

## **WILDLIFE AND COUNTRYSIDE ACT 1981**

### **DEFINITIVE MAP MODIFICATION ORDER**

#### **EXPLANATORY STATEMENT**

#### **THIS STATEMENT DOES NOT FORM PART OF THE ORDER**

Public footpaths, bridleways, restricted byways and byways open to all traffic are recorded on definitive maps and statements. These maps and statements provide conclusive evidence of the existence of public rights. Sefton Metropolitan Borough Council is responsible for the definitive map and statement and has a duty to modify them when evidence suggests that they are inaccurate or incomplete. This is achieved by means of modification orders made under Section 53 of the Wildlife and Countryside Act 1981.

The Council has made a Modification Order under section 53 to add Formby Footpath Nos.59, 61, 63, 64 and Formby Byway Nos.57, 58, 60, 62, 67 and 68 to the Definitive Map and Statement for the area. This Order recognises, by addition of the way to the definitive map and statement, the public rights that the authority has concluded exist already: the order does not create any public rights. Questions of suitability of the way for horses, people on foot or vehicles or of the possible effects of use by the public are not relevant to the decision the authority has to make because the route is already legally recorded.

The evidence on which the Council has considered making the order includes the following: Ordnance Survey Maps and user evidence.

This evidence may be consulted free of charge, by appointment only at the Highways Development Control, Magdalen House, 30 Trinity Road, Bootle, L20 3NJ from 9.00am. to 4.00pm. on Mondays to Fridays. Appointments must be made via [HDD.Enquiries@sefton.gov.uk](mailto:HDD.Enquiries@sefton.gov.uk)

Representations and objections relating to the Order must be made in writing by 17<sup>th</sup> June 2021 to: Chief Legal & Democratic Officer, Sefton Metropolitan Borough Council, Magdalen House, Trinity Road, Bootle, L20 3NJ (Reference DMMO011712CB).

To be relevant, representation or objections must state the reason and should relate to the existence or status of rights of way; other issues, such as privacy, security or amenity are unlikely to be relevant. If you want to discuss a representation or objection to this order, contact Ms Blundell at the address above or by phone on 0151 934 2047 or email [claire.blundell@sefton.gov.uk](mailto:claire.blundell@sefton.gov.uk)

This order does not come into effect until confirmed. If there are no representations or objections to the order, or those made are withdrawn, the council can confirm the order, and the definitive map and statement will be modified. If there are any representations and objections which are not withdrawn, the council must send the order and representations and objections to the Planning Inspectorate who will appoint an independent inspector to consider the order and the representations and objections. The Inspectorate will normally hold a hearing or inquiry but it could determine the order through written representations. The inspector may confirm the order, with or without modifications, or may decide that the order should not be confirmed.