

**NOTICE OF MAKING OF PUBLIC PATH CREATION
AND DEFINITIVE MAP AND STATEMENT MODIFICATION ORDER**

**HIGHWAYS ACT 1980 SECTION 26
WILDLIFE AND COUNTRYSIDE ACT 1981**

**SUFFOLK COUNTY COUNCIL (PARISHES OF CAVENHAM AND ICKLINGHAM)
PUBLIC PATH CREATION AND DEFINITIVE MAP AND STATEMENT MODIFICATION
ORDER 2024**

The above order was made on 29 February 2024 under Section 26 of the Highways Act 1980 and Section 53A(2) of the Wildlife and Countryside Act 1981. The effect of the order will be to create bridleways as follows and as shown on the order map:

Cavenham Bridleway 5 – Commencing at a junction with the U6208 road at Ordnance Survey Grid Reference (OSGR) 57582,27287 and proceeding north-north-westerly on the western bank of the River Lark to the parish boundary and a junction with Icklingham Bridleway 16 at OSGR 57580,27294.

Icklingham Bridleway 16 – Commencing at a junction with Cavenham Bridleway 5 at OSGR 57580,27294 and crossing a bridge over the River Lark at the weir, to the eastern bank of the river, where a spur heads in a northerly direction for 9 metres to join Icklingham Footpath 5 at OSGR 57581,27295; the main route changing to a generally south-south-easterly direction on the eastern bank of the river to a junction with the U6208 road at OSGR 57585,27287.

Copies of the order and the order map and an explanatory statement have been placed and may be seen free of charge at Mildenhall Library, Mildenhall Hub, Sheldrick Way, Mildenhall, IP28 7JX, between the hours of 9.00am to 5.30pm on Monday to Friday; 9.00am to 5.00pm on Saturday and 10.00am to 4.00pm on Sunday. Copies of the order, the order map and an explanatory statement may be obtained by email or post free of charge by contacting Andrew Rogers by telephone: 01473 264729 or email: andrew.rogers@suffolk.gov.uk. They can also be viewed at: <https://www.suffolk.gov.uk/roads-and-transport/public-rights-of-way-in-suffolk/making-changes-to-the-definitive-map-and-statement>

Any representations about or objections to the order may be sent in writing to: The Definitive Map Manager, Rights of Way and Access, Suffolk County Council, Phoenix House, 3 Goddard Road, Ipswich, Suffolk, IP1 5NP to arrive not later than 3 May 2024. Please state the grounds on which they are made. Please bear in mind that such correspondence cannot be treated as confidential and may be inspected by any interested party. For further information please refer to Suffolk County Council's Rights of Way and Access Privacy Notice which can be viewed online at: <https://www.suffolk.gov.uk/about/privacy-notice/rights-of-way-and-access-privacy-notice/>

If no such representations or objections are duly made, or if any so made are withdrawn, Suffolk County Council may confirm the order as unopposed. If the order is sent to the Secretary of State for the Environment, Food and Rural Affairs for confirmation, any representations or objections that have not been withdrawn will be sent with it.

Dated: 5 April 2024

A handwritten signature in black ink, consisting of several loops and a long horizontal stroke at the end, positioned below the date.

Nigel Inniss

Head of Governance & Monitoring
Suffolk County Council
Endeavour House, 8 Russell Road
Ipswich, IP1 1BX

**PUBLIC PATH CREATION ORDER
AND DEFINITIVE MAP AND STATEMENT MODIFICATION ORDER**

**HIGHWAYS ACT 1980 SECTION 26
WILDLIFE AND COUNTRYSIDE ACT 1981**

**SUFFOLK COUNTY COUNCIL (PARISHES OF CAVENHAM AND ICKLINGHAM)
PUBLIC PATH CREATION AND DEFINITIVE MAP AND STATEMENT
MODIFICATION ORDER 2024**

This order is made by Suffolk County Council ('the authority') under Section 26 of the Highways Act 1980 ('the 1980 Act') because it appears to the authority that there is a need for bridleways over the land to which this order relates and that it is expedient that the ways should be created.

This order is also made under section 53A(2) of the Wildlife and Countryside Act 1981 ("the 1981 Act") because it appears to the authority that the definitive map and statement for the former Rural District of Mildenhall in the former County Council of West Suffolk, require modification in consequence of the occurrence of an event specified in section 53(3)(a)(iii) of the 1981 Act, namely, the creation (as authorised by this order) of new rights of way over land in the area to which the map relates, being rights of way such that the land over which the rights subsist are public paths.

West Suffolk Council has been consulted as required by section 120(2) of the 1980 Act and has consented to the making of the order.

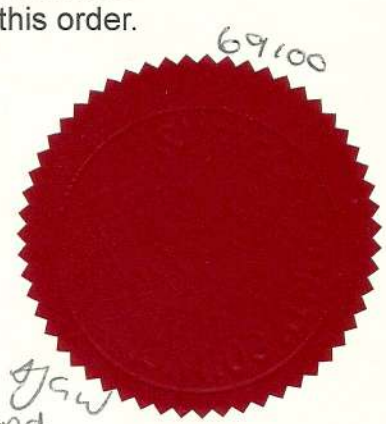
BY THIS ORDER:

There shall be at the end of 112 days from the date of confirmation of this order public bridleways over the land situate in the parishes of Cavenham and Icklingham described in Part 1 of the Schedule to this order and shown by a broken line with crossbars in the intervals on the map attached to this order, and thereupon the definitive map for the former Rural District of Mildenhall in the former County Council of West Suffolk, shall be modified by adding those paths to it, and the definitive statement shall be modified as described in Part 2 of the Schedule to this order.

Date: *29th February 2024*

THE COMMON SEAL OF
SUFFOLK COUNTY COUNCIL

was hereunto affixed
in the presence of:



ASW
Anna Mulholland
An authorised Officer of the Council

SCHEDULE

PART 1

Description of Public Rights of Way to be Created

Parish of Cavenham

Bridleway 5

Commencing at a junction with the U6208 road at Ordnance Survey Grid Reference (OSGR) 57582,27287 (point A) and proceeding over a bridge crossing a drain in a north-north-westerly direction for 72 metres to OSGR 57579,27293 (point C); changing to a north easterly direction for 5 metres to a bridge at the weir and a junction with Bridleway 16 Icklingham at OSGR 57580,27294 (point D); this being the route shown between points A – B – C – D on the order map.

Width:

3 metres

Except between OSGR 57580,27292 (point B) and OSGR 57580,27294 (point D) where it varies between a minimum of 4 metres and a maximum of 10 metres as shown stippled on the order map to provide a waiting area with a mounting block for riders to mount and dismount.

Limitations:

Mounting block at OSGR 57580,27293

1.6 metres between bollards at west end of bridge OSGR 57580,27294 (point D)

Parish of Icklingham

Bridleway 16

Commencing on a bridge at the weir at a junction with Bridleway 5 Cavenham at Ordnance Survey Grid Reference (OSGR) 57580,27294 (point D); crossing the bridge and proceeding in a north easterly direction for 15.5 metres to OSGR 57581,27294 (point F); where a spur proceeds in a northerly direction for 9 metres to a junction with Footpath 5 at OSGR 57581,27295 (point G). The main route changes to a generally south-south-easterly direction, continuing for 80 metres passing over a bridge across a drain to a junction with the U6208 road at OSGR 57585,27287 (point J); this being the route shown between points D – E – F – G and F - H - J on the order map.

Width:

3 metres

Except between OSGR 57580,27294 (point E), OSGR 57581,27295 (point G) and OSGR 57581,27293 (point H) where it varies between a minimum of 3 metres and a maximum of 10 metres as shown stippled on the order map to provide a waiting area with a mounting block for riders to mount and dismount.

Limitations:

1.6 metres between bollards at east end of bridge OSGR 57580,27294 (point E)

Mounting block at OSGR 57581,27294.

PART 2

Modification of Definitive Statement

Variation of Particulars of Path or Way

Particulars of Bridleways to be Added

There shall be added to the definitive statement for the former Rural District of Mildenhall in the former County Council of West Suffolk, in the parish of Cavenham in respect of Bridleway 5 the words:

“Commencing at a junction with the U6208 road at Ordnance Survey Grid Reference (OSGR) 57582,27287 and proceeding over a bridge crossing a drain in a north-north-westerly direction for 72 metres to OSGR 57579,27293; changing to a north easterly direction for 5 metres to a bridge at the weir and a junction with Bridleway 16 Icklingham at OSGR 57580,27294.

Width:

3 metres

Except between OSGR 57580,27292 and OSGR 57580,27294 where it varies between a minimum of 4 metres and a maximum of 10 metres as shown stippled on the order map to provide a waiting area with a mounting block for riders to mount and dismount.

Limitations:

Mounting block at OSGR 57580,27293

1.6 metres between bollards at west end of bridge OSGR 57580,27294”

There shall be added to the definitive statement for the former Rural District of Mildenhall in the former County Council of West Suffolk, in the parish of Icklingham in respect of Bridleway 16 the words:

“Commencing on a bridge at the weir at a junction with Bridleway 5 Cavenham at Ordnance Survey Grid Reference (OSGR) 57580,27294 crossing the bridge and proceeding in a north easterly direction for 15.5 metres to OSGR 57581,27294; where a spur proceeds in a northerly direction for 9 metres to a junction with Footpath 5 at OSGR 57581,27295. The main route changes to a generally south-south-easterly direction, continuing for 80 metres passing over a bridge across a drain to a junction with the U6208 road at OSGR 57585,27287.

Width:

3 metres

Except between OSGR 57580,27294, OSGR 57581,27295 and OSGR 57581,27293 where it varies between a minimum of 3 metres and a maximum of 10 metres as shown stippled on the order map to provide a waiting area with a mounting block for riders to mount and dismount.

Limitations:

1.6 metres between bollards at east end of bridge OSGR 57580,27294
Mounting block at OSGR 57581,27294”

Particulars of Public Footpath to be amended

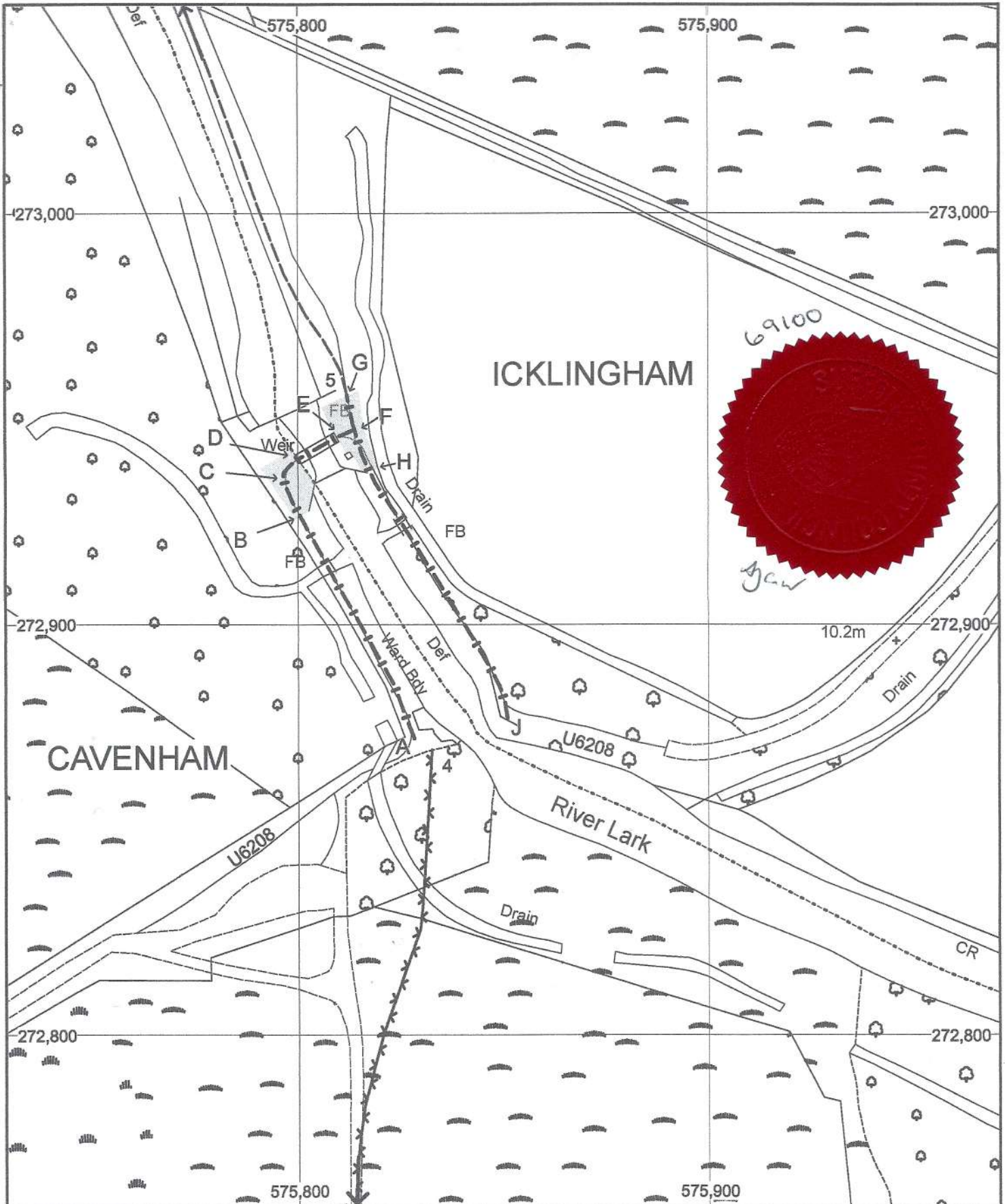
There shall be deleted from the definitive statement for the former Rural District of Mildenhall in the former County Council of West Suffolk, in the parish of Icklingham in respect of Footpath 5, after the words: “Commencing at ...”, the words:

“... Temple Bridge on the northern bank of the River Lark at Grid Reference 75857288, and progressing in a north/north easterly direction through field parcel No 8589 and 8098, along the riverbank and..”

In place of the above, after the words: “Commencing at ...”, the grid reference for the junction with Bridleway 16 shall be inserted: “Ordnance Survey Grid Reference 57581,27295” and the distance of: “approximately 250 metres” shall be amended to: “approximately 161 metres”.





The amended definitive statement in respect of Footpath 5 will read:

“Commencing at Ordnance Survey Grid Reference 57581,27295 having the weir to the west and meadowland field parcel No 9000 and 8300 to the east for approximately 161 metres to Grid Reference 7574310; then proceeding...”




PROPOSED BRIDLEWAY CREATION ORDER - CAVENHAM BRIDLEWAY 5 AND ICKLINGHAM BRIDLEWAY 16 - HIGHWAYS ACT 1980 SECTION 26



-  Proposed Bridleway (A - B - C - D - E - F - G - H - J)
-  Unaffected Public Footpath
-  Unaffected Byway
-  Definitive Map Parish Boundary

Additional width of Bridleways



Scale: 1:1,250 at A4

Executive Director of Growth, Highways and Infrastructure
 Endeavour House, 8 Russell Road, Ipswich, Suffolk. IP1 2BX

THIS IS AN EXPLANATORY STATEMENT AND DOES NOT FORM PART OF THE ORDER

**HIGHWAYS ACT 1980 SECTION 26
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PUBLIC PATH CREATION AND DEFINITIVE MAP AND STATEMENT MODIFICATION
ORDER 2024**

Under the Highways Act 1980, county and district councils have the power to make orders to create, extinguish or divert public rights of way. A notice that such an order has been made has to be advertised on the site of the path in question and in the local press. This provides an opportunity for objections or representations to be made to the proposed change.

Suffolk County Council has made an order to create a new bridleway route linking two sections of the U6208 unclassified road between Cavenham and Icklingham and crossing the River Lark on a bridge constructed at the weir.

The new bridleway will have a width of 3 metres, widening to an area up to 10 metres wide on either side of the bridge, as shown on the order map. The additional width on either side of the bridge provides waiting areas with mounting blocks for riders to mount and dismount.

This statement has been prepared to explain various aspects of the order.

Before making a creation order it must appear to the County Council that there is a need for a footpath, bridleway or restricted byway and that it is expedient to create the path or way having regard to the extent to which it would add to the convenience or enjoyment of a substantial section of the public or to the convenience of persons resident in the area; and the effect the creation of the path or way would have on the rights of persons interested in the land, taking account of the provisions for compensation.

Some years ago, the old Temple Bridge which crossed the River Lark was demolished as it had become unsafe. At the time a temporary bridge was installed slightly further north across the river to facilitate continued access across the river for pedestrians, equestrians, and cyclists. The proposed order if confirmed will record this link as a public bridleway. The section of the route on the eastern bank of the river in Icklingham is already recorded as part of Icklingham Public Footpath 5 and if the order is confirmed this will be upgraded to bridleway status.

The County Council also has to have regard to the needs of agriculture, nature conservation and any material provision of its Rights of Way Improvement Plan.

It is not considered that the proposal would have any adverse effect on the needs of agriculture or on nature conservation. The proposal meets several priorities in the Suffolk County Council 'Rights of Way Improvement Plan' published 2020. This includes the provision and maintenance of a joined up and continuous network and increasing the number of recorded public rights of way. This link across the river joins two promoted long-distance paths the Icknield Way Trail and the Lark Valley Path.

The County Council is satisfied that the order complies with the legal grounds and tests laid down in the Highways Act 1980.

The order will come into effect only after it has been confirmed: making and advertising the order simply provides an opportunity for objections or representations to be made.

Objections or representations relating to the order must be made in writing by 3 May 2024 to The Definitive Map Manager, Rights of Way and Access, Suffolk County Council, Phoenix House, 3 Goddard Road, Ipswich, IP1 5NP. The Council is willing to discuss the concerns of

those considering objecting or making representations relating to the order. Please contact Andrew Rogers by email: andrew.rogers@suffolk.gov.uk or telephone: 01473 264729.

The right of objection to an order is a statutory right, but it should be exercised in a reasonable manner. The costs involved in dealing with objections to orders are normally awarded against objectors only in cases of unreasonable behaviour.

If any objections are made and not withdrawn then the County Council will have to refer the order to the Department of the Environment, Food and Rural Affairs for determination. An Inspector from the Planning Inspectorate will then hear the objections at a public inquiry or hearing, or in writing if the objectors agree. The Inspector can confirm an order, confirm it with modifications, or refuse to confirm it. If no objections are received the Council will be able to confirm the order itself but it has no power to modify orders.

Suffolk County Council's Rights of Way and Access privacy notice can be viewed online at: <https://www.suffolk.gov.uk/about/privacy-notice/rights-of-way-and-access-privacy-notice/>



Nigel Inniss

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