

Ms Barbara Burke

Peter Oliver

Public Rights of Way

Wiltshire Council

County Way

Bythesea Road

Trowbridge BA14 8JN

21/05/2013

Dear Ms Burke

I once before raised an objection to the closure of the footpath going across the playing field
-.,d as nothing has changed my objection still stands

I cannot see any reason for the closure or modification to the layout.It is an ancient
footpath that was there before Even I was born or any of the people using the playing field
and should remain untouched and unmodified for future generations to come

My Wife and I do use the foot path if only
occasionally just to keep it open

Yours Sincerely Peter Oliver



Subject: North Bradley Footpath 1 - Proposed application under Section 116, Highways Act 1980 -Your ref: BB/LMW/WCS 15761

Date: Mon, 16 Apr 2012 14:22:55 +0000

Dear Mrs Burke,

As you know, I do not favour the use of the Magistrates' Court's power to stop up highways except where no alternative powers exist for Wiltshire Council itself to make an Order (for example, where there are public vehicular rights over the highway in question). In this particular case, as far as I am aware, the way is not recorded as having any public rights over it other than as a footpath, so these alternative powers are available under Sections 118 and 119 of the Highways Act 1980.

Having heard the views of North Bradley Parish Council, I do not have any other objection to the stopping up of this length of footpath, but I consider that it should be made strictly conditional on the formal dedication of and addition to the relevant Definitive Map and Statement as a footpath of at least 2 metres in width of the existing way directly linking Boundary Walk to Bradley Road, Trowbridge at a point approximately 80 metres north of point A across land in the same ownership as North Bradley Footpath 1.

It seems to me that this will provide the public with a more commodious route on foot from Boundary Walk to Bradley Road than the existing route via NBRA2, NBRA3 and NBRA1 and gives a proper statutory basis for linking the two proposals together (whether formally as a Diversion of NBRA or otherwise).

Yours sincerely,

Francis Morland
Wiltshire Councillor
Southwick Division

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Burke, Barbara

From: [REDACTED]
Sent: 03 June 2013 14:29
To: rightsofway; Burke, Barbara
Cc: Planning Office; CustomerCare; Customer Services West
Subject: The Wiltshire Council North Bradley 1 (Part) Public Path Extinguishment and Definitive Map and Statement Modification Order 2013

Dear Sirs,

I wish to object to the above Order made on 25 April 2013.

At a hearing on Tuesday, 22 January 2013, the Magistrates' Court at Chippenham determined that the footpath in question was not unnecessary for public use and therefore declined to make an Order to stop it up under Section 116 of the Highways Act 1980 (Your Ref: KG/WCS 17061).

There have been no material changes of circumstance in the three months following that decision to justify the Order now made by Wiltshire Council, which is a clear abuse of its ordermaking powers.

I remain deeply unhappy that Wiltshire Council has not carried out the measures I proposed in my e-mails sent 16 April 2012 and 08 August 2012, which I believe are essential before any further steps are taken to re-visit the Magistrates' decision on the basis of a subsequent change of circumstances.

I reserve the right to amend or add to the grounds of my objection to the Order.

Yours faithfully,

Francis Morland

[REDACTED]

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