WOKINGHAM BOROUGH COUNCIL

WILDLIFE AND COUNTRYSIDE ACT 1981

WOKINGHAM BOROUGH COUNCIL
DEFINITIVE MAP AND STATEMENT OF PUBLIC RIGHTS OF WAY

THE WOKINGHAM BOROUGH COUNCIL
WOKINGHAM FOOTPATH 41 AND BARKHAM FOOTPATH 22
DEFINITIVE MAP MODIFICATION ORDER (A) 2023

This Order is made by Wokingham Borough Council under Section 53(2)(b) of the Wildlife and Countryside Act 1981 ("the Act") and all other enabling powers because it appears to that authority that The Wokingham Borough Council Definitive Map and Statement of Public Rights of Way requires modification in consequence of the occurrence of an event specified in Section 53(3)(c) of the Act namely, the discovery by the authority of evidence which (when considered with all other relevant evidence available to them) shows

(i) that a right of way which is not shown in the map and statement subsists or is reasonably alleged to subsist over land in the area to which the maps relate, being a right of way such that the land over which the right subsists is a public path, a restricted byway or, subject to section 54A, a byway open to all traffic.

The authority have consulted with every local authority whose area includes the land to which this Order relates.

The Wokingham Borough Council hereby orders that:

1. For the purposes of this Order the relevant date is 2nd October 2023.

2. The Wokingham Borough Council Definitive Map and Statement of Public Rights of Way shall be modified as described in Part I and Part II of the Schedule and as shown on the map attached to this Order.

3. This Order shall take effect on the date it is confirmed and may be cited as The Wokingham Borough Council Wokingham Footpath 41 and Barkham Footpath 22 Definitive Map Modification Order (A) 2023.

4. The order known as The Wokingham Borough Council Wokingham Footpath 41 and Barkham Footpath 22 Definitive Map Modification Order 2023 made on 2nd October 2023 will not be confirmed by the authority.

THE COMMON SEAL of WOKINGHAM)
BOROUGH COUNCIL was hereunto)
affixed this 20th day of November 2023)
in the presence of:-)

[redacted]

Authorised Signatory~~/ Solicitor~~ Legal Assistant

36322

THE ORDER IS HEREBY CONFIRMED AS)
AN UNOPPOSED ORDER)
by affixing of:)
THE COMMON SEAL of WOKINGHAM)
BOROUGH COUNCIL which was hereunto)
affixed this day of 2024)
in the presence of:-)

Authorised Signatory/ Solicitor

SCHEDULE

PART I

Modification of Definitive Map
Description of paths or ways to be added

A footpath commencing at Northway adjacent to the property 2 The Green (Point A, Grid Reference 479245, 169175) and proceeding in a generally south-westerly direction for 1033 metres to the Barkham Parish Council boundary (Point B, Grid Reference 478293, 168806), continuing in a westerly and south-westerly direction for 48 metres to the junction of Bearwood Road (Point C, Grid Reference 478249, 168796).

PART II

Modification of Definitive Statements
Variation of particulars of paths or ways

The following description shall be added to the Definitive Statement for the Parish of Wokingham and the Parish of Barkham:

Wokingham Footpath 41

From:	Northway
To:	Barkham Footpath 22 at the Barkham Parish Boundary
Legal Width:	2 metres
Limitations:	None
Map Ref:	SU 76 NE

Barkham Footpath 22

From:	Bearwood Road
To:	Wokingham Footpath 41 at the Barkham Parish Boundary
Legal Width:	2 metres
Limitations:	None
Map Ref:	SU 76 NE

NOTE: ALL LENGTHS ARE APPROXIMATE

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WOKINGHAM FOOTPATH 41 AND BARKHAM FOOTPATH 22 DEFINITIVE MAP MODIFICATION ORDER 2023

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WOKINGHAM
BOROUGH COUNCIL

Head of Legal delegation to named employees of Wokingham Borough Council for authority to seal any Wokingham Borough document

I authorise the following employees of Wokingham Borough Council to carry out the functions of the Head of Legal as set out in paragraph 1.6.5 of Wokingham Borough Council's Constitution, copied below.

Solicitor
Barrister
Chartered Legal Executive
Paralegal
Legal Assistant

[redacted]

Neil Allen
Head of Legal
Date: 9 February 2023

1.6.5 Common Seal of the Council

The Common Seal of the Council will be kept in a safe place in the custody of the Head of Legal. A decision of the Council, or of any part of it, will be sufficient authority for sealing any document necessary to give effect to the decision. The Common Seal will be affixed to those documents which in the opinion of the Head of Legal should be sealed. The affixing of the Common Seal will be attested by the Head of Legal, or some other person authorised by him/her.