marginal vegetation and birds.	

Site Name / Parish	Grid Ref.	Status	Area (ha)	Brief description	Guidelines for selection • Priority species / habitats
Windle Field Earby	SD 922 467	BHS	0.73	Species-rich, semi-natural neutral grassland on the steep slopes adjoining a tree and scrub-lined brook.	<ul style="list-style-type: none">• Grassland (Gr3)
Wycoller Beck Trawden Forest	SD 924 403	BHS	15.61	A small valley along the winding Wycoller Beck and its tributary Ratten Clough Brook. A series of fields flanking the beck support species-rich grassland as well as flushes and mires.	<ul style="list-style-type: none">• Grassland (Gr3)• Swamp and Fen (Fe1)



Fencing at the top of Dark Lane.
Similar at the bottom.

Photo of Point Y

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A faint horizontal line of text, possibly a date or a reference number.

Handwritten text, possibly a name or title, appearing as a faint, circular stamp or signature.

Handwritten text, possibly a name or title, appearing as a faint, circular stamp or signature.

DARK
& DARK



Ripley, Charlotte

From: Ripley, Charlotte
Sent: 03 April 2012 16:26
To: 'earbypc@btconnect.com'
Subject: FW: your ref: LSG4/SK/5.37361 (804/507)

Follow Up Flag: Follow up
Flag Status: Flagged

NorSaved: Yes

Dear Ms Graham,

Thank you for your attached email which was forwarded to myself by Saleha as I have taken over conduct of this matter.

I can confirm that this matter has not yet been before the Regulatory Committee.

As the majority of the claimed route is within Yorkshire we have been in communication with North Yorkshire County Council with a view to them acting as our agents in this matter and with a view to the route being considered as a whole at their Regulatory Committee. However we were unable to reach agreement on this and I have been informed that North Yorkshire intend to prepare their report for their Regulatory Committee on the 13th April 2012.

Unfortunately I am unable to confirm when it will be placed before Lancashire County Councils Regulatory Committee. A full consultation needs to be completed and a report prepared.

I am sorry that I am unable to provide a more satisfactory response.

Kind regards

Charlotte Ripley

Trainee Solicitor
County Secretary & Solicitors Group
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DX 710928 PRESTON COUNTY HALL
Lancashire County Council does not accept service by e-mail

From: Clerk Earby Parish Council [<mailto:earbypc@btconnect.com>]
Sent: 30 March 2012 13:05
To: Khalid, Saleha
Subject: your ref: LSG4/SK/5.37361 (804/507)

Hello

I write to ask for progress on the application referenced above. This claim has been ongoing for nearly a year now and The council are requesting an update of where the process is?

Thank you
Susan Graham