

Cheshire West & Chester Council

Place Network and Environment

Public Rights of Way
Highways Depot, Guilden Sutton lane
Guilden Sutton CH3 7EX

Tel: 0300 123 8 123

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Our reference Your reference
Gs/prow/dm
mo

Please ask for
Adele Mayer
01606 271822
PublicRightOfWayWest@cheshirewestandchester.gov.uk

Date: 06.12.2017

Dear Sir/Madam,

NOTICE OF CONFIRMATION OF MODIFICATION ORDER

Section 53 of the Wildlife and Countryside Act 1981

CHESHIRE WEST AND CHESTER BOROUGH COUNCIL

Definitive Map and Statement for the Borough of Cheshire West and Chester

**The Cheshire West and Chester Borough Council (Upgrading of Footpath No 2
Bradley to Bridleway) Modification Order 2014**

Please find enclosed the Confirmed Order and Notice which will be advertised on
Thursday 07 December 2017.

Yours faithfully,

Thomas Fennell
Technical Officer.



Cheshire West
and Chester

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Definitive Map and Statement for the Borough of Cheshire West and Chester

The Cheshire West and Chester Borough Council (Upgrading of Footpath No 2 Bradley to Bridleway) Modification Order 2014

On the 29 November 2017 the Secretary of State for Environment, Food and Rural Affairs confirmed the above named Order. The effect of the Order as confirmed is to modify the Definitive Map and Statement for the area by upgrading to Bridleway Footpath No 2, Bradley commencing at the easterly termination of Bradley Green (UX 1224) OS grid reference SJ 5117 4568 and running in an easterly direction for a distance of approximately 940 metres to the westerly termination of Bradley Farm Lane (UX 1207) and the Tushingham-cum-Grindley parish boundary at OS grid reference SJ 5204 4544

A copy of the confirmed Order and Map has been deposited and may be seen free of charge during normal office hours in the Reception, The Forum Office, Chester, CH1 2HS. Copies may be bought there at a cost of £3. The Order became operative as from the 29 November 2017, but if a person aggrieved by the Order desires to question the validity of the Order on the ground that it is not within the powers of Section 53 of the Wildlife and Countryside Act 1981, or that any of the requirements of Schedule 15 of the Act have not been complied with in relation to it, he or she may, within 42 days of the 7 December 2017 make an application to the High Court under paragraph 12 of the said Schedule 15.

7 December 2017

Head of Legal and Democratic Services

WILDLIFE AND COUNTRYSIDE ACT 1981

DEFINITIVE MAP AND STATEMENT FOR CHESHIRE WEST AND
CHESTER

The Cheshire West and Chester Borough Council (Upgrading of
Footpath No 2 Bradley to Bridleway) Modification Order 2014

This Order is made by the Cheshire West and Chester Borough Council under Section 53 (2)(b) of the Wildlife and Countryside Act 1981 ("the Act") because it appears to that authority that the Definitive Map and Statement for Cheshire West and Chester requires modification in consequence of the occurrence of an event specified in

Section 53 (3) (c) (ii), namely, the discovery by the authority of evidence which (when considered with all other relevant evidence available to them) shows 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.

The Authority has consulted with every local authority whose area includes the land to which the Order relates. The Cheshire West and Chester Borough Council hereby Orders that:

1. For the purposes of this Order the relevant date is the 7th October 2014
2. The Definitive Map and Statement for Cheshire West and Chester shall be modified as described in Parts I and II of the Schedule hereto and shown on the map attached to this Order.
3. The Order shall take effect on the date it is confirmed and may be cited as "The Cheshire West and Chester Borough Council (Upgrading of Footpath No 2 Bradley to Bridleway) Modification Order 2014"

THE COMMON SEAL OF CHESHIRE
WEST AND CHESTER COUNCIL was affixed this
Seventh day of October
Two thousand and fourteen
In the presence of:



Authorised Signatory

The foregoing order is hereby confirmed
subject to the red ink modifications thereon

Sue Doran 29 NOV 2017

An Inspector appointed by The Secretary
of State for Environment, Food and
Rural Affairs

SCHEDULE

PART I

MODIFICATION OF THE DEFINITIVE MAP

Description of public right of way to be upgraded to ^{Bridleway} ~~Byway Open to All Traffic~~

Footpath No 2 Bradley upgrading to Bridleway

Footpath No 2, in the Parish of Bradley upgrading to Bridleway, commencing at the easterly termination of Bradley Green (UX 1224) OS grid reference SJ 5117 4568 (point A on Plan No MO552A) and running in an easterly direction for a distance of approximately 940 metres to the westerly termination of Bradley Farm Lane (UX 1207) and the Tushingham-cum-Grindley parish boundary at OS grid reference SJ 5204 4544 (point B on Plan No MO552A).

7' wide (2.136 metres) between OS grid reference SJ 5117 4568 and OS grid reference SJ 5139 4563 as described on the Parish Survey of 1955 and variable width of 2.7 and 2.9 metre between OS grid reference SJ 5139 4563 and OS grid reference SJ 5151 4565 as shown between broken black lines on the Ordnance Survey 25" 3rd edition and variable width of 2.5 and 2.9 metres between OS grid reference SJ 5151 4565 and OS grid reference SJ 5191 4552 as shown broken black lines on the Ordnance Survey 25" 3rd edition and variable width 5.5 metres and 7.4 metres between Ordnance Survey grid reference SJ 5191 4552 and OS grid reference SJ 5204 4544 as shown between solid black lines on the Ordnance Survey 25" 3rd edition

SCHEDULE

PART II

MODIFICATION OF DEFINITIVE STATEMENT

Variation of particulars of paths or ways

DEFINITIVE STATEMENT

RELEVANT DATE: 7th October 2014

PARISH: BRADLEY **PATH NUMBER:** BRIDLEWAY 2

GRID REFERENCES:

FROM: SJ 5117 4568

TO: SJ 5204 4544

COMMENCEMENT AND TERMINATION:

commencing at the easterly termination of Bradley Green (UX 1224) OS grid reference SJ 5117 4568 and running in an easterly direction for a distance of approximately 940 metres to the westerly termination of Bradley Farm Lane (UX 1207) and the Tushingham-cum-Grindley parish boundary at OS grid reference SJ 5204 4544

APPROXIMATE LENGTH: 940 metres

WIDTHS:

7' wide (2.136 metres) between OS grid reference SJ 5117 4568 and OS grid reference SJ 5139 4563 as described on the Parish Survey of 1955 and Variable width of 2.7 and 2.9 metre between OS grid reference SJ 5139 4563 and OS grid reference SJ 5151 4565 as shown between broken black lines on the Ordnance Survey 25" 3rd edition and Variable width of 2.5 and 2.9 metres between OS grid reference SJ 5151 4565 and OS grid reference SJ 5191 4552 as shown broken black lines on the Ordnance Survey 25" 3rd edition and Variable width 5.5 metres and 7.4 metres between Ordnance Survey grid reference SJ 5191 4552 and OS grid reference SJ 5204 4544 as shown between solid black lines on the Ordnance Survey 25" 3rd edition

NATURE OF SURFACE:

metalled/cinder/earth between OS grid reference SJ 5117 4568 and OS grid reference SJ 5139 4563 as described on the Parish Survey of 1955 then pasture from OS grid reference SJ 5139 4563 to OS grid reference SJ 5191 4552 then earth from OS grid reference SJ 5191

4552 to OS grid reference SJ 5204 4544 SJ 5117 4568 and OS grid reference SJ 5139 4563 as described on the Parish Survey of 1955 then pasture from OS grid reference SJ 5139 4563 to OS grid reference SJ 5191 4552 then earth from OS grid reference SJ 5191 4552 to OS grid reference SJ 5204 4544

LIMITATIONS OR CONDITIONS OF USE:

Field gate at OS grid reference SJ 5117 4568 as shown on the Parish Survey 1955

Field gate at OS grid reference SJ 5139 4563 as shown on the Parish Survey 1955

Field gate at OS grid reference SJ 5151 4565 as shown on the Parish Survey 1955

Field gate at OS grid reference SJ 5191 4552 as shown on the Parish Survey 1955

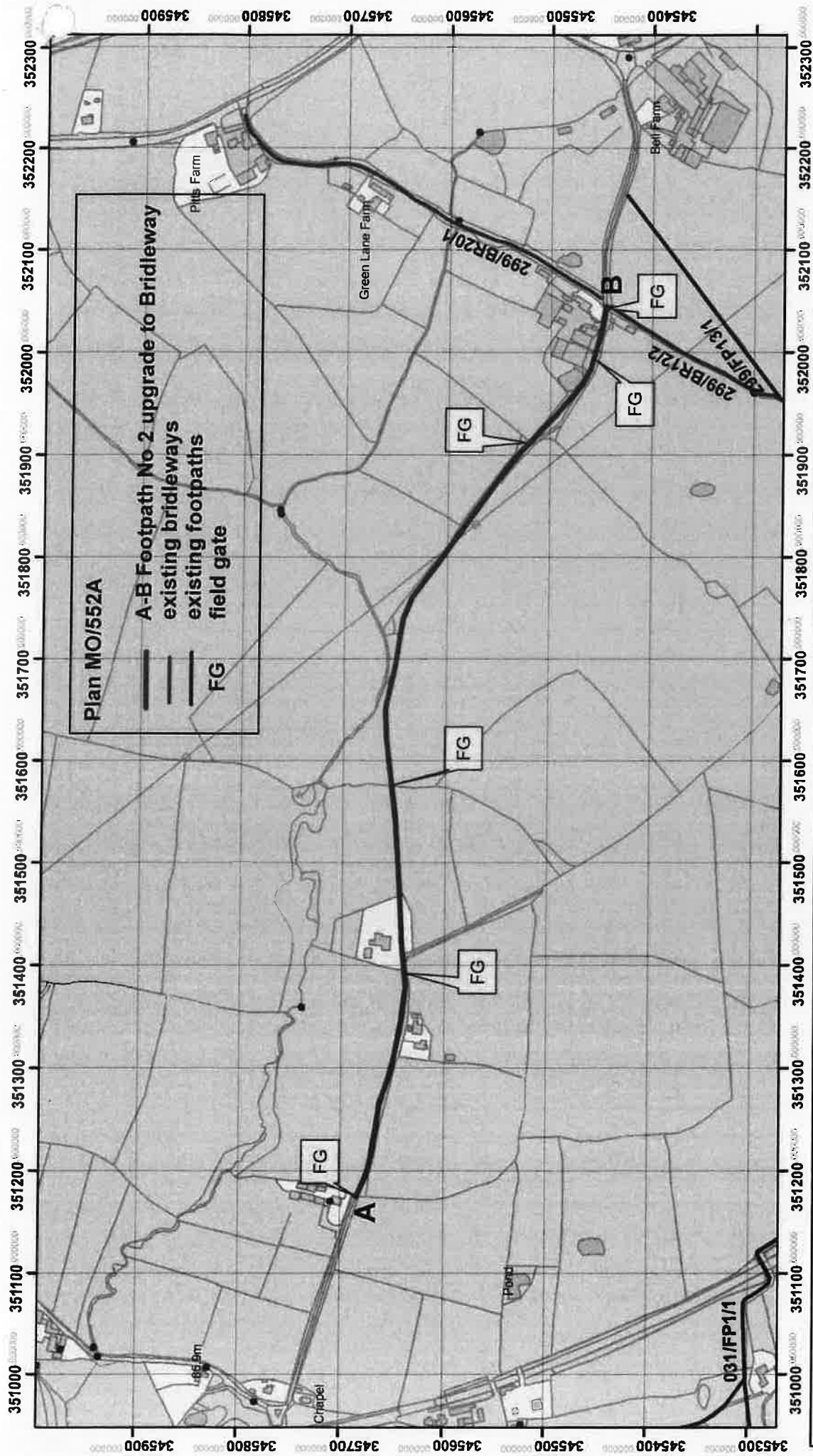
Field gate at OS grid reference SJ 5199 4545 as shown on the Parish Survey 1955

Field gate at OS grid reference SJ 5204 4544 as shown on the Parish Survey 1955

OTHER PARTICULARS:

Added by "The Cheshire West and Chester Borough Council (Upgrading of Footpath No 2 Bradley to Bridleway) Modification Order 2014

Order made on: 7th October 2014



Wildlife and Countryside Act 1981 **The Cheshire West and Chester Borough Council (Upgrading of** **Footpath No 2 Bradley to Bridleway) Modification Order 2014**



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