

**NOTICE OF MODIFICATION ORDER  
SECTION 53 OF THE WILDLIFE AND COUNTRYSIDE ACT 1981**

**DEFINITIVE MAP AND STATEMENT FOR THE FORMER RURAL DISTRICT OF DEBEN IN  
THE FORMER ADMINISTRATIVE COUNTY OF EAST SUFFOLK**

**SUFFOLK COUNTY COUNCIL  
(DEBEN RURAL DISTRICT DEFINITIVE MAP AND STATEMENT)  
(PARISH OF HOLLESLEY) MODIFICATION ORDER 2024**

The above order made on 6 November 2024 if confirmed as made, will modify the definitive map and statement for the area by adding a public footpath from Hollesley Restricted Byway 5 at Ordnance Survey Grid Reference (OSGR) 63419,24566 to Hollesley Footpath 4 at OSGR 63431,24534 as shown on the order map.

A copy of the order and the order map and an explanatory statement may be obtained by email or post free of charge by contacting Lisa Hammarstrom on tel: 01473 260177 or email: [lisa.hammarstrom@suffolk.gov.uk](mailto:lisa.hammarstrom@suffolk.gov.uk). They can also be viewed at <https://www.suffolk.gov.uk/roads-and-transport/public-rights-of-way-in-suffolk/making-changes-to-the-definitive-map-and-statement> or inspected at Hollesley Post Office, The Street, Hollesley, IP12 3QU. Opening times are: Monday to Sunday 7.00am until 10.00pm.

Any representation or objection relating to the order must be sent in writing to the Definitive Map Manager, Rights of Way and Access, Suffolk Highways, Phoenix House, 3 Goddard Road, Ipswich IP1 5NP. Objections should be received not later than 21 January 2025, and applicants are requested to state the grounds on which they are made. Please bear in mind that such correspondence cannot be treated as confidential and may be inspected by any interested party. The Rights of Way and Access Privacy Notice can be viewed at: <https://www.suffolk.gov.uk/about/privacy-notice/rights-of-way-and-access-privacy-notice/>

If no representations or objections are duly made to the order, or to any part of it, or if any so made are withdrawn, Suffolk County Council, instead of submitting the order to the Secretary of State (or part of it if the authority has by notice to the Secretary of State so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 submitted to the Secretary of State for the Environment, Food and Rural Affairs in whole or in part, any representations or objections which have been duly made and not withdrawn will be sent with it.

Dated: 10 December 2024



**Nigel Inniss**  
Head of Governance, Suffolk County Council,  
Endeavour House, 8 Russell Road, Ipswich, IP1 1BX

**THIS IS AN EXPLANATORY STATEMENT AND DOES NOT FORM PART OF THE ORDER**

**WILDLIFE AND COUNTRYSIDE ACT 1981**

**SUFFOLK COUNTY COUNCIL  
(DEBEN RURAL DISTRICT DEFINITIVE MAP AND STATEMENT)  
(PARISH OF HOLLESLEY) MODIFICATION ORDER 2024**

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. Suffolk County Council is responsible for the definitive map and statement 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 under section 53 of the Wildlife and Countryside Act 1981. These orders do not come into effect until confirmed, and if there are any objections the County Council must refer the order and objections to the Department of Environment, Food and Rural Affairs in Bristol.

The County Council has made a modification order under Section 53 to add a public footpath as detailed in the order. This order simply recognises the public rights that the authority believes exist. The order does not create any new public rights.

The evidence which the County Council has considered may be consulted free of charge at the following locations:

**By prior appointment at the offices of the County Council, Phoenix House, Goddard Road, Ipswich, IP1 5NP:**

- Formal Application dated 10 April 2017
- User evidence forms
- 1979 Review Material
- Ordnance Survey Old Series Map 1836
- Mr Hardwick Landowner Information form dated 15 May 2024
- JI, PM, JD and AS Hardwick Highways Act 1980 section 31(6) statement and plan received 21 February 2018 (Record ID 9447)
- A. W. Mortier Farms Ltd. Highways Act 1980 section 31(6) statement and plan received 9 December 2003 (Record ID 681)
- A. W. Mortier Farms Ltd. Highways Act 1980 section 31(6) statement and plan received 6 January 1998 (Record ID 941)
- A. W. Mortier Farms Ltd. Highways Act 1980 section 31(6) statement and plan received 11 September 1997 (Record ID 234)
- Email dated 22 July 2024 from Judi Hallett, Clerk to Hollesley Parish Council
- Email dated 3 September 2024 from Jim Hardwick and Antonia Taylor
- Letter dated 12 October 2024 from Deborah Maddock to Development and Regulation Committee
- Email dated 21 October 2024 from Roger Dawson
- Photographs taken on 5 June 2024 by officers during site visit

**By prior appointment at The Hold, Suffolk Archives, 131 Fore Street, Ipswich, IP33 2AR:**

- Hollesley 1932 Act Composite Map (IRO ref: 176/M)
- Hollesley 1932 Act Parish Map (IRO ref: 474/R2/59)
- Hodskinson's Map 1783
- Bryant's Map 1824/5
- Greenwood's Map 1825
- 6-inch Ordnance Survey Mapping (1<sup>st</sup> Edition, 1886, sheet number 77 SE)
- 25-inch Ordnance Survey Mapping (1<sup>st</sup> and 2<sup>nd</sup> Edition, 1884/82 and 1904, sheet numbers 77/12 and 77/11)
- 6-inch Ordnance Survey National Grid map (1958, sheet number TM34NW-A)
- Hollesley Parish Survey Map 1951 (IRO ref: 518/81)

Objections or representations relating to the order must be made in writing by 21 January 2025 to the Definitive Map Manager, Suffolk Highways, Phoenix House, 3 Goddard Road, Ipswich, IP1 5NP. The Rights of Way and Access Privacy Notice can be viewed at <https://www.suffolk.gov.uk/about/privacy-notice/rights-of-way-and-access-privacy-notice/> To be relevant, objections or representations should relate to the question of the existence of status of rights of way. Other objections or representations (eg relating to privacy, security or amenity) are irrelevant to the evidential test.

The County Council is willing to discuss the concerns of those considering objecting or making representations relating to the order, and you may contact Lisa Hammarstrom by email: [lisa.hammarstrom@suffolk.gov.uk](mailto:lisa.hammarstrom@suffolk.gov.uk) by telephone: 01473 260177, or at the above address.

The right of objection to an order is a statutory right, but it should be exercised in a reasonable manner. The costs involved in dealing with objections to orders are normally awarded against objectors only in cases of unreasonable behaviour.

If there are no objections to the order, or if all objections are withdrawn, the County Council will confirm the order, and the definitive map and statement will then be modified. If there are any objections which are not withdrawn, the County Council must refer the order and objections to the Department of 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. The Inspector may confirm the order, with or without modifications, or may decide that the order should not be confirmed.

WILDLIFE AND COUNTRYSIDE ACT 1981

DEFINITIVE MAP AND STATEMENT FOR THE FORMER RURAL DISTRICT OF DEBEN  
IN THE FORMER ADMINISTRATIVE COUNTY OF EAST SUFFOLK

SUFFOLK COUNTY COUNCIL  
(DEBEN RURAL DISTRICT DEFINITIVE MAP AND STATEMENT)  
(PARISH OF HOLLESLEY) MODIFICATION ORDER 2024

This Order is made by Suffolk 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 for the former Rural District of Deben in the former Administrative County of East Suffolk require modification in consequence of the occurrence of an event specified in section 53(3)(c)(i) namely, the discovery of evidence by the authority which shows that a public footpath which is not shown in the map and statement subsists or is reasonably alleged to subsist.

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

1. For the purpose of this Order the relevant date is 1 October 2024.
2. The Definitive Map and Statement for the former Rural District of Deben in the former Administrative County of East Suffolk shall be modified as described in Part 1 and Part 2 of the Schedule and shown on the map attached to the Order.
3. This Order shall take effect on the date it is confirmed and may be cited as the Suffolk County Council (Deben Rural District Definitive Map and Statement)(Parish of Hollesley) Modification Order 2024.

Date: 06/11/2024

THE COMMON SEAL of SUFFOLK  
COUNTY COUNCIL was hereunto  
affixed in the presence of:-



An authorised Officer of the Council





## SCHEDULE

### Part 1: Modification of Definitive Map

Description of footpath to be added:

There shall be added to the Definitive Map for the parish of Hollesley a footpath from a point at Ordnance Survey grid reference 63419,24566 (point A) to a point at Ordnance Survey grid reference 63431,24534 (point D) as shown on the attached map.

### Part 2: Modification of Definitive Statement

Particulars of footpath to be added:

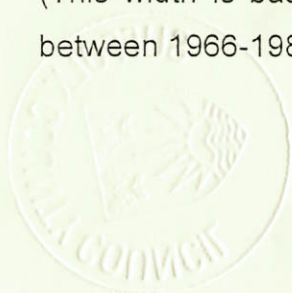
There shall be added to the Definitive Statement for Hollesley the following particulars:

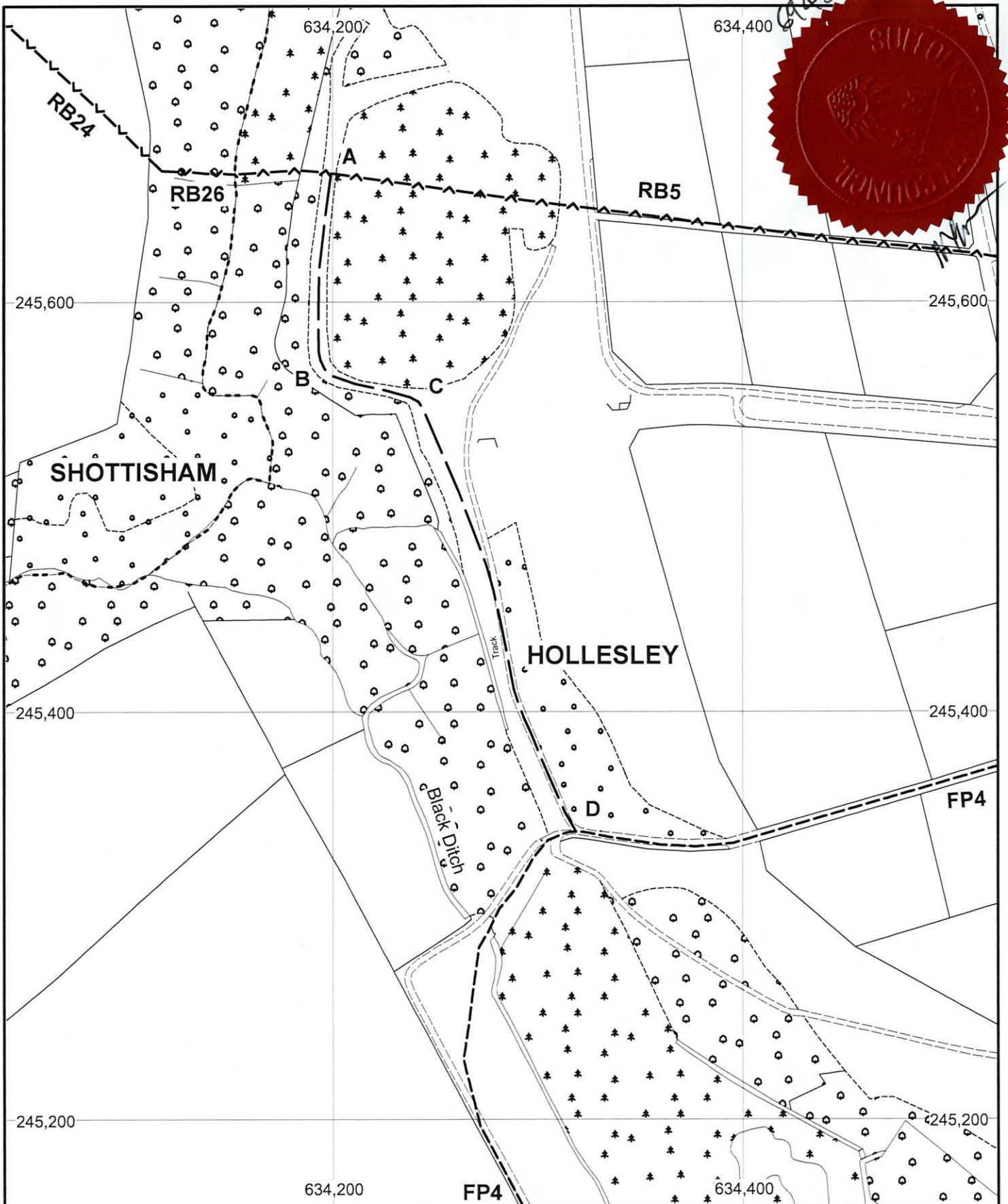
#### Hollesley Footpath 66

Commencing at a junction with Restricted Byway 5 at Ordnance Survey Grid Reference (OSGR) 63419,24566 (point A) and progressing in a generally southerly direction along a track for 96 metres to OSGR 63419,24556 (point B); changing to an east-south-easterly direction and continuing along a track for 49 metres to OSGR 63424,24555 (point C); changing to a generally south-south-easterly direction along a grassed area then a track for 224 metres and terminating at a junction with Footpath 4 at OSGR 63431,24534 (point D).

Width: 2.3 metres

(This width is based on an average of the widths specified in the user evidence for the period between 1966-1986).





### PROPOSED PUBLIC FOOTPATH IN HOLLESLEY



-  Proposed Public Footpath (A - B - C - D)
-  Existing Footpath
-  Existing Restricted Byway
-  Definitive Map Parish Boundary

