

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

**DEFINITIVE MAP AND STATEMENT FOR THE PARISH OF WORLINGTON
IN THE DISTRICT OF WEST SUFFOLK**

**SUFFOLK COUNTY COUNCIL (PARISH OF WORLINGTON)
MODIFICATION ORDER 2024**

The above order made on 10 July 2024 if confirmed as made, will modify the definitive map and statement for the area by adding a restricted byway from Ordnance Survey grid reference 56769,27462 (point A) on Ferry Lane to Ordnance Survey grid reference 56917,27401 (point C) on Church Lane, 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 David Last by telephone: 01473 264770 or email: david.last@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 Mildenhall Library, Mildenhall Hub, Sheldrick Way, Mildenhall, IP28 7JX. Opening times: Monday to Friday 09.00 to 17.30, Saturday 09.00 to 17.00, and Sunday 10.00-16.00.

Any representation or objection relating to the orders must be sent in writing to the Definitive Map Manager, Rights of Way and Access, Suffolk County Council, Phoenix House, 3 Goddard Road, Ipswich, IP1 5NP. Objections should be received not later than 24 September 2024, 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If no representations or objections are duly made to an order, or to any part of it, or if any so made are withdrawn, Suffolk County Council, instead of submitting the order to the Secretary of State (or part of it if the authority has by notice to the Secretary of State so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 an 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Food and Rural Affairs in whole or in part, any representations or objections which have been duly made and not withdrawn will be sent with it.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: 13 August 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 (PARISH OF WORLINGTON)
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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 modification orders under Section 53 to add footpaths as detailed in the order. The order simply recognises the public rights that the authority believes exist. The order does not create any new public rights.

The evidence that has been 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 22 December 2021
- John Cary's 'Improved Map of England and Wales', published in 1832 (Extract)
- Ministry of Food National Farm Survey Map 1941-1943 Extract (In full at National Archives at Kew ref: MAF 73/39/20)
- Strava Heat Maps (Extract)
- Google Earth Aerial Photography 1944 and 1998
- Suffolk Outstanding Circular Walks – Book by Ordnance Survey – First published 2001, Edition supplied by applicant published 2020 (Extract)
- Ordnance Survey Manuscript Map 1813 Extract (In full at www.britishlibrary.georeferencer.com)
- Ordnance Survey Old Series Map 1836 (SCC held copy)
- Ordnance Survey 6-inch Map Published 1953 Extract (Cambridgeshire Sheet XXXI.SE www.maps.nls.uk)
- 1979 Review Material
- Mr Hurlock Landowner Information form dated 14 December 2023
- Mrs Kohl Landowner Information form dated 15 December 2023
- 123 User evidence forms
- Email from Phil Prigg, Local Ramblers Association Group dated 15 April 2024

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

- Ely and Bury St Edmunds Light Railway 1874 (ref: B/150/2/5.127)
- Worlington Parish Survey Map 6/6/51 (ref: A3/3/2/3332/74)
- Worlington Parish Survey Returns March 1951 (ref: A3/3/2/3319/2/17)

By prior appointment at Suffolk Archives, 77 Raingate Street, Bury St Edmunds, IP33 2AR:

- Worlington Inclosure Award and Map (ref: 966/6/4)
- Valuation of Glebe at Worlington Map 23 June 1818 (ref: FL657/3/10)

- Hodskinson's Map 1783
- Bryant's Map 1824/25 (ref: M590/1)
- Greenwood's Map 1825 and 1831 (refs: 586/18 and M502)
- Map of Worlington Parish 1840 (ref: EF505/1/84)
- Sales particulars for 3 lots of land in Worlington 1884 (ref: HE500/4/2)
- Finance Act 1910 – District Valuer's Maps (sheets: 207 & 243)
- Church Farm Sale Particulars 1955 (ref: HD 1180/325)
- Ordnance Survey 6-inch 1st County Series 1886 (BRO sheet: 20 SE or National Library of Scotland via www.maps.nls.uk)
- Ordnance Survey 25-inch 1st and 2nd County Series 1884/82 & 1904 (BRO sheets: 20/12 & 20/16 or National Library of Scotland via www.maps.nls.uk)
- Worlington Parish Council Minutes 16 October 1953 (ref: EG703/1/2)
- Worlington Parish Council Minutes 24 September 1965 (ref: EG703/1/3)
- Worlington Parish Council Minutes 12 June 1968 (ref: EG703/1/2)
- Worlington Parish Council Minutes 22 May 1969 (ref: EG703/1/2)
- Worlington Parish Council Minutes 20 May 1970 (ref: EG703/1/2)

Objections or representations relating to the orders must be made in writing by 24 September 2024 to the Definitive Map Manager, Suffolk County Council, 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 or status of rights of way. Other objections or representations (eg relating to privacy, security or amenity) are not relevant 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 David Last at the above address, by telephone on 01473 264770 or email david.last@suffolk.gov.uk

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 objection/s to the Department of Environment, Food and Rural Affairs, who will appoint an independent Inspector to consider the order and hear the objection/s, normally by holding a public inquiry. The Inspector may confirm an order, with or without modifications, or may decide that an order should not be confirmed.

WILDLIFE AND COUNTRYSIDE ACT 1981

**DEFINITIVE MAP AND STATEMENT FOR THE PARISH OF WORLINGTON
IN THE DISTRICT OF WEST SUFFOLK**

**SUFFOLK COUNTY COUNCIL (PARISH OF WORLINGTON)
MODIFICATION ORDER 2024**

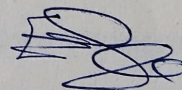
This Order is made by Suffolk County Council under section 53(2)(b) of the Wildlife and Countryside Act 1981 ("the Act"), because it appears to that authority that the Definitive Map and Statement for the parish of Worlington in the district of West Suffolk require modification in consequence of the occurrence of events specified in sections 53(3)(c)(i) namely, that a right of way which is not shown in the map and statement subsists or is reasonably alleged to subsist over land in the area to which the map relates, and 53(3)(b) namely, the expiration, in relation to any way in the area to which the map relates, of any period such that the enjoyment by the public of the way during that period raises a presumption that the way has been dedicated as a restricted byway.

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 July 2024.
2. The Definitive Map and Statement for the parish of Worlington in the district of West 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 (Parish of Worlington) Modification Order 2024.

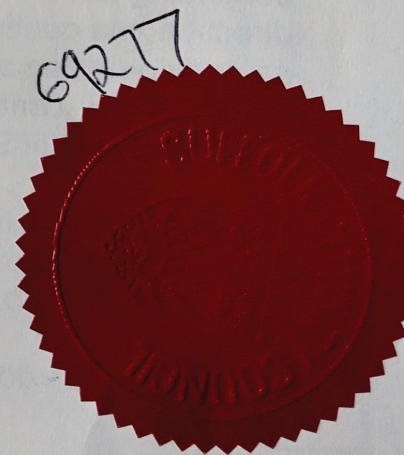
Date: 10.07.24

The common seal of
SUFFOLK COUNTY COUNCIL
was hereunto affixed
in the presence of:



An authorised Officer of the Council

EMILY SPRINGFORD



SCHEDULE

PART 1

Modification of Definitive Map

Description of restricted byway to be added:

There shall be added to the Definitive Map for the parish of Worlington a restricted byway from Ordnance Survey grid reference 56769,27462 (point A) to Ordnance Survey grid reference 56917,27401 (point C) as shown on the attached map.

PART 2

Modification of Definitive Statement

Particulars of restricted byway to be added:

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

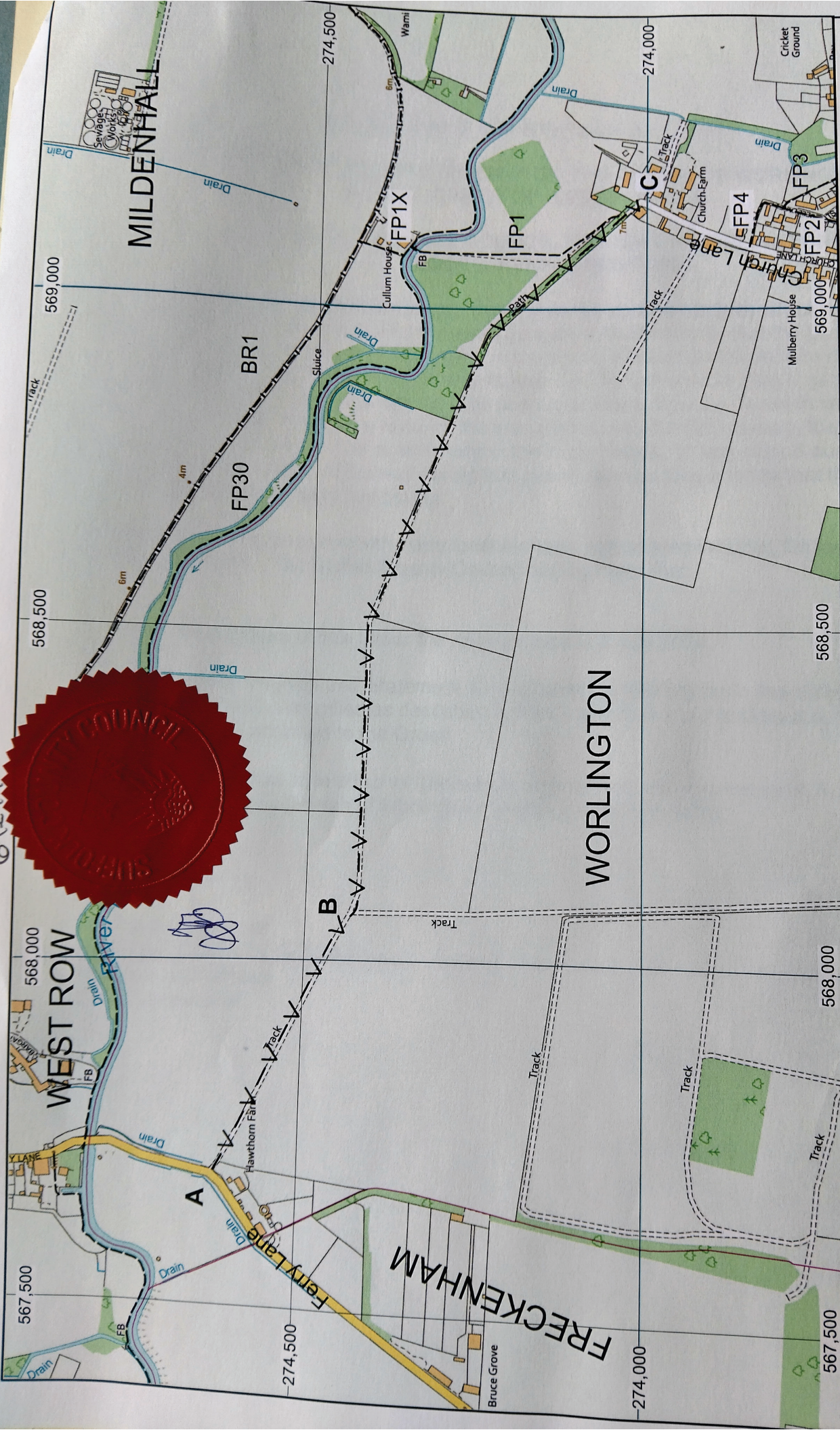
Worlington Restricted Byway 8

Commencing at a junction with Ferry Lane at Ordnance Survey Grid Reference (OSGR) 56769,27462 (point A) and progressing in an east-south-easterly direction along a track for 427 metres to OSGR 56807,27442 (point B); changing to an easterly direction and continuing for 441 metres to OSGR 56851,27441; changing to an east-south-easterly direction and continuing for 479 metres to OSGR 56895,27424; changing to a south-easterly direction and continuing for 281 metres to a junction with Footpath 1 at OSGR 56914,27403; continuing a further 32 metres and terminating at a junction with Church Lane at OSGR 56917,27401 (point C).

Width: Varying between a minimum of 8 metres and a maximum of 12 metres as shown between the boundary lines on the 1884/82 edition Ordnance Survey map, scale 1:2500 (Sheets 20/12 and 20/16).

Width based on documentary evidence as this pre-dates user evidence.

6A277



- Existing Public Footpath
- - - Existing Bridleway
- V - Proposed Restricted Byway
- Definitive Map Parish Boundary



**PROPOSED RESTRICTED BYWAY
FERRY DROVE WORLINGTON**

Scale: 1:7,500 at A4

Executive Director of Growth, Highways and Infrastructure
Indeavour House, 8 Russell Road, Ipswich, IP1 2BX

RAWN BY: DL DATE: 08/07/2024 File reference:

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