

**COVERING LIST OF REPRESENTATIONS, OBJECTORS AND
SUPPORTERS**

**THE DEFINITIVE MAP AND STATEMENT OF PUBLIC RIGHTS OF WAY
FOR THE COUNTY OF LANCASHIRE**

**THE LANCASHIRE COUNTY COUNCIL
ADDITION OF FOOTPATH FROM CHATBURN OLD ROAD, CHATBURN
DEFINITIVE MAP MODIFICATION ORDER 2022**

No.	OBJECTIONS STILL OUTSTANDING	ADDRESS
1	Ronald Jackson	Ronald Jackson Clerk Hill Place Clerk Hill Road Whalley Clitheore BB7 9DR Ronald@j-jones.com
2	JJ Construction (NW) Limited C/O Green Solicitors	ian@greensolicitors.co.uk
No.	OBJECTIONS WITHDRAWN	
-		
No.	SUPPORTER	
-		
No.	OTHER RESPONSES	
1	Atkins Global	osm.enquiries@atkinsglobal.com
2	Cadent Gas	Cadent Gas Limited Pilot Way Ansty Park Coventry CV7 9JU box.ppt_planningapps@cadentgas.com

From: [Ronald Jackson](#)
To: [Moore, Simon](#)
Subject: representations and objections to the Order LSG4.SM18/888.2652
Date: 23 May 2023 13:57:25
Attachments: [Definitive Map Modification Jan 2023 Open.pdf](#)

Dear Mr Moore,

As the Land Owner I wish to make an initial Objection to the proposed order
LSG4.SM18/888.2652 – For the avoidance of doubt please see the attached file.

There are inaccuracies in the order and evidence given at Regulatory committee meeting held on
16 November 2022

Please confirm receipt of this email

Regards

Ronald

Ronald Jackson

[0788](#) 166 32 13 Cell

Sent from my Mobile

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of the individual or entity to whom they are addressed. If you have received this data in
error please notify the system manager

Consider the environment – please think before you print this email

Mr Simon Moore
Lancashire County Council
PO Box 100
County Hall
Preston
PR1 0LD

BY E-MAIL

03 July 2023

Dear Mr Moore

Re: Our Client – Ronald Jackson

Thank you for your time on the telephone today, as I explained this firm anticipates accepting instructions to act on behalf of Mr Jackson in connection with the proposed order dated the 25th January 2023 concerning footpath alterations to the definitive map at Chatburn Old Road.

We are asked to make representations to you primarily concerning the statements and other documents which formed the background to the making of the order, which to date our client has not seen.

We are aware of the notice issued to our client under cover of your letter 22nd May 2023 and in particular of the deadline date of the 6th July 2023 in which Mr Jackson may make an objection to the making of the order and set out his grounds for the same.

You have informed me that you have accepted correspondence from Mr Jackson already which you consider sufficient to establish his objection and accordingly he has met that deadline. You are in the process of collating the documentation behind the making of the order to be sent to us so that we can comment specifically upon it.

We have agreed that once you are in a position to let us have that information this firm will then make detailed submissions on Mr Jackson's behalf effectively to put the meat on the bones of the objection he has filed and which you have accepted (as having been filed).

Could you confirm that our understanding is correct, that we do not need to concern ourselves with a deadline of the 6th July 2023 and you will accepted a detailed response "in due course" after you have provided us with the documents and that you are in the process of providing us with the statements and other documentary evidence that goes behind the order.

Could I ask that you note our involvement and our e-mail address and let us have the documents as soon as you are able.

Thank you once again for your time on the telephone today and I look forward to hearing from you by return with confirmation of the above and in due course with regard to the documents.

Yours sincerely

A handwritten signature in blue ink, appearing to be 'I. Procter', written in a cursive style.

Ian Procter
Solicitor
Green Solicitors Ltd

Mr Simon Moore
Lancashire County Council
PO Box 100 County Hall
Fishergate
Preston
Lancashire
PR1 0LD

Date: 04 September 2023
Our Ref: IMP/1765/JJ Construction
(NW) Limited
Your Ref:
Email: ian@greensolicitors.co.uk

BY E-MAIL

Dear Mr Moore

Re: Our Client – JJ Construction (NW) Limited

Further in the above matter we have now had an opportunity to digest the documents that we have and write to you accordingly.

We do not however have a copy of the Parish Council's application nor the committee plan referred to on the last line of recommendation number 2 to the first page of Lancashire County Council's report to the regulatory committee and following the death of our clients former advisor it has been unable to provide us with a copy of the objection document that was lodged on the company's behalf. I wonder if you would be in a position to provide us with a copy of those three documents?

Concerning the matter proper, it is clear on consideration of LCC's report to the regulatory committee that there is and was before the committee, absolutely no objectively independent evidence to support any suggestion of historic user over the route claimed. All the evidence in support of the Parish Council's application is that of witness testimony and in those circumstances that testimony should be the subject of challenge by cross examination where an objection is made, indeed the report itself suggests that evidence should be properly challenged and more evidence collected before a decision is made. We understand that no further evidence was collected after the report and certainly none of the evidence was challenged. As the report confirms our client had lodged an objection and continues to so object.

We ask now how you wish to proceed from a procedural point of view. We will want the issue to be addressed at public enquiry, for live evidence to be taken under cross examination and for an opportunity in which we can adduce evidence from people

with a very close understanding of the land in a position to offer cogent evidence rebutting the 15 statements that you provided to us under cover of your e-mail 4th July.

The writer would also be grateful if you could set out the decision process going forward to include appeal stages.

We look forward to hearing from you.

Yours sincerely

A handwritten signature in black ink, appearing to be 'I. Procter', written in a cursive style.

Ian Procter
Solicitor
Green Solicitors Ltd

From: [Harshita K S](#)
To: [Moore, Simon](#)
Subject: No Objection: DMMO Chatburn Old Road, Chatburn 804-710 (888.2652)
Date: 31 May 2023 07:52:03
Attachments: [image001.png](#)
[Sealed_Order.pdf](#)
[Explanatory Statement.pdf](#)
[Letter of Making Stat Undertakers.pdf](#)
[Notice of Making NRSWA Coordinator Atkins Telecoms.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.

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Plant Enquiries Team (HK)
T: +44 (0)1454 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 Limited electronic communications network formerly being part of the electronic communications networks of Cable & Wireless UK (now re-named Vodafone Enterprise UK), Energis Communications Limited, Thus Group Holdings Limited and Your Communications Limited.

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From: Moore, Simon <Simon.Moore@lancashire.gov.uk>
Sent: 25 May 2023 14:33
To: National Plant Enquiries <OSM.enquiries@atkinsglobal.com>
Subject: DMMO Chatburn Old Road, Chatburn 804-710 (888.2652)

Dear Sirs,

**RE: WILDLIFE AND COUNTRYSIDE ACT 1981 – PART III
PUBLIC RIGHTS OF WAY (DEFINITIVE MAP MODIFICATION) THE LANCASHIRE COUNTY
COUNCIL ADDITION OF FOOTPATH FROM CHATBURN OLD ROAD, CHATBURN
DEFINITIVE MAP MODIFICATION ORDER 2022**

I am writing to inform you that the County Council made the above-mentioned Order on 25 January 2023.

Consequently, I enclose a copy of the Notice of Making, a copy of the Order and relevant plan together with an explanatory statement.

I hope these are self-explanatory but please do not hesitate to contact me if you have any queries.

Yours faithfully

Simon Moore
Paralegal Officer
Legal and Democratic Services
Lancashire County Council
01772 531280

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From: [.Box.PPT_PlanningApps](#)
To: [Moore, Simon](#)
Subject: Formal Notice – Your ref LSG4.SM18/888.2652 Our ref FORMALENQUIRY/PP/1799 Wildlife And Countryside Act, 1981, Section 53
Date: 02 June 2023 12:01:33
Attachments: [Scanned from a Xerox Multifunction Printer.pdf](#)
[FORMALENQUIRY_PP_1799.docx](#)

Location Address: Chatburn old road, Chatburn

Thank you for your enquiry which was received on 01.06.2023 Please note this response and any attached map(s) are valid for 28 days.

An assessment has been carried out with respect to Cadent Gas Limited plc's. Please note it does not cover the items listed in the section "Your Responsibilities and Obligations", including gas service pipes and related apparatus. For details of Network areas please see the Cadent website (<https://cadentgas.com/help-advice/digging-safely>) or the enclosed documentation.

Please refer to the attached documentation for Cadent's response.

If you need to contact the Plant Protection Team regarding your enquiry, please use the following details:

Email: plantprotection@cadentgas.com

Address:

Plant Protection Team
Cadent
Pilot Way, Ansty Park, Coventry, CV7 9JU

T: 0800 688 588

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