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## Order Decision

Inquiry held on 13 September 2016

**by Barney Grimshaw BA DPA MRTPI(Rtd)**

an Inspector appointed by the Secretary of State for Environment, Food and Rural Affairs

**Decision date: 19 January 2017**

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### Order Ref: FPS/U1050/7/99M

- This Order is made under Section 53(2)(b) of the Wildlife and Countryside Act 1981 (the 1981 Act) and is known as the Derbyshire County Council (Restricted Byways along New Lane and part of Monument Lane – Parishes of Codnor, Ironville and Riddings) Modification Order 2013.
- The Order is dated 30 May 2013 and proposes to modify the Definitive Map and Statement for the area by adding Restricted Byways running along New Road, Riddings and Codnor and Monument Lane, Ironville, as shown on the Order Maps and described in the Order Schedule.
- In accordance with Paragraph 8(2) of Schedule 15 to the 1981 Act I have given notice of my proposal to confirm the Order with modifications to amend the status of the Order routes to bridleways rather than Restricted Byways, to delete reference to a gate and to acknowledge that New Road is also known as Long Lane.

**Summary of Decision: The Order is confirmed subject to the modifications that I proposed previously.**

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### Procedural Matters

1. I held a public inquiry into this Order on Tuesday 13 September 2016 at Ironville Church Hall. I made an unaccompanied site inspection on Monday 12 September when I was able to walk the whole of the Order routes. It was agreed by all parties at the inquiry that a further accompanied visit was not necessary.
2. In writing this decision I have found it convenient to refer to points marked on the Order Maps. I therefore attach copies of these maps.
3. The effect of this Order if confirmed subject to the modifications I proposed in paragraph 34 of my interim decision issued on 28 September 2016 would be to add two bridleways to the definitive map. One running from Codnor Lane (Point A) along New Road (Long Lane) east north-eastwards to its junction with Castle Lane and Monument Lane (Point B) and the other running along Monument Lane from the entrance to the driveway to the Jessop Monument (Point C) north-eastwards to the junction with Station Road (Point D). Reference to a gate across Monument Lane at GR SK 4336 5121 would also be deleted and references to New Road and New Lane replaced by the term 'New Road (Long Lane)'.

4. No objections have been made to the proposal following advertisement of the notice and deposit of the associated documents relating to the proposed modifications.

### **Conclusions**

5. Bearing in mind the above, I conclude that the Order should now be confirmed subject to the modifications set out in paragraph 34 of my interim decision dated 28 September 2016.

### **Formal Decision**

6. I confirm the Order subject to the following modifications:

Wherever the terms 'New Road' or 'New Lane' occur, substitute the term 'New Road (Long Lane)';

Wherever the terms 'Restricted Byway' or 'Restricted Byways' occur, substitute the terms 'Bridleway' or 'Bridleways';

In the Schedule to the Order, Part II, delete the reference to a gate at GR SK 4336 5121;

Amend the Order Maps accordingly.

*Barney Grimshaw*

Inspector



