

NOTICE OF ORDER

Wildlife and Countryside Act 1981

Hertfordshire County Council

Hertfordshire County Council's (Little Berkhamsted 18) Modification Order 2021

Notice is hereby given that the above referenced Order has been submitted to the Secretary of State for Environment, Food and Rural Affairs for determination. An Inspector will be appointed by the Secretary of State to determine the Order.

The **start date** for the above Order is **12 March 2024**

Consideration of the Order will take the form of exchanges of statements of case and comments on statements of case.

The effect of the Order, if confirmed without modifications, will be Deleting from them that part of Little Berkhamsted bridleway 18 commencing at a junction with Little Berkhamsted Lane at TL 2905 0787 and running generally north north west for approximately 200 metres to TL 2897 0806 and adding to them a bridleway commencing at a junction with Little Berkhamsted Lane at TL 2907 0788 and running generally north north west for approximately 85 metres along the drive of Breach House (no.8 Little Berkhamsted Lane), between no.10 Little Berkhamsted Lane and Breach House, continuing to a point adjacent to the north east corner of the walled garden at TL 2904 0795. Then continuing generally north north west across a paddock for approximately 125 metres to a junction with Little Berkhamsted Bridleway 18 north west of the pond at TL 2897 0806.

Varying the particulars relating to Little Berkhamsted bridleway 18 by amending the Definitive Statement to reflect the changes outlined above and re-adding the description of Little Berkhamsted Bridleway 18 from its junction with Little Berkhamsted Bridleway 19 generally north to the Lower Hatfield Road.

Any queries relating to this Order should be referred to Zoe McPhail by email: zoe.mcphail@planninginspectorate.gov.uk quoting reference number **ROW/3311608** on all correspondence. Alternatively, queries may be sent in writing to The Planning Inspectorate, Rights of Way Section, Room 3/A Eagle Wing, Temple Quay House, 2 The Square, Temple Quay, Bristol, BS1 6PN. Telephone: 0303 444 5481.

Any person wishing to view the statements of case and other documents relating to this Order may do so by appointment at Hertfordshire County Council, County Hall, Pegs Lane, Hertford, Hertfordshire SG13 8DN from 9.00 am to 4.00 pm on Monday to Friday. By contacting Gavin Harbour-Cooper Tel: -01992 556 186, Email: - gavin.harbour-cooper@hertfordshire.gov.uk

Timetable for sending in statements of case and comments

Within 2 weeks of the start date [by 26 March 2024]

The Order Making Authority must ensure their statement of case is received by the Secretary of State. As soon as possible after the deadline, the Secretary of State will send a copy (excluding copies of any supporting documents - these will be available to

view at the Authority's offices) to everyone who has made an objection or representation, the applicant and any other person who has written to us in respect of the Order.

Within 8 weeks of the start date [by 7 May 2024]

Everyone who has made an objection or representation or any other written representation or any other person wishing to make representations in writing must ensure their statement of case is received by the Secretary of State. As soon as possible after the deadline, the Secretary of State will send full copies to the Authority. Copies (excluding copies of any supporting documents - these will be available to view at the Authority's offices) will also be sent to the applicant, every person who has made an objection or representation and any other person who has written to us in respect of the Order.

Within the same period the applicant (if applicable) must ensure their statement of case is received by the Secretary of State. As soon as possible after the deadline, Secretary of State will send a full copy to the Authority. Copies will also be sent to everyone who has made an objection or representation and any other person who has written to us in respect of the Order (excluding copies of any supporting documents - these will be available to view at the Authority's offices).

Within 14 weeks of the start date [by 18 June 2024]

Everyone who has made an objection or representation, the Authority, the applicant (if applicable) and anyone who has written to us in respect of the Order must ensure that their comments on any or every other statement of case is received by the Secretary of State. As soon as possible after the deadline, the Secretary of State will send copies of these comments to everyone else.

In fairness to the other parties everyone should keep to the timetable to ensure that statements of case and comments are received on time. Late documents will be returned.

We cannot accept any inflammatory, discriminatory or abusive comments. Any documents containing such comments will be returned.

Notice of order for w/r

WILDLIFE AND COUNTRYSIDE ACT 1981
The Definitive Map and Statement
of Public Rights of Way in Hertfordshire

Hertfordshire County Council
(Little Berkhamsted 18)
Modification Order 2021

This Order is made by Hertfordshire County 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 of Public Rights of Way in Hertfordshire require modification in consequence of the occurrence of an event specified in Section 53(3)(c)(i) and 53(3)(c)(iii) of the Act, namely

(c) the discovery by the authority of evidence which (when considered with all other relevant evidence available to them) shows

(i) that a right of way which is not shown in the map and statement subsists or is reasonably alleged to subsist over land in the area to which the map relates, being a right of way such that the land over which the right subsists is a public path, a restricted byway or, subject to section 54A, a byway open to all traffic

(iii) that there is no public right of way over land shown in the map and statement as a highway of any description, or any other particulars contained in the map and statement require modification.

The authority has consulted with every local authority whose area includes the land to which the Order relates. Hertfordshire County Council hereby order that:

1. For the purposes of this Order the relevant date is 1st September 2021.
2. The Definitive Map and Statement of Public Rights of Way in Hertfordshire shall be modified as described in Part I and Part II of the Schedule and shown on the plan forming part of this Order ("the Order Plan").
3. This Order shall take effect on the date it is confirmed and may be cited as the Hertfordshire County Council (Little Berkhamsted 18) Modification Order 2021.

IN WITNESS whereof the COMMON SEAL of HERTFORDSHIRE COUNTY COUNCIL was hereunto affixed this 23rd day of SEPTEMBER 2021

The Common Seal of
HERTFORDSHIRE
COUNTY COUNCIL
was hereunto affixed in
the presence of:-


Daniel Stevens
Principal Solicitor

Chief Legal Officer



**SCHEDULE
PART I
Modification of Definitive Map**

DESCRIPTION OF PATH OR WAY TO BE DELETED

The full width of that part of Little Berkhamsted Bridleway 18 commencing at a junction with Little Berkhamsted Lane at TL 2905 0787 (Point A on the Order Plan) and running generally north north west for approximately 200 metres to TL 2897 0806 (Point B on the Order Plan).

DESCRIPTION OF PATH OR WAY TO BE ADDED

A public bridleway commencing at a junction with Little Berkhamsted Lane at TL 2907 0788 (Point C on the Order Plan) and running generally north north west for approximately 85 metres along the drive of Breach House (no.8 Little Berkhamsted Lane), between no.10 Little Berkhamsted Lane and Breach House, continuing to a point adjacent to the north east corner of the walled garden at TL 2904 0795 (Point E on the Order Plan). Then continuing generally north north west across a paddock for approximately 125 metres to a junction with Little Berkhamsted Bridleway 18 north west of the pond at TL 2897 0806 (Point B on the Order Plan).

Width: 3.8 metres between TL 2907 0788 (Point C on the Order Plan) and
 TL 2906 0790 (Point D on the Order Plan)
 4 metres between TL 2906 0790 (Point D on the Order Plan) and
 TL 2897 0806 (Point B on the Order Plan)
Limitations: None

**PART II
Modification of Definitive Statement**

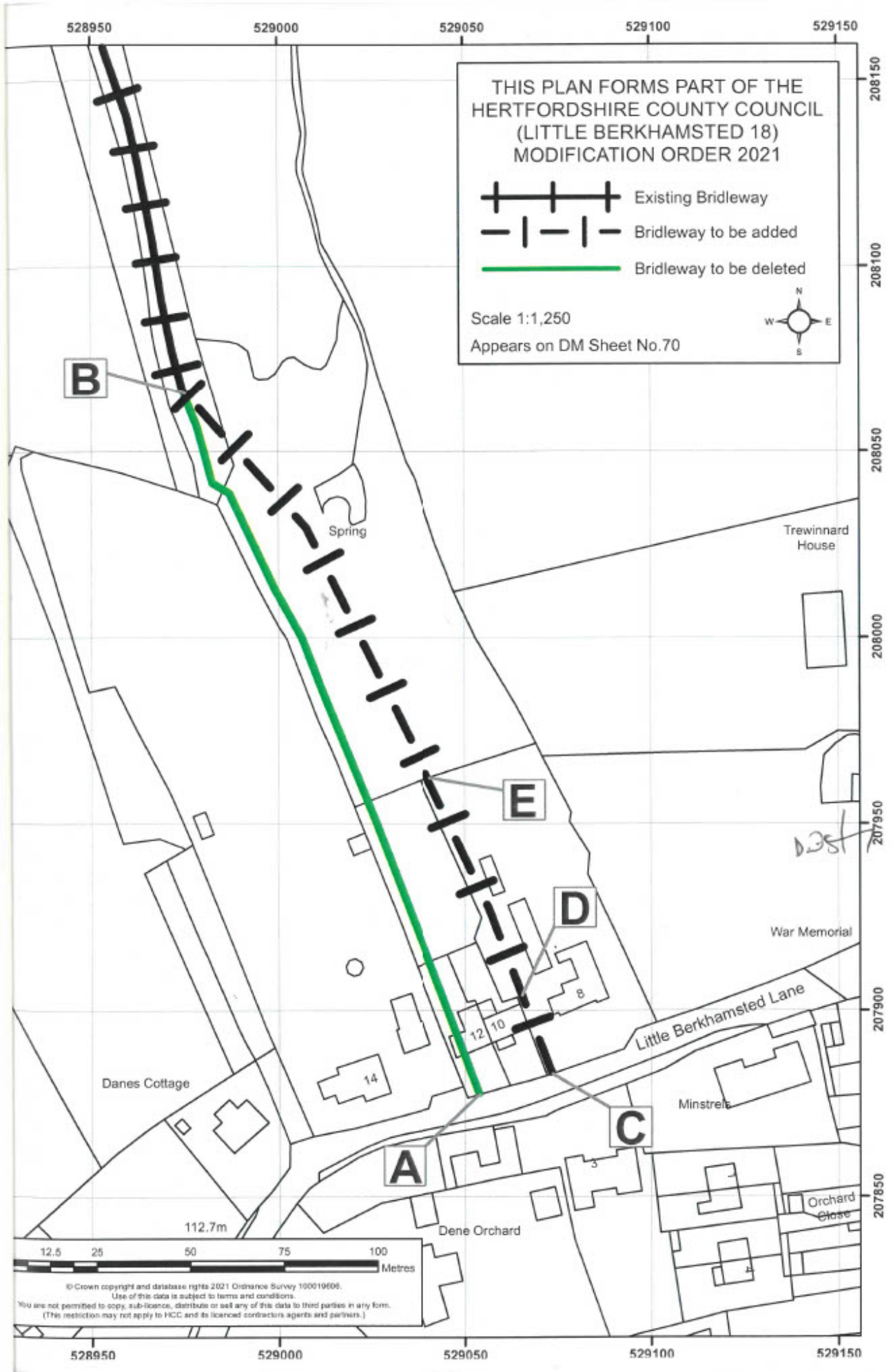
VARIATION OF PARTICULARS OF PATH OR WAY

The Statement for Little Berkhamsted 18 shall be amended as follows:




Path No	Status	HCC Map Ref
018	BR	HCC 70

Commences at Little Berkhamsted Lane (public road) at TL 2907 0788, then NNW for approx. 85m along the drive of Breach House (no.8 Little Berkhamsted Lane), between no.10 Little Berkhamsted Lane and Breach House, continuing to a point adjacent to the NE corner of the walled garden at TL 2904 0795. Then NNW across a paddock for approx. 125m to TL 2897 0806, thence NW along hedge dividing O.S. 124 from 129 and 105 from 100 to join BR19. Thence to Spinney thence N.W. and W. to Ashfield Cottages thence N.W. past Kennel House thence E. by Howe Green House thence N. to junction with Hatfield-Hertford Road opposite Woolmers Park.

Width 3.8m between TL 2907 0788 and TL 2904 0796
 4m between TL 2904 0796 and TL 2897 0806
Limitations None between TL 2907 0788 and TL 2897 0806



THIS PLAN FORMS PART OF THE
 HERTFORDSHIRE COUNTY COUNCIL
 (LITTLE BERKHAMSTED 18)
 MODIFICATION ORDER 2021

 Existing Bridleway
 Bridleway to be added
 Bridleway to be deleted

Scale 1:1,250
 Appears on DM Sheet No.70

B

Spring

Trewinnard House

E

D

War Memorial

Danes Cottage

Little Berkhamsted Lane

Minstrel

A

C

Dene Orchard

Orchard Close



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528950

529000

529050

529100

529150

208150

208100

208050

208000

207950

207900

207850

112.7m

D.38