

Notice of Confirmation of a Definitive Map Modification Order

Section 53 of the Wildlife and Countryside Act 1981

The County of Somerset Definitive Map and Statement Axbridge Rural District

North Somerset District Council

(Upgrading of Footpath AX 30/60 and part of Footpath AX 30/10 to Bridleway at Havyatt Common Burrington) Definitive Map and Statement Modification Order No 4 2018

The above Order made on 13th April 2018, under Section 53 Wildlife and Countryside Act 1981 was confirmed by the Secretary of State for Environment, Food and Rural Affairs on 22 August 2022.

The effect of the Order as confirmed is to modify the Definitive Map and Statement for the area by upgrading Footpath AX 30/60 and part of Footpath AX 30/10 on the Definitive Map for the area as Bridleways AX 30/10 and AX 30/60.

One section of bridleway will commence at the field gate mid way along the footpath at Point A (Grid Ref: ST47554 61049) and proceeds in a southerly direction for a distance of approximately 207 metres to Point B (Grid Ref: ST 47576 60845) at its junction with the A38. This section of the route will be known as Bridleway AX 30/10.

The second bridleway will commence from Point C (Grid Ref: ST47472 60672) on the A38, proceeds in a north-easterly direction across Havyatt Common for a distance of approximately 294 metres to the boundary of the property known as Copthorn House, then in a north north easterly direction along the front of this property for a distance of approximately 35 metres, then an easterly direction for approximately 24 metres to its junction with the adopted highway Copthorn Lane Point D (Grid Ref: ST47759 60793). This route will be known as Bridleway AX 30/60.

A copy of the confirmed Order and the Order map may be viewed on the Council's website www.n-somerset.gov.uk/notices. A copy is also available for inspection at Wrington Post Office, Amor Stores, Broad Street, Wrington, Bristol, BS40 5LA, during their normal opening hours.

The Order came into force on 22 August 2022, but if a person aggrieved by the Order wants to question its validity, or that of any provision contained in it, on the ground that it is not within the powers of Section 53 of the Wildlife and Countryside Act 1981, as amended, or on the ground that any requirement of the Act, or on the ground that any requirement of Schedule 15 to the Act, or of any regulation made under the Act has not been complied with in relation to the Order, he or she may, under paragraph 12 of Schedule 15 to the Act, within six weeks from date on which the notice is first published, make an application to the High Court.

Dated 24 November 2022

John Flannigan, Head of Open Spaces, Natural Environment and Leisure
North Somerset Council, Town Hall, Walliscote Grove Road, Weston-super-Mare BS23 1UJ

**Wildlife and Countryside Act 1981
Section 53**

North Somerset District Council

**(Upgrading of Footpath AX 30/60 and part of
Footpath AX 30/10 to Bridleway at Havyatt Common Burrington)
Definitive Map and Statement Modification Order No 4 2018**

**Director of Development and Environment
Streets and Open Spaces
Town Hall
Walliscote Grove Road
Weston-super-Mare
BS23 1UJ**

File ref: Mod 50

WILDLIFE AND COUNTRYSIDE ACT 1981

**THE COUNTY OF SOMERSET DEFINITIVE MAP AND STATEMENT
AXBRIDGE RURAL DISTRICT**

**NORTH SOMERSET DISTRICT COUNCIL
(UPGRADING OF FOOTPATH AX30/60 AND PART OF FOOTPATH AX30/10
TO BRIDLEWAY AT HAVYATT COMMON BURREINGTON)
DEFINITIVE MAP AND STATEMENT MODIFICATION ORDER NO. 4 2018**

This Order is made by North Somerset District Council ("The Council") under Section 53(2) of the Wildlife and Countryside Act 1981 ("the Act") because it appears to North Somerset District Council that the County of Somerset Definitive Map and Statement Axbridge Rural District requires modification in consequence of an event specified in section 53(3)(c)(ii) of the Act; namely that a highway shown in the map and statement as a highway of a particular description ought to be there shown as a highway of a different description.

The Council have consulted with every local authority whose area includes the land to which the Order relates. The Council hereby orders that:

1. For the purpose of this Order the relevant date is 1 April 2018.
2. The County of Somerset Definitive Map and Statement Axbridge Rural District shall be modified as described in Part 1 and Part II of the Schedule and shown on the map attached to this Order.
3. This Order shall take effect on the date it is confirmed and may be cited as the North Somerset District Council (Upgrading of Footpath AX30/60 and Part of Footpath AX30/10 to Bridleway at Havyatt Common Burreington) Definitive Map and Statement Modification Order No.4 2018.

Given under the Common Seal of North Somerset District Council on the 13 day of April 2018.

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The COMMON SEAL of)
NORTH SOMERSET)
DISTRICT COUNCIL)
was hereunto affixed in)
the presence of :-)



HEAD OF LEGAL AND DEMOCRATIC SERVICES

The foregoing order is hereby confirmed

22 AUG 2022 Mrs A Behn

An Inspector appointed by The Secretary of
State for Environment, Food and
Rural Affairs

SCHEDULE

PART I

Modification of Definitive Map

Description of public right of way to be upgraded

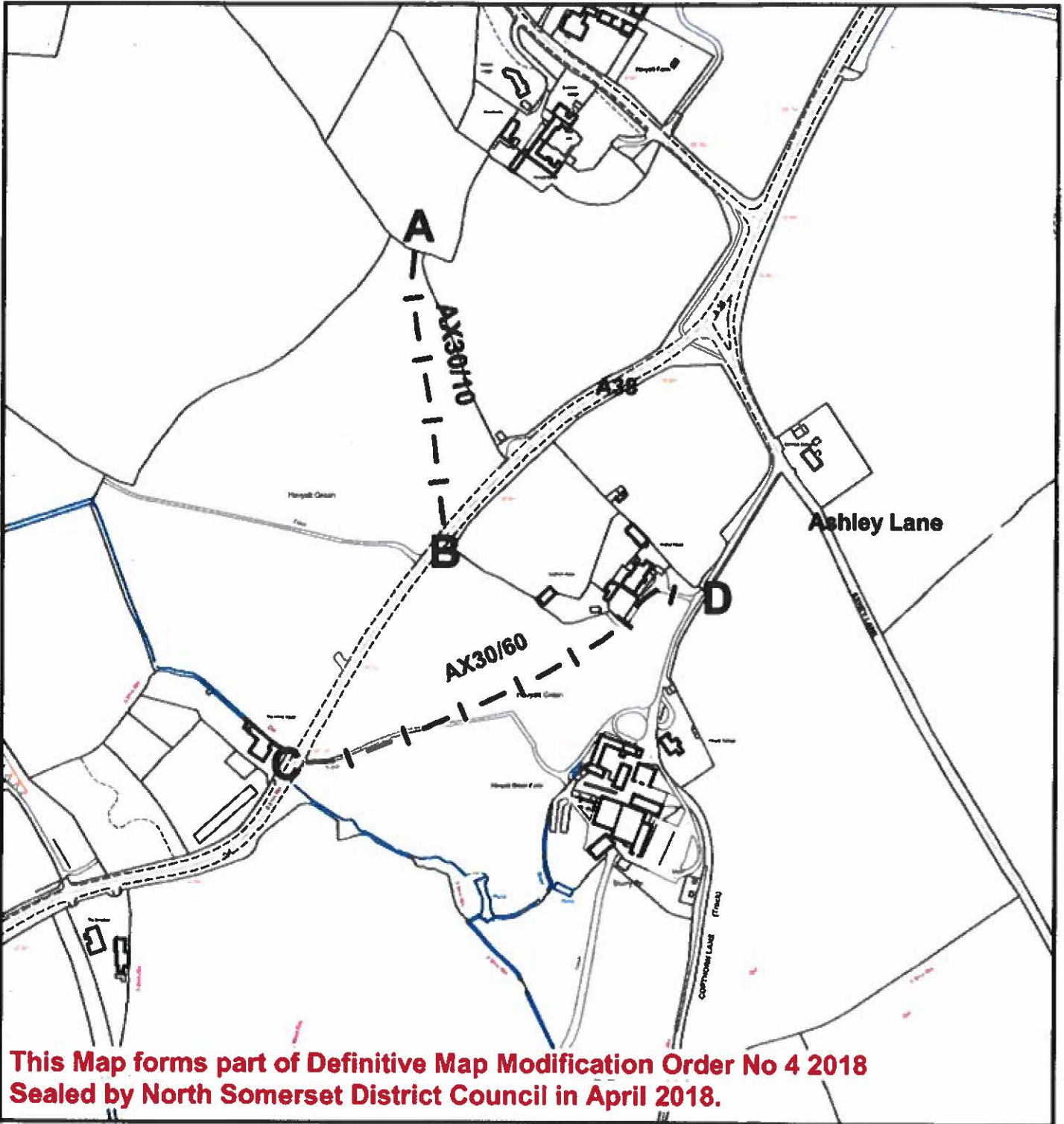
Description of Footpath AX 30/10 to be upgraded to Bridleway AX 30/10

The affected section of footpath commences at the field gate mid way along the footpath at Point A (Grid Ref: ST47554 61049) and proceeds in a southerly direction for a distance of approximately 207 metres to Point B (Grid Ref: ST 47576 60845) at its junction with the A38.

Description of Footpath AX 30/60 to be upgraded to Bridleway AX 30/60

The footpath commences from Point C (Grid Ref: ST47472 60672) on the A38, and proceeds in a north-easterly direction across Havyatt Common for a distance of approximately 294 metres to the boundary of the property known as Copthorn House, then in a north north easterly direction along the front of this property for a distance of approximately 35 metres, then an easterly direction for approximately 24 metres to its junction with the adopted highway Copthorn Lane Point D (Grid Ref: ST47759 60793).

The Bridleway A-B is depicted on OS XI.14 Second Edition 1903 as a track over open land unbounded of a width of 2.5 metres. The Bridleway C-D is depicted on OS XVIII NW dated 1888 as a track over Havyatt Common unbounded of a width of 2.5 metres. These routes are also depicted on the Burrington and Wrington Enclosure Award Plan dated 1913.



Wildlife & Countryside Act 1981 - Section 53 North Somerset District Council

Bridleways AX30/10 and AX30/60 Hayyett Common

Definitive Map Modification Order No. 4 2018

NPS



Development & Environment

Public Rights of Way
Streets and Open Spaces
North Somerset Council
Town Hall
Walliscote Grove Road
Weston-super-Mare
BS23 1UJ

Tel: 01934 888 802



Scale 1:4000



Date 10 April 2018

Grid Ref. ST 4760

Map No. EB/Mod 50

Bridleway A-B = AX30/10
Bridleway C-D = AX30/60



Not to Scale

PART II
Modification of Definitive Map and Statement

| Map No. | Class & Right of Way | Description of Route | | | | | Particulars as to position, width, limitations or conditions as in the opinion of the Authority it is expedient to record | |
|-----------|----------------------|---|--|-------------------|--|--|--|---|
| | | From | | General Direction | To | | General Description of Route | Reason for inclusion |
| | | County Road or Right of Way | Location (with bounding property Nos.) | | County Road or Right of Way | Location (with bounding property Nos.) | | |
| EB/Mod 50 | Bridleway AX30/10 | Footpath AX30/10 | ST 47554 61049 | Southerly | A38 Bristol to Bridgewater Rd USRN 47817489 | ST 47576 60845 | The affected section of footpath commences at the field gate mid way along the footpath and proceeds in a southerly direction for a distance of approximately 207 metres to its junction with the A38. | Wildlife and Countryside Act 1981 Upgrading of Footpath AX30/60 and Part of Footpath AX30/10 to Bridleway Havyatt Common (Burrington) Definitive Map and Statement Modification Order No.4 2018. |
| | Bridleway AX30/60 | A38 Bristol to Bridgewater Rd USRN 47817489 | ST47472 60672 | North Easterly | Unclassified Road Copthorn Lane USRN 4705180 | ST47759 60793 | The footpath commences from the A38, and proceeds in a north-easterly direction across Havyatt Common for a distance of approximately 294 metres to the boundary of the property known as Copthorn House, then in a north north easterly direction along the front of this property for a distance of approximately 35 metres, then an easterly direction for approximately 24 metres to its junction with the adopted highway. The width for both of these routes will be 2.5 metres as depicted on OS mapping. | |