

IN THE DISTRICT OF SEVENOAKS AND THE BOROUGH OF TONBRIDGE AND MALLING

NOTICE OF MODIFICATION ORDER

WILDLIFE AND COUNTRYSIDE ACT 1981

DEFINITIVE MAP AND STATEMENT FOR THE COUNTY OF KENT

THE KENT COUNTY COUNCIL

**(PUBLIC BRIDLEWAY SR96 AT KEMSING AND PUBLIC BRIDLEWAY MR227 AT WROTHAM)
DEFINITIVE MAP MODIFICATION ORDER 2020**

The above Order was made on the 19th March 2020 under section 53 of the Wildlife and Countryside Act 1981. If confirmed, it will modify the Definitive Map and Statement for the area by **(a)** upgrading the length of Public Footpath SR96 to Bridleway status (and will retain its identification of SR96) with a width of 2.8 metres, which commences at its junction with Public Highway D204 at NGR TQ 5723 5885 (Point A on the order plan) and follows an established track which runs in an easterly direction for 654 metres to NGR TQ 5787 5886 (Point B). As shown by the bold black dashed line with vertical lines in the gaps between Points A and B on the order plan. And **(b)** upgrading a length of Public Footpath MR227 to Bridleway status (and will retain its identification of MR227) with a width of 2.8 metres, which commences at NGR TQ 5787 5886 (Point B) and follows an established track, which runs in an easterly direction for 366 metres to its junction with the Public Highway C261 at NGR TQ 5823 5886 (Point C). As shown by the bold black dashed line with vertical lines in the gaps between Points B and C on the order plan.

All distances are approximate, all directions are general.

A copy of the Order and Map may be seen free of charge during normal office hours at the offices of Sevenoaks District Council at Argyle Road, Sevenoaks, Kent, TN13 1HG or a copy can be sent by request by contacting Public Rights of Way Officer William Barfoot on 03000 418674 or William.Barfoot@kent.gov.uk

The documents can also be viewed online at www.kent.gov.uk/prownotices

Any representation about or objection to the Order must be made in writing to William Barfoot at the Kent County Council, Public Rights of Way and Access , Invicta House, Maidstone, Kent, ME14 1XX email: william.barfoot@kent.gov.uk no later than 28th August 2020. Please state the grounds on which they are made.

Please note that objections/representations cannot be treated as confidential and may come into the public domain. Copies of any objections or representations received may be disclosed to interested parties, including the Planning Inspectorate where the case is referred to it for determination.

If no such representations or objections are duly made to the Order (or to any part of it), or if any so made are withdrawn, the Kent County Council, instead of submitting the Order to the Secretary of State (or part of it if the Authority has by Notice to the Secretary of State so elected under paragraph 5 of schedule 15 to the Wildlife and Countryside Act 1981) may itself confirm the Order (or that part of the Order). If the Order is sent to the Secretary of State for the Environment (in whole or in part), any representations or objections which have been duly made and not been withdrawn will be sent with it.

**PROW & Access Service
Kent County Council
Invicta House
County Hall
Maidstone
Kent ME14 1XX**



Date: 17th July 2020

This document is available in alternative formats and can be explained in a range of languages.

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MALLING

WILDLIFE AND COUNTRYSIDE ACT 1981

DEFINITIVE MAP AND STATEMENT FOR THE COUNTY OF KENT

THE KENT COUNTY COUNCIL
(PUBLIC BRIDLEWAY SR96 AT KEMSING AND PUBLIC BRIDLEWAY MR227 AT
WROTHAM) DEFINITIVE MAP MODIFICATION ORDER 2020

This Order is made by the Kent County Council ("the Authority") under section 53(2) of the Wildlife and Countryside Act 1981 ("the Act") because it appears to the Secretary of State (who has directed the Authority to that effect) that map sheet 021 (TQ55NE) of the Definitive Map and Statement for the County of Kent requires modification in consequence of the occurrence of an event specified in Section 53(3)(c) (ii) namely the discovery of evidence by the Authority which 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 (section 53(3)(c)(ii));

The Authority has consulted with every local authority whose area includes the land to which the Order relates.

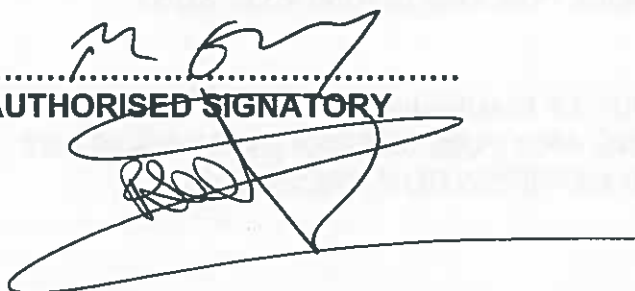
The Kent County Council hereby orders that:

1. For the purpose of this Order the relevant date is 1st March 2020
2. Sheet 021 (TQ55NE) of the Definitive Map for the County of Kent and its associated Statement shall be modified as described in Part I of the Schedule and shown on the map attached to this Order.
3. This Order shall take effect on the date it is confirmed and may be cited as the "*The Kent County Council (Public Bridleway SR96 at Kemsing and Public Bridleway MR227 at Wrotham) Definitive Map Modification Order 2020*"

GIVEN UNDER THE SEAL OF THE KENT COUNTY COUNCIL THIS 19th
DAY OF MARCH IN THE YEAR TWO THOUSAND AND TWENTY

THE COMMON SEAL OF THE KENT COUNTY COUNCIL
was hereunto affixed in the presence of:

.....
AUTHORISED SIGNATORY



257-2020

SCHEDULE

PART I: MODIFICATION OF DEFINITIVE MAP

Description of paths to be modified

The effect of the Order is to modify (a) the length of Public Footpath SR96 to Bridleway status (and will retain its identification of SR96) with a width of 2.8 metres, which commences at its junction with Public Highway D204 at NGR TQ 5723 5885 (Point A on the order plan) and follows an established track which runs in a generally easterly direction for approximately 654 metres to NGR TQ 5787 5886 (Point B). As shown by the bold black dashed line with vertical lines in the gaps between Points A and B on the order plan.

and to modify (b) a length of Public Footpath MR227 to Bridleway status (and will retain its identification of MR227) with a width of 2.8 metres, which commences at NGR TQ 5787 5886 (Point B) and follows an established track, which runs in a generally easterly direction for approximately 366 metres to its junction with the Public Highway C261 at NGR TQ 5823 5886 (Point C). As shown by the bold black dashed line with vertical lines in the gaps between Points B and C on the order plan.

PART II: MODIFICATION OF DEFINITIVE STATEMENT

The Definitive Statement is amended by the following entry:

SR96 – ~~Public Footpath~~ Bridleway
Connections – MR227, D204

Upgraded to Public Bridleway status by The Kent County Council
(Public Bridleway SR96 At Kemsing and Public Bridleway MR227 at Wrotham) Definitive
Map Modification Order 2020

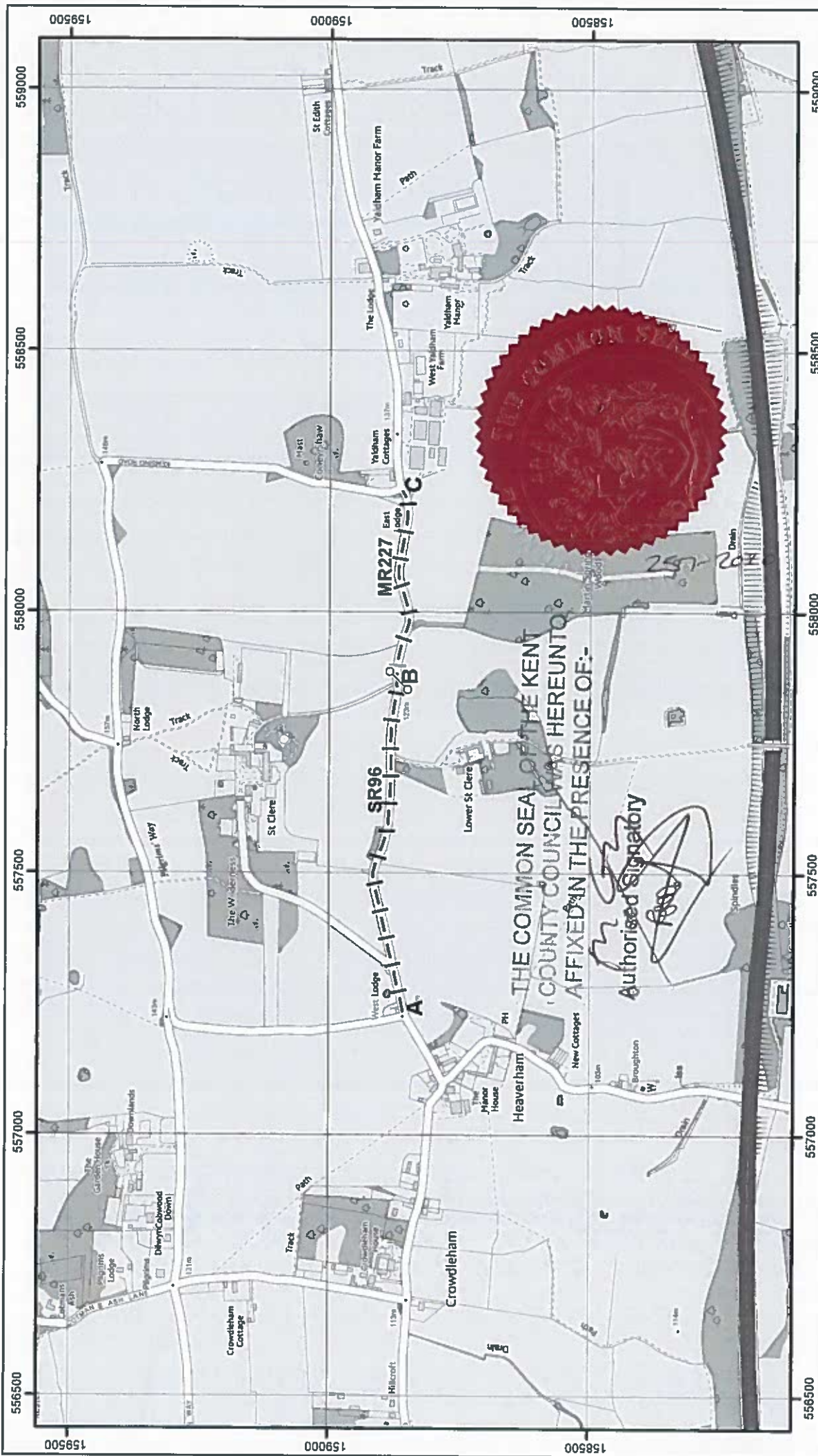
MR227 – ~~Public Footpath~~ Bridleway
Connections – SR96, C261

Upgraded to Public Bridleway status by The Kent County Council
(Public Bridleway SR96 At Kemsing and Public Bridleway MR227 at Wrotham) Definitive
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WILDLIFE AND COUNTRYSIDE ACT 1981

DEFINITIVE MAP AND STATEMENT FOR THE COUNTY OF KENT

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(PUBLIC BRIDLEWAY SR96 AT KEMSING AND PUBLIC BRIDLEWAY MR227 AT
WROTHAM) DEFINITIVE MAP MODIFICATION ORDER 2020**



THE COMMON SEAL OF THE KENT COUNTY COUNCIL WAS HEREunto AFFIXED IN THE PRESENCE OF:-
 Authorised Signatory

North arrow pointing up, labeled 'N'.
 Scale: 1:10,000.
 Kent County Council logo.

Scale bar showing 0, 0.25, 0.5 Kilometres and 0, 0.25, 0.5 Miles.
 Produced by the KCC Public Rights of Way and Access Service
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WILDLIFE AND COUNTRYSIDE ACT 1981
 DEFINITIVE MAP AND STATEMENT FOR THE COUNTY OF
 THE KENT COUNTY COUNCIL
 (PUBLIC BRIDLEWAY SR96 AT KEMSING
 AND PUBLIC BRIDLEWAY MR227 AT WROTHAM)
 DEFINITIVE MAP MODIFICATION ORDER 2020

Key
 -|-|-| Route to be upgraded

Public Rights of Way and Access Service

Created by: WJB | Checked by: CW | Reference: PRO/WE/C/368

Statement to Accompany

WILDLIFE AND COUNTRYSIDE ACT 1981

DEFINITIVE MAP AND STATEMENT FOR THE COUNTY OF KENT

**THE KENT COUNTY COUNCIL
(PUBLIC BRIDLEWAY SR96 AT KEMSING AND PUBLIC BRIDLEWAY MR227 AT
WROTHAM) DEFINITIVE MAP MODIFICATION ORDER 2020**

Under section 53(5) of the Wildlife and Countryside Act 1981, anyone may make an application to the County Council for a modification to be made to the Definitive Map and/or Statement. In this case the application was to upgrade the status of a route already shown on the map and accompanying statement.

The 1981 Act states that the Highway Authority may make a Definitive Map Modification Order to upgrade a public right of way on the Definitive Map and Statement if evidence is discovered, which when considered with all other relevant evidence available, 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 County Council has been directed by the Secretary of State to make this Definitive Map Modification Order under Section 53 (2) of the 1981 Act. The reasons are set out in further detail in the Inspector's decision, which is available on request from the Public Rights of Way Officer on the details below.

The Order will come into force only after it has been confirmed; making and advertising the Order provides an opportunity for objections or representations to be made. Persons considering objecting or making representations relating to the Order are invited to discuss their concerns with the Public Rights of Way Officer, Mr William Barfoot (telephone number 03000 41 86 74).

Any representation about or objection to the Order must be made in writing to William Barfoot at the Kent County Council, Public Rights of Way and Access , Invicta House, Maidstone, Kent, ME14 1XX email: william.barfoot@kent.gov.uk no later than **28th August 2020**. Please state the grounds on which they are made.

Please note that the right of an objection is a statutory right, but it should be exercised in a reasonable manner. The costs involved in dealing with objections to Orders may be awarded against objectors in cases of unreasonable or spurious objections.

If any objections are made and not withdrawn, the County Council will refer the Order and objections to the Secretary of State for the Environment, Food and Rural Affairs for determination. An Inspector from the Planning Inspectorate will then either take written representations or hear the objections at a Public Inquiry or Hearing. The Inspector can confirm the Order, confirm it with modifications, or refuse to confirm it. If no objections are received the County Council will confirm the Order itself, but it has no power to modify Orders.

**THIS STATEMENT DOES NOT CONSTITUTE PART OF THE ORDER
AND IS PURELY FOR INFORMATION ONLY**