

Wildlife and Countryside Act 1981
Explanatory Statement to Accompany Definitive Map Modification Order

THIS STATEMENT DOES NOT FORM PART OF THE ORDER

Public footpaths, bridleways, restricted byways and byways open to all traffic are recorded on Definitive Maps and Statements. These maps and statements provide conclusive legal evidence of the existence of public rights. Oxfordshire County Council is responsible for the Definitive Map and Statement for Oxfordshire and has a duty to amend them when evidence suggests that they are inaccurate or incomplete. Such amendments are made by means of Modification Orders made under section 53 of the Wildlife and Countryside Act 1981. These Orders do not come into effect until confirmed. If there are objections which are not subsequently withdrawn, the council must refer the Order and objections to the Department for Environment, Food and Rural Affairs which will decide whether or not to confirm the Order.

The council has made a Modification Order under section 53 of the Act adding to them the footpath continuing from grid reference SP 3584 2196 in a generally north-east, then easterly direction for approximately 33 metres to SP 3587 2198 then running in a generally northerly direction for approximately 35 metres to SP 3586 2201 then continuing in a generally northerly direction for approximately 25 metres to SP 3586 2204, then running generally east for approximately 57 metres to the junction with the unclassified highway at Taston Cross as shown on the List of Streets at SP 3592 2205.

Oxfordshire County Council has made this Order because there is sufficient evidence to suggest that a public right of way on foot subsists or is reasonably alleged to subsist and therefore this should be shown on the map and statement. This evidence consists of statements completed by those that have used the way and documentary evidence. The evidence on which the decision to make the Order is based may be seen at www.oxfordshire.gov.uk/cms/public-site/consultation. Copies have also been placed and may be seen free of charge during opening hours at: -

- 1) Oxfordshire County Library, Westgate, Oxford, OX1 1DJ Tel: 01865 815509
- 2) Charlbury Library, Charlbury Community Centre, Enstone Road, Charlbury, OX7 3PQ Tel: 01608 811104

Copies of the Order, the Order map and an explanatory statement may be obtained from the Countryside Records team, Oxfordshire County Council, County Hall, Oxford OX1 1ND.

Objections or representations relating to the Order must be made in writing to the Principal Officer, Countryside Records, Oxfordshire County Council, Ground Floor, County Hall, Oxford OX1 1ND, or countrysiderecords@oxfordshire.gov.uk no later than 28 May 2021, and must include particulars of the grounds relied on. To be relevant, objections or representations should relate only to the question of the existence or status of rights of way. If there are any objections which are not withdrawn, the council must refer the Order and objections to the Department for Environment, Food and Rural Affairs who will appoint an independent Inspector to consider the Order and hear the objections, normally by holding a public inquiry. Objectors will be contacted prior to this if it appears that the representations or objections do not relate to any matters that an Inspector can take into consideration. The Inspector cannot, for example, consider the suitability of the way for public use or any other effects of confirming an Order.

The inspector may confirm the Order, with or without modifications, or may decide that the Order should not be confirmed. Alternatively, the matter may be determined through written representations or a hearing. If there are no objections to the order, or if any made are

withdrawn, the council may confirm the Order, and the Definitive Map and Statement will then be modified.

The Council will be willing to discuss the concerns of those objecting or making representations relating to the order. Please email the Countryside Records Officer on countryside@oxfordshire.gov.uk The right of objection to an order is a statutory right, but it should be exercised in a reasonable manner. The council's costs involved in dealing with objections to orders are normally awarded against objectors only in cases of unreasonable behaviour.

For further information about definitive maps and statements and associated modification orders, see the Countryside Agency booklet *A guide to definitive maps and changes to public rights of way* (NE112), available from Natural England at www.naturalengland.org.uk.

GDPR and Data Protection Act: *The County Council will consider all correspondence, objections and representations received in response to this order. They may be disseminated widely for these purposes and made available to the public.*