

NOTICE OF MAKING AN ORDER

**HIGHWAYS ACT 1980
WILDLIFE AND COUNTRYSIDE ACT 1981**

HAMPSHIRE COUNTY COUNCIL

**THE HAMPSHIRE (TEST VALLEY BOROUGH NO.26)
(PARISH OF EAST DEAN- RESTRICTED BYWAY 501)
PUBLIC PATH EXTINGUISHMENT AND DEFINITIVE MAP AND STATEMENT
MODIFICATION ORDER 2021**

The above named Order, made on 13 January 2021 under Section 118 of the Highways Act 1980 will extinguish the restricted byway commencing at SU 2707 2669 at a junction with the road C59 (East Dean Road), Opposite Manor Farm, and proceeding in a southerly and then easterly direction to a point south of a storage facility at SU 2722 2659.

The Order and Order maps can be viewed online at www.hants.gov.uk/publicnotices. Printed copies can be obtained by contacting row.notices@hants.gov.uk.

Any representations about or objections to the Order may be sent in writing to the Head of Countryside Access, Hampshire County Council, Castle Avenue, Winchester, SO23 8UL, or via e-mail to row.notices@hants.gov.uk quoting reference:- PPO 5111 no later than 2 April 2021. Please state the grounds on which they are made.

The personal data you provide in any representation will be treated in accordance with Data Protection Legislation, and may be published in a decision report, be disclosed to other interested parties, including the landowner (or their representatives). It may also be made public if the matter is referred to the Planning Inspectorate. Your data will be retained for a maximum period of two years from the date that the application is resolved. The legal basis for our use of this information is the compliance with a legal obligation – Highways Act 1980.

You have some legal rights in respect of the personal information we collect from you. Please see our website Data Protection page for further details: www.hants.gov.uk/dataprotection You can contact the County Council's Data Protection Officer at data.protection@hants.gov.uk. If you have a concern about the way we are collecting or using your personal data, you should raise your concern with us in the first instance or directly to the Information Commissioner's Office at <https://ico.org.uk/concerns/>

If no such representations or objections are duly made, or if any so made are withdrawn, Hampshire County Council may confirm the Order as an unopposed order. If the Order is sent to the Secretary of State for Environment, Food and Rural Affairs for confirmation any representations and objections which have not been withdrawn will be sent with the Order.

DATED this 5th day of March 2021.

FELICITY ROE, Director of Culture, Communities and Business Services, The
Castle, Winchester, SO23 8UJ

HIGHWAYS ACT 1980
WILDLIFE & COUNTRYSIDE ACT 1981

HAMPSHIRE COUNTY COUNCIL

THE HAMPSHIRE (TEST VALLEY BOROUGH NO.26)
(PARISH OF EAST DEAN – RESTRICTED BYWAY 501)
PUBLIC PATH EXTINGUISHMENT AND DEFINITIVE MAP AND
STATEMENT MODIFICATION ORDER 2021

This Order is made by Hampshire County Council (“the authority”) under Section 118 of the Highways Act 1980 (“the 1980 Act”) because it appears to the authority that the part of the restricted byway described in paragraph 1 below is not needed for public use.

This order is also made under section 53A(2) of the Wildlife and Countryside Act 1981 (“the 1981 Act”) because it appears to the authority that the Hampshire Definitive Map and Statement of Public Rights of Way (dated 15th December 2007) require modification in consequence of the occurrence of an event specified in section 53(a)(i) of the 1981 Act, namely, the stopping up (as authorised by this order) of a highway hitherto shown or required to be shown in the map and statement.

Test Valley Borough 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 situated at East Dean and shown by bold continuous line on the map contained in this Order and described in Part 1 of the Schedule to this Order shall be extinguished after 28 days from the date of confirmation of this Order, and thereupon the Hampshire Definitive Map and Statement of Public Rights of Way (dated 15th December 2007) shall be modified by deleting from it that public right of way, and the definitive statement shall be modified as described in the Schedule to this order.
2. Notwithstanding this Order all Statutory Undertakers shall have the same rights over the land referred to in paragraph 1 as they have hitherto enjoyed.

GIVEN this 13th day of January 2021

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

Authorised Signatory



37/6221

SCHEDULE

PART 1

DESCRIPTION OF SITE OF EXISTING RIGHTS OF WAY

East Dean Restricted Byway No. 501 From SU 2707 2669 to SU 2722 2649

Commencing at a junction with East Dean Road, Point A on the order plan (SU 2707 2669), proceeding south-eastward, then eastward to Point B (SU 2722 2649).

Approximately 320 metres in length.

PART 2

MODIFICATION OF DEFINITIVE STATEMENT

Variation of particulars of path or way

East Dean Restricted Byway No. 501

Delete:

“East Dean 501

Restricted Byway
2707 2669 East Dean Road

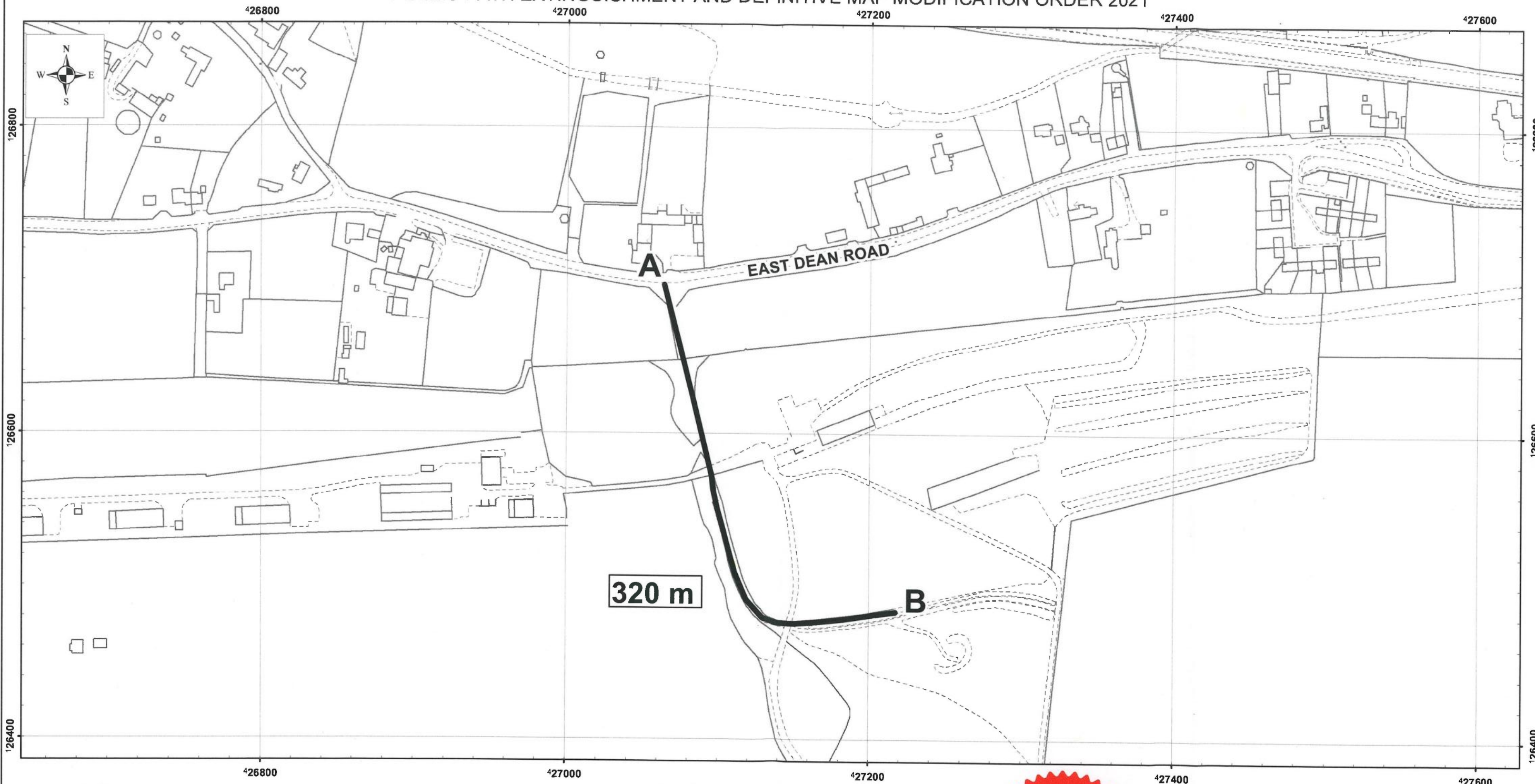
2722 2649 Disused chalk pit

Commencing at a junction with C59 (East Dean Road), opposite Manor Farm, proceeding in a southerly then easterly direction, to a point north of the former chalk pit at SU 2722 2649

3 metres wide between SU 2707 2669 and SU 2722 2649”

HAMPSHIRE COUNTY COUNCIL

MAP REFERRED TO IN
THE HAMPSHIRE (TEST VALLEY BOROUGH NO.26)
(PARISH OF EAST DEAN - RESTRICTED BYWAY 501)
PUBLIC PATH EXTINGUISHMENT AND DEFINITIVE MAP MODIFICATION ORDER 2021




SCALE 1:2,500

LEGEND

RESTRICTED BYWAY
TO BE EXTINGUISHED:- 

MAP PRODUCED FROM DIGITAL DATA
SUPPLIED BY ORDNANCE SURVEY

THE COMMON SEAL OF HAMPSHIRE COUNTY
COUNCIL WAS HEREUNTO AFFIXED IN THE
PRESENCE OF:-

 AUTHORIZED
SIGNATORY
DATE 13/1/21



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HCC LICENCE No.100019180 DATE (06.01.21)

FELICITY ROE,
DIRECTOR OF CULTURE, COMMUNITIES
AND BUSINESS SERVICES, WINCHESTER