

My ref: P104
Your ref:
Date: 03/10/2024
Contact: Kat Barnes
Telephone: 01480 377607
E Mail: Katharine.Barnes@Cambridgeshire.gov.uk



Place and Sustainability
Executive Director, Frank Jordan

Definitive Map Team
Box No. STA2101
Cambridgeshire County Council
Huntingdon Highways Depot
Stanton Way
HUNTINGDON
PE29 6PY

Dear Sir/Madam

**Highways Act 1980 – Section 119
The Cambridgeshire County Council (Lode Public Footpaths No. 7 (part) and No. 9 (part))
Public Path Diversion Order 2020**

The above Order was made on the 22nd of July 2020 and was advertised for the statutory period of 4 weeks during which time objections were received. The case was referred to the Planning Inspectorate under the Secretary of State for Environment, Food and Rural Affairs who confirmed the order through a process of written representations. The decision has been included with this letter. The Secretary of State for Environment, Food and Rural Affairs confirmed the order on the 5th of March 2024, and we are now serving you with notice of this.

I have attached the following documents:

- a copy of the confirmed Order (which includes a plan)
- the statutory notice advertising the confirmation of the Order
- The decision letter from the Planning Inspectorate

What happens next?

The effect of the Order as confirmed is to divert part of Lode Public Footpaths No. 7 and 9 in line with what is on the attached plan.

It is possible for anyone to question the validity of the order by making an application to the High Court within 6 weeks from the date of the publication of the confirmation. For a challenge to be successful, the person making the appeal would have to show that:

- The legislation was not applied correctly when confirming the Order; or
- The County Council has not followed the required legal procedures

I hope that this is clear. If, however, you have any questions please do contact me.

Yours sincerely

NOTICE OF CONFIRMATION OF A PUBLIC PATH ORDER
IMPORTANT – THIS COMMUNICATION AFFECTS YOUR PROPERTY
HIGHWAYS ACT 1980

CAMBRIDGESHIRE COUNTY COUNCIL

**The Cambridgeshire County Council (Lode Public Footpaths no. 7 (part) and No. 9 (part))
Public Path Diversion Order 2020**

To: Allison Williamson on behalf of the National Trust Wicken Fen and Mr Daniel White
Of: c/o Nettledown, Church Street, Maysey Hampton, GLOS, GL7 5JX

On the 5th of March 2024 the Secretary of State for the Environment confirmed the above Order made under section 119 of the Highways Act 1980

The effect of the Order as confirmed is to divert Public Footpath No. 7, Lode starting at Ordnance Survey Grid Reference (OSGR) TL 5408 6491 (Point E on the Order map) and proceeds in a north-easterly direction for 100m at White Fen to a point at OSGR TL 5416 6498 (Point F) continuing in a north-westerly direction for 87m and then in a north-north-easterly direction for 111m crossing the Swaffham Bulbeck parish boundary to a junction with Swaffham Bulbeck Public Footpath No. 3 at OSGR TL 5412 6515 (Point H) to a new line starting at a point at OSGR TL 5408 6491 (Point E) and proceeding in a north-westerly direction for 11m to the north-western corner of White Fen at OSGR TL 5408 6492 (Point L), continuing in a north-easterly direction for 68m to the northern corner of White Fen at OSGR TL 5413 6496 (Point M). The path then proceeds northwards across an arable field for 88m to the southern corner of Norman's Pond at OSGR TL 5411 6505 (Point N), continuing in a north-westerly direction for 65m and then in a north-easterly direction for 87m to meet Swaffham Bulbeck Public Footpath No. 3 at OSGR TL 5412 6515 (Point H) and part of Public Footpath No.9 starting at Ordnance Survey Grid Reference (OSGR) TL 5417 6479 (Point J) and proceeds in a north-easterly direction for 9 metres to a point at OSGR TL 5418 6479 (Point K), continuing across to an open ditch and pond and through a woodland at White Fen in a northerly direction for 184 metres to a junction with Lode Public Footpath No.7 at OSGR TL 5416 6498 (Point F) to a new line starting at OSGR TL 5417 6479 (Point J) and proceeding in a north-westerly direction to the west of a drain for 150 metres to meet Lode Public Footpath No.7 at OSGR TL 5408 6491 (Point E) as shown on the Order Map.

A copy of the Order as confirmed, and the Order Map have been deposited and may be inspected free of charge at the offices of East Cambridgeshire District Council, The Grange, Nutholt Lane, Ely, CB7 4EE and of the undersigned during normal office hours. Copies of the Order and Order Map may be purchased at the latter at the price of £16.20. Copies are also available on our website: <https://www.cambridgeshire.gov.uk/residents/libraries-leisure-culture/countryside-access/definitive-map-and-statement-orders>

Any person who wishes to claim compensation under section 28 as applied by section 121(2) of the 1980 Act for depreciation or damage for disturbance arising as a result of coming into force of the order must make a claim in writing addressed to the undersigned and serve it by delivering it or sending by prepaid post to the below address by not later than the 3d of April 2025. Copies of the sections (as amended by the Transport and Works Act 1992) are attached.

**PUBLIC PATH DIVERSION ORDER
HIGHWAYS ACT 1980 - SECTION 119
CAMBRIDGESHIRE COUNTY COUNCIL**

**The Cambridgeshire County Council (Lode Public Footpaths No. 7 (part) and No. 9 (part))
Public Path Diversion Order 2020**

This Order is made by Cambridgeshire County Council ("the authority") under section 119 of the Highways Act 1980 ("the 1980 Act") because it appears to the authority that in the interests of the owner of the land crossed by the footpaths described in paragraph 1 of this Order it is expedient that the line of the path should be diverted.

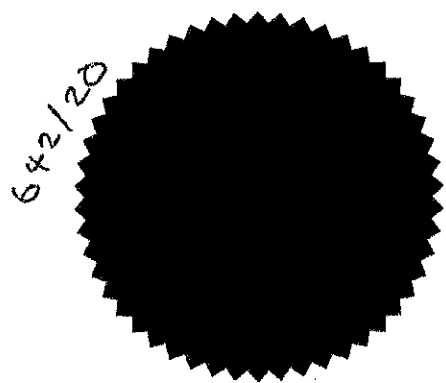
The applicant has agreed to defray any expenses which are incurred in bringing the site of the new path into a fit condition for use by the public.

The East Cambridgeshire District Council have been consulted as required by section 120(2) of the 1980 Act.

BY THIS ORDER:-

1. The public rights of way over the land situate at Lode and Swaffham Bulbeck and shown by bold continuous lines on the map contained in this Order and described in Part 1 of the Schedule to this Order shall be stopped up after 14 days from the date of confirmation of this Order.
2. There shall at the end of 14 days from the date of confirmation of this Order be public footpaths over the land situate at Lode and Swaffham Bulbeck described in Part 2 of the Schedule and shown by a bold broken line on the map contained in this Order.

The COMMON SEAL of the said
CAMBRIDGESHIRE COUNTY COUNCIL
was hereunto affixed this 22nd
day of July 2020



in the presence of:-

ANNE HOLTON

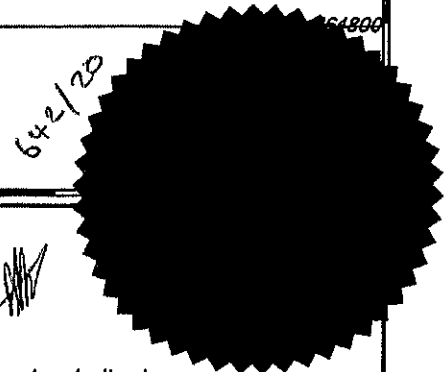
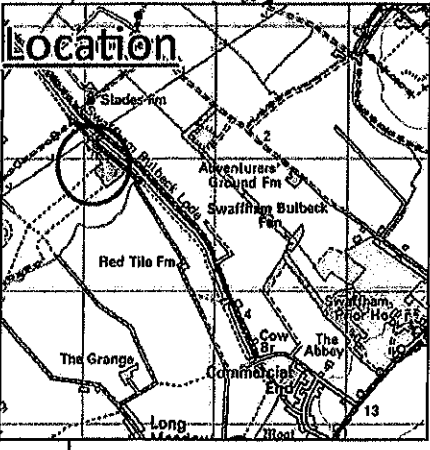
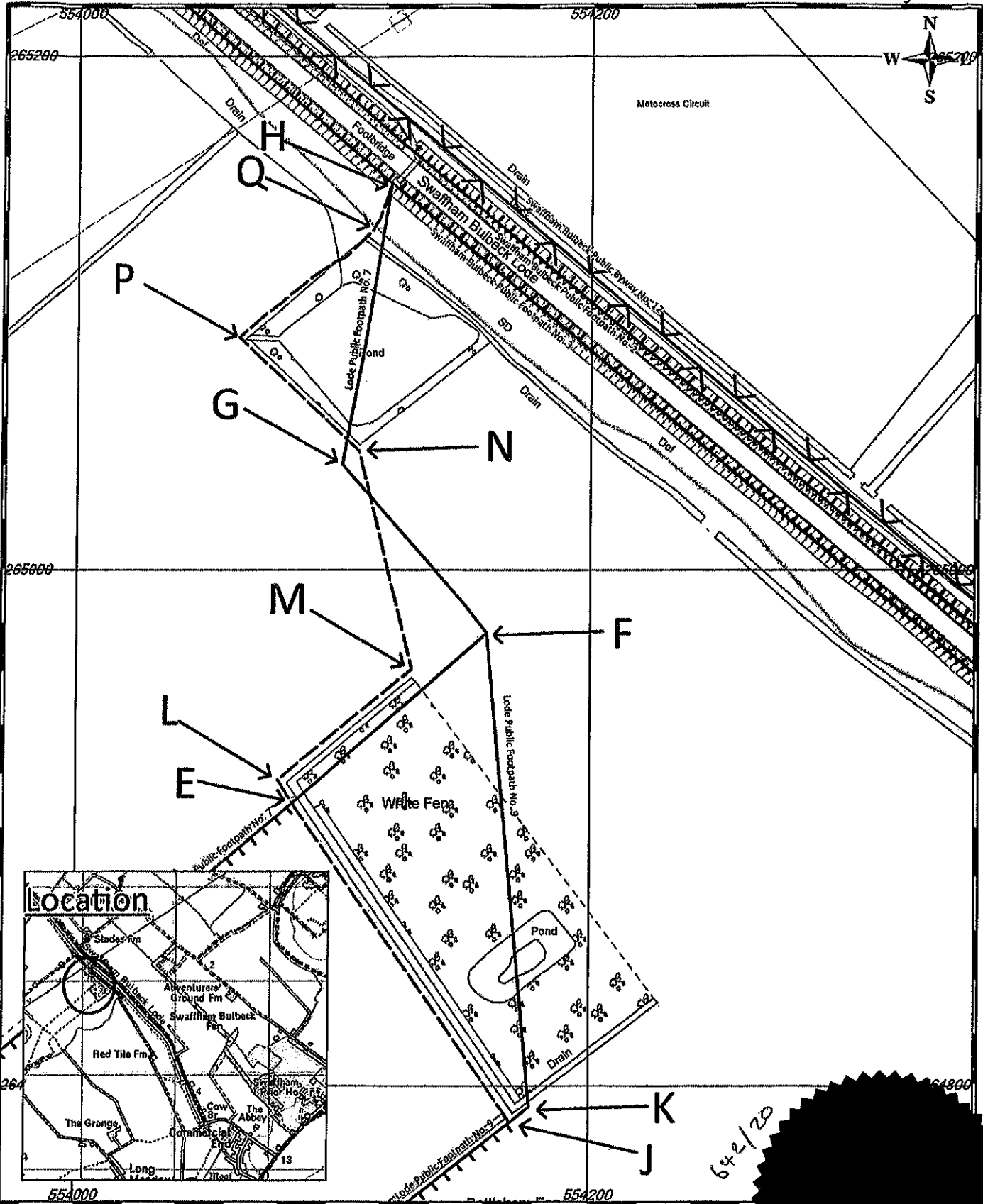
The foregoing order is hereby confirmed

Graham Wyatt 5 MAR 2024

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

| | | |
|------------------|--|---|
| J-E on Order map | A public footpath starting at a point at OSGR TL 5417 6479 (Point J on the Order map) and proceeding in a north-westerly direction to the west of a drain for 150 metres to meet Lode Public Footpath No. 7 at OSGR TL 5408 6491 (Point E on the Order map). | Length approximately 150 m Width 2 m |
|------------------|--|---|

The Cambridgeshire County Council (Public Footpaths No. 7 (part) and No. 9 (part) Lode) Public Path Diversion Order 2020



Scale: 1:2000
 Date: 06/07/2020
 By: fn303

| Key - Drawn from the Definitive Map | |
|--------------------------------------|--|
| Public Footpath to be Stopped Up | |
| New Route of Public Footpath | |
| Unaffected Public Footpath | |
| Unaffected Byway Open to All Traffic | |
| Parish boundary (yellow) | |