



Order Decisions

On papers on file

By Mark Yates BA(Hons) MIPROW

**an Inspector appointed by the Secretary of State
for Environment, Food and Rural Affairs**

The Planning Inspectorate
4/11 Eagle Wing
Temple Quay House
2 The Square
Temple Quay
Bristol BS1 6PN

☎ 0117 372 6372
email: enquiries@pins.gsi.gov.uk

**Decision date:
23 July 2009**

Order Ref: FPS/B0800/4/27

referred to as Order "A"

- This Order is made under Section 119 of the Highways Act 1980 ("the 1980 Act") and is known as The County of Cornwall (Part of Footpath No. 26, Poundstock) Public Path Diversion Order 2007.
- The Order was sealed by the Cornwall County Council ("the Council") on 26 February 2007 and proposes to divert a section of footpath, as shown in the Order Map and Schedule.
- There was one representation outstanding when the Order was submitted for confirmation to the Secretary of State for Environment, Food and Rural Affairs.

Summary of Decision: The Order is confirmed subject to the modifications set out below in the Formal Decision.

Order Ref: FPS/B0800/3/14

referred to as Order "B"

- This Order is made under Section 118 of the 1980 Act and is known as The County of Cornwall (Part of Footpath No. 25, Poundstock and an Unrecorded Right of Way, Poundstock) Public Path Extinguishment Order 2007.
- The Order was sealed by the Council on 26 February 2007 and proposes to extinguish sections of two rights of way, as detailed in the Order Map and Schedule.
- There were no objections or representations outstanding when the Order was submitted for confirmation to the Secretary of State for Environment, Food and Rural Affairs.

Summary of Decision: The Order is confirmed.

Main Issues

1. The main issues in relation to these Orders are set out in Sections 118 and 119 of the 1980 Act.

Reasons

2. Nothing has been raised in the papers before me to suggest that it would not be expedient to divert the section of footpath included in Order A or stop up the rights of way within Order B. On this basis, I conclude that the Orders should be confirmed.
3. The representation relates to two of the grid references which are included in Order A and I accept that it would be appropriate to modify this Order so that the details in connection with the footpath are correctly recorded.

Formal Decisions

Order A

4. I confirm the Order with the following modifications:

Delete in the second line of the description contained in Part 2 of the Order Schedule, "OSGR SX 21573 98866" and insert "OSGR SX 21537 98866".

Delete in the third line contained in Part 3 of the Order Schedule, "OSGR SX 21573 98866" and insert "OSGR SX 21537 98866".

Order B

5. I confirm the Order.

Mark Yates

Inspector