

# **NOTICE OF ORDER**

## **Highways Act 1980 - Section 118**

West Sussex County Council  
(Fittleworth); Public Path (No. 702) Extinguishment Order 2016; &  
(Fittleworth); Public Path (No. 2866) Extinguishment Order 2016

Notice is hereby given that the above referenced Orders have 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 Orders is **07 September 2017**.

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

The effect of the Orders, if confirmed without modifications, will be to:

(702) extinguish part of footpath 702 in the parish of Fittleworth commencing at its junction with footpath 2864 at GR 501747 121599 southwards for 253 metres to GR 501741 121599 and continuing generally south eastwards for approximately 280 metres passing to the east of Warren Barn to a point approximately 19 metres west of its junction with footpath 701 at GR 501899 121153;

&

(2866) extinguish footpath 2866 in the parish of Fittleworth commencing at its junction with footpath 701 at GR 501855 121125 extending north northwestwards for approximately 49 metres to its junction with footpath 702 at GR 501845 121173.

Any queries relating to this Order should be referred to Clive Richards at The Planning Inspectorate, Rights of Way Section, Room 3/G Hawk Wing, Temple Quay House, 2 The Square, Temple Quay, Bristol, BS1 6PN. Telephone: 0303 4445502. Email: [clive.richards@pins.gsi.gov.uk](mailto:clive.richards@pins.gsi.gov.uk) Please quote reference number ROW/3180352 & ROW/3180353 on all correspondence.

Any person wishing to view the statements of case and other documents relating to this Order may do so, by appointment, Monday-Friday between 9am and 4pm at the offices of Legal Services, County Hall, West Street, Chichester, PO12 1RQ – contact number 0330 2222687.

## **Timetable for sending in statements of case and comments**

### **Within 2 weeks of the start date [by 21 September 2017]**

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 02 November 2017]**

Everyone who has made an objection or representation or any other written representation 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 14 December 2017]**

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.

Any other person wishing to make representations in writing to the Secretary of State in respect of the above Order(s) must do so in line with the timetable set out above.

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 libellous, racist or abusive comments. Any documents containing such comments will be returned.

PUBLIC PATH EXTINGUISHMENT ORDER

HIGHWAYS ACT 1980

West Sussex County Council (Fittleworth)  
Public Path (No.2866) Extinguishment Order 2016

This order is made by West Sussex County Council ('the authority') under Section 118 of the Highways Act 1980 because it appears to the authority that the footpath described in paragraph 1 below is not needed for public use.

Chichester District Council has been consulted as required by section 120(2) of the 1980 Act.

BY THIS ORDER:

1. The public right of way over the land situate at Fittleworth and shown by a continuous bold line on the map attached to this order and described in the Schedule to this order shall be extinguished after 28 days from the date of confirmation of this order.
2. Notwithstanding anything contained within paragraph 1 of this order where immediately before the date on which the highway is stopped up in pursuance of this order there is apparatus on, over or under the highway belonging to statutory undertakers for the purpose of carrying on their undertaking, the undertakers shall continue to have the same rights in respect of the apparatus as they then had.

SCHEDULE

Public footpath 2866 in the parish of Fittleworth commencing at its junction with footpath 701 at GR 501855 121125 extending north northwestwards for approximately 49 metres to its junction with footpath 702 at GR 501845 121173 as shown by the bold black line between points F-C on the attached plan number 01670.

Dated this 22nd day of April 2016

The Common Seal of the County Council  
of West Sussex was hereunto affixed in  
the presence of:

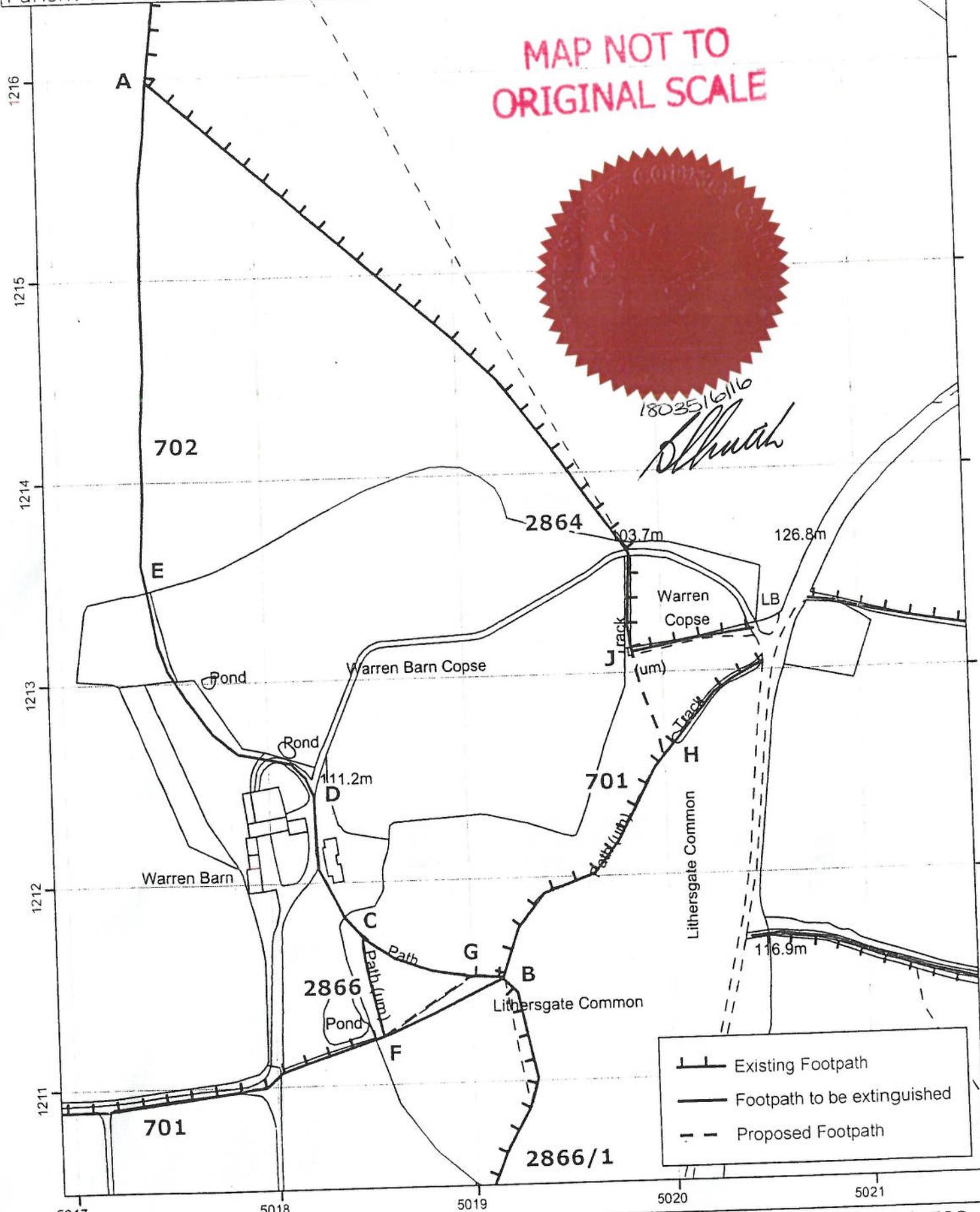
  
Authorised Signatory



**MAP NOT TO ORIGINAL SCALE**



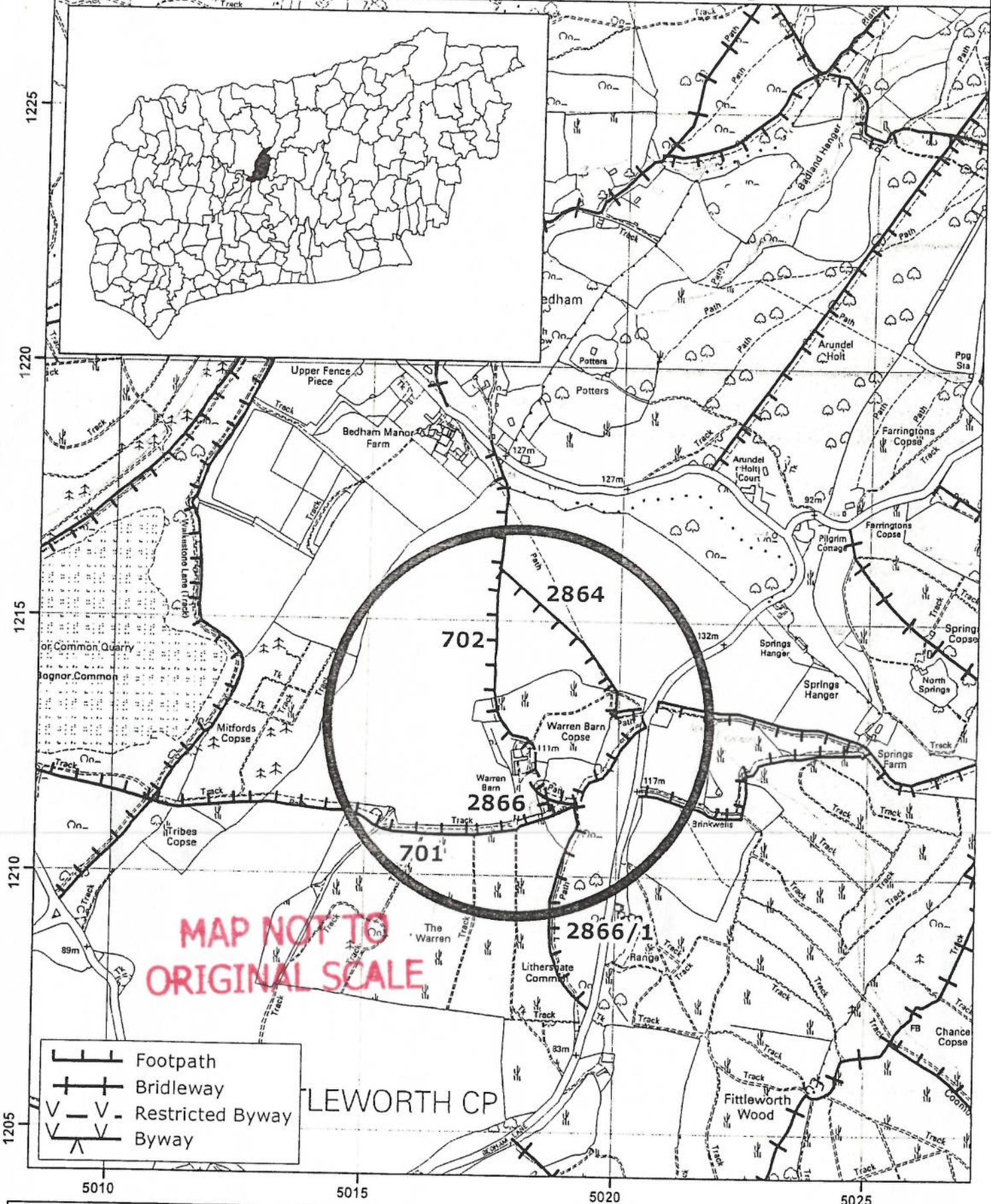
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*[Signature]*



	Existing Footpath
	Footpath to be extinguished
	Proposed Footpath

<p>This map is reproduced from Ordnance Survey material with the permission of Ordnance Survey on behalf of the Controller of Her Majesty's Stationary Office (c) Crown copyright. Unauthorised reproduction infringes Crown copyright and may lead to prosecution or civil proceedings West Sussex County Council, 100023447, 2015</p>		<p><b>Fittleworth: Proposed extinguishment of part of Footpath 702, extinguishment of Footpath 2866, diversion of Footpath 701 and creation of a new Footpath - Site Plan</b></p>		
Plan: 01670	1:2,500	OS Sheet: TQ 02 SW		Photocopy liable to distortion
Date: 28.07.2015		Grid Ref: 5018 1211		





**MAP NOT TO ORIGINAL SCALE**

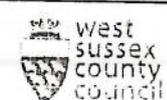
LEWORTH CP

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**Fittleworth: Proposed extinguishment of part of Footpath 702, extinguishment of Footpath 2866, diversion of Footpath 701 and creation of a new Footpath - Location Plan**

Plan: 01669      1:10,000  
Date: 27.07.2015

OS Sheet: TQ 02 SW  
Grid Ref: 5018 1211



Photocopy liable to distortion

Nicola Debnam  
Director of Highways and Transport



PUBLIC PATH EXTINGUISHMENT ORDER

HIGHWAYS ACT 1980

West Sussex County Council (Fittleworth)  
Public Path (No.702) Extinguishment Order 2016

This order is made by West Sussex County Council ('the authority') under Section 118 of the Highways Act 1980 because it appears to the authority that the footpath described in paragraph 1 below is not needed for public use.

Chichester District Council has been consulted as required by section 120(2) of the 1980 Act.

BY THIS ORDER:

1. The public right of way over the land situate at Fittleworth and shown by a continuous bold line on the map attached to this order and described in the Schedule to this order shall be extinguished after 28 days from the date of confirmation of this order.
2. Notwithstanding anything contained within paragraph 1 of this order where immediately before the date on which the highway is stopped up in pursuance of this order there is apparatus on, over or under the highway belonging to statutory undertakers for the purpose of carrying on their undertaking, the undertakers shall continue to have the same rights in respect of the apparatus as they then had.

SCHEDULE

Part of public footpath 702 in the parish of Fittleworth commencing at its junction with footpath 2864 at GR 501747 121599 southwards for 253 metres to GR 501741 121599 and continuing generally south eastwards for approximately 280 metres passing to the east of Warren Barn to a point approximately 19 metres west of its junction with footpath 701 at GR 501899 121153 as shown by the bold black line between points A-E-G on the attached plan number 01670.

Dated this 22nd day of April 2016

The Common Seal of the County Council  
of West Sussex was hereunto affixed in  
the presence of:

  
Authorised Signatory

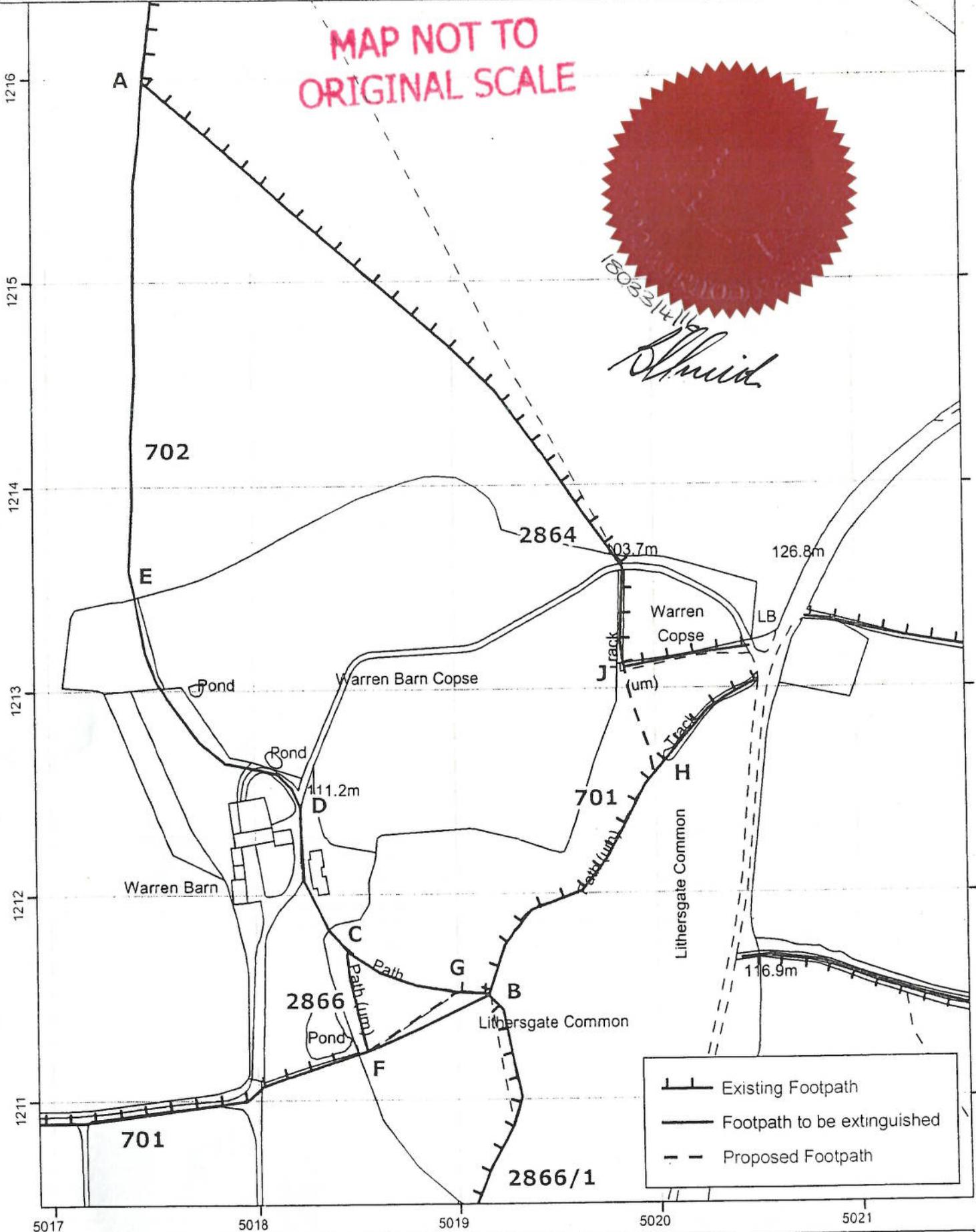
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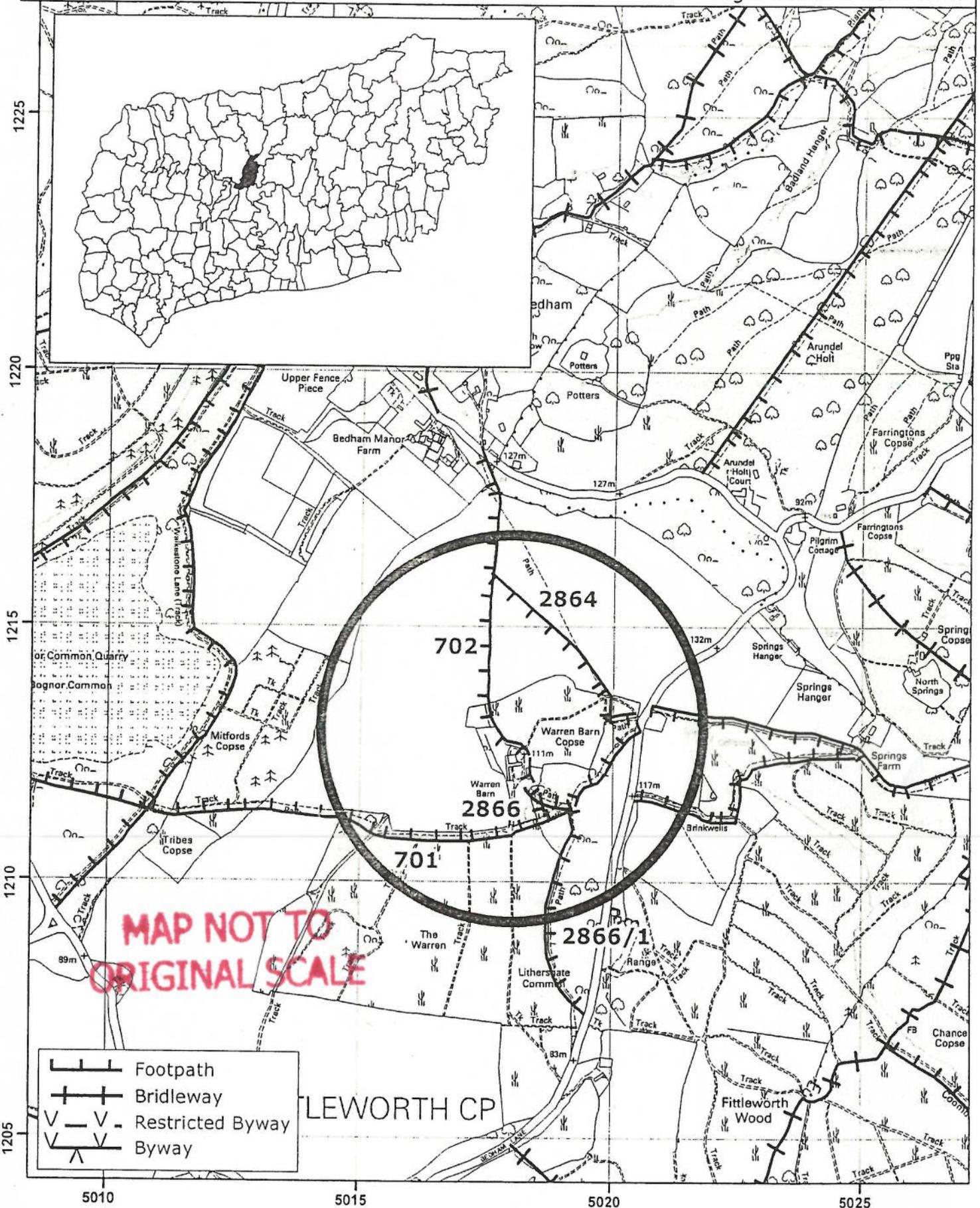


	Existing Footpath
	Footpath to be extinguished
	Proposed Footpath

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**Fittleworth: Proposed extinguishment of part of Footpath 702, extinguishment of Footpath 2866, diversion of Footpath 701 and creation of a new Footpath - Site Plan**

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Date: 28.07.2015	Grid Ref: 5018 1211					



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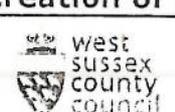
**LEWORTH CP**

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**Fittleworth: Proposed extinguishment of part of Footpath 702, extinguishment of Footpath 2866, diversion of Footpath 701 and creation of a new Footpath - Location Plan**

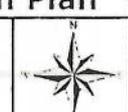
Plan: 01669      1:10,000

OS Sheet: TQ 02 SW



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Nicola Debnam  
Director of Highways and Transport



Date: 27.07.2015

Grid Ref: 5018 1211