

Public Notice

TO THE PUBLIC AT LARGE AND TO THE OWNER AND OCCUPIER OF THE LAND DESCRIBED BELOW

Section 53 of the Wildlife and Countryside Act 1981
Definitive Map and Statement for the County of Essex
The Essex County Council Definitive Map
Modification No. 676 Restricted Byways 40 and 41 Birch, Colchester District Order
2020

Essex County Council have elected pursuant to paragraph 5(1) of Schedule 15 of the Act that the above mentioned Order shall have effect as two separate Orders:-

- (a) the first Order comprising the modification to which an objection relates, namely the upgrade of part of Footpath 13 Birch (Caper Lane) to Restricted Byway number 40 as described in Parts 1 and 2 of the Schedule to this Order, and shown on the plans 1 and 2 annexed thereto;

This Order will be sent to the Secretary of State for the Environment, Food and Rural Affairs for consideration regarding its confirmation.

- (b) the second Order comprising the unopposed modifications as set out below.

NOTICE IS HEREBY GIVEN that Essex County Council on 3 March 2021 confirmed the second Order and it took effect on that day.

The effect of the Order is to modify the Definitive Map for the County of Essex by:-
Upgrading a length of Footpath 16 Birch known as "Straightway" to Restricted Byway number 41. This commences from Point A on Order Plan 2 at the county road north of Layer Breton Heath and continues in a north westerly direction for a distance of 325 metres to point B on Mill Lane. The width of the way is the whole of the parcels numbered 34 and 49 on Plan 2a (which is an extract of the 2nd 25" Ordnance Survey edition) and varies between 3.5 and 9 metres.

Copies of the order and order map can be requested to be posted or viewed by emailing Legal.OffSup@essex.gov.uk to arrange a suitable time to inspect the documents quoting the Order title. Documents can be made available for inspection 8.30am-4.30pm Mon-Fri at Essex County Council, County Hall, E block main reception, Market Road, Chelmsford if so required following current social distancing restrictions. Copies of the order may also be viewed online at

<https://www.essexhighways.org/transport-and-roads/getting-around/public-rights-of-way/public-path-notice.aspx>) and have also been sent to Colchester Borough Council and Birch Parish Council.

If any person is aggrieved by this Order and desires to question its validity on the ground that it is not within the powers of section 53 or that any of the requirements of Schedule 15 have not been complied with in relation to it, he may within 42 days from the date of publication of this Notice make an application to the High Court under paragraph 12(1) of Schedule 15 to the Act.

Dated: Thursday 22nd April 2021



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