

**WILDLIFE AND COUNTRYSIDE ACT 1981 – SECTION 53
WEST YORKSHIRE METROPOLITAN COUNTY COUNCIL DEFINITIVE MAP AND
STATEMENT FOR THE KIRKLEES AREA**

**KIRKLEES COUNCIL (MELTHAM 70 AND MELTHAM 38 (PART) – WILSHAW
ROAD TO WOOD NOOK LANE, MELTHAM) DEFINITIVE MAP MODIFICATION
ORDER 2024**

This Order is made by Kirklees Council under Section 53(2)(b) of the Wildlife and Countryside Act 1981 (“the Act”) because it appears to that authority that the West Yorkshire Metropolitan County Council Definitive Map and Statement for the Kirklees Area require modification in consequence of events specified in Section 53(3)(c)(i) and (ii), namely, the discovery by the Authority of evidence which (when considered with all other relevant evidence available to them) shows:

that a right of way that is not shown in the Map and Statement subsists or is reasonably alleged to subsist over land in the area to which the map relates, being a right of way such that the land over which the right subsists is a public path, and

that a highway shown in the Map and Statement as a highway of a particular description ought to be there shown as a highway of a different description.

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

The Kirklees Council hereby order that:-

1. For the purpose of this Order the relevant date is 22 February 2024.
2. The West Yorkshire Metropolitan County Council Definitive Map and Statement for the Kirklees Area shall be modified as described in Part I and Part II of the Schedule and shown on the map attached to the Order.
3. This Order shall take effect on the date it is confirmed and may be cited as the “Kirklees Council (Meltham 70 and Meltham 38 (part) - Wilshaw Road to Wood Nook Lane, Meltham) Definitive Map Modification Order 2024”.

GIVEN UNDER the)
CORPORATE COMMON SEAL of)
THE BOROUGH OF KIRKLEES)
this 28th May 2024)



Service Director – Legal, Governance & Commissioning/Authorised Signatory 021291

A handwritten signature in black ink, written over a curved line that extends from the text "GIVEN UNDER the" to the text "this 28th May 2024".

KIRKLEES COUNCIL (MELTHAM 70 AND MELTHAM 38 (PART) – WILSHAW ROAD TO WOOD NOOK LANE, MELTHAM) DEFINITIVE MAP MODIFICATION ORDER 2024

SCHEDULE

PART I

MODIFICATION OF DEFINITIVE MAP

DESCRIPTION OF PATH OR WAY TO BE ADDED

A public bridleway shown on the map attached to the Order by a continuous black line with cross bars at intervals commencing at the current termination point of path Meltham 38, as shown on the Definitive Map, at grid reference SE 1208 1065 (Point C on the map) and proceeding in a generally east south-easterly direction for approximately 50 metres, passing Wood Nook House, to its junction with Wood Nook Lane at grid reference SE 1213 1063 (Point D on the map). The bridleway has a width varying between 3.1 and 3.5 metres as shown edged and hatched blue on the map.

DESCRIPTION OF PATHS OR WAYS TO BE UPGRADED

(1) The full length and width of existing footpath Meltham 70 to be upgraded to bridleway and shown on the map attached to the Order by a continuous black line with cross bars at intervals commencing on Wilshaw Road at grid reference SE 1203 0961 (Point A on the Order map) and proceeding in a generally northerly direction for approximately 1015 metres to its junction with Meltham 38 near the ruin of Lower Cote at grid reference SE 1189 1057 (marked B on the map). The bridleway has a width varying between 4.6 and 6.7 metres as shown hatched / edged blue on the Order map.

(2) Part of existing footpath Meltham 38 to be upgraded to bridleway and shown on the map attached to the Order by a continuous black line with cross bars at intervals commencing at its junction with Meltham 70 near Lower Cote at grid reference SE 1189 1057 (marked B on the Order map) and proceeding in a generally east north-easterly then south easterly direction for approximately 232 metres to the current termination point of Meltham 38 as shown on the Definitive Map near Wood Nook House at grid reference SE 1208 1065 (marked C on the Order map). The bridleway has a width varying between 3.5 and 5 metres as shown hatched / edged blue on the Order map.

PART II

MODIFICATION OF DEFINITIVE STATEMENT

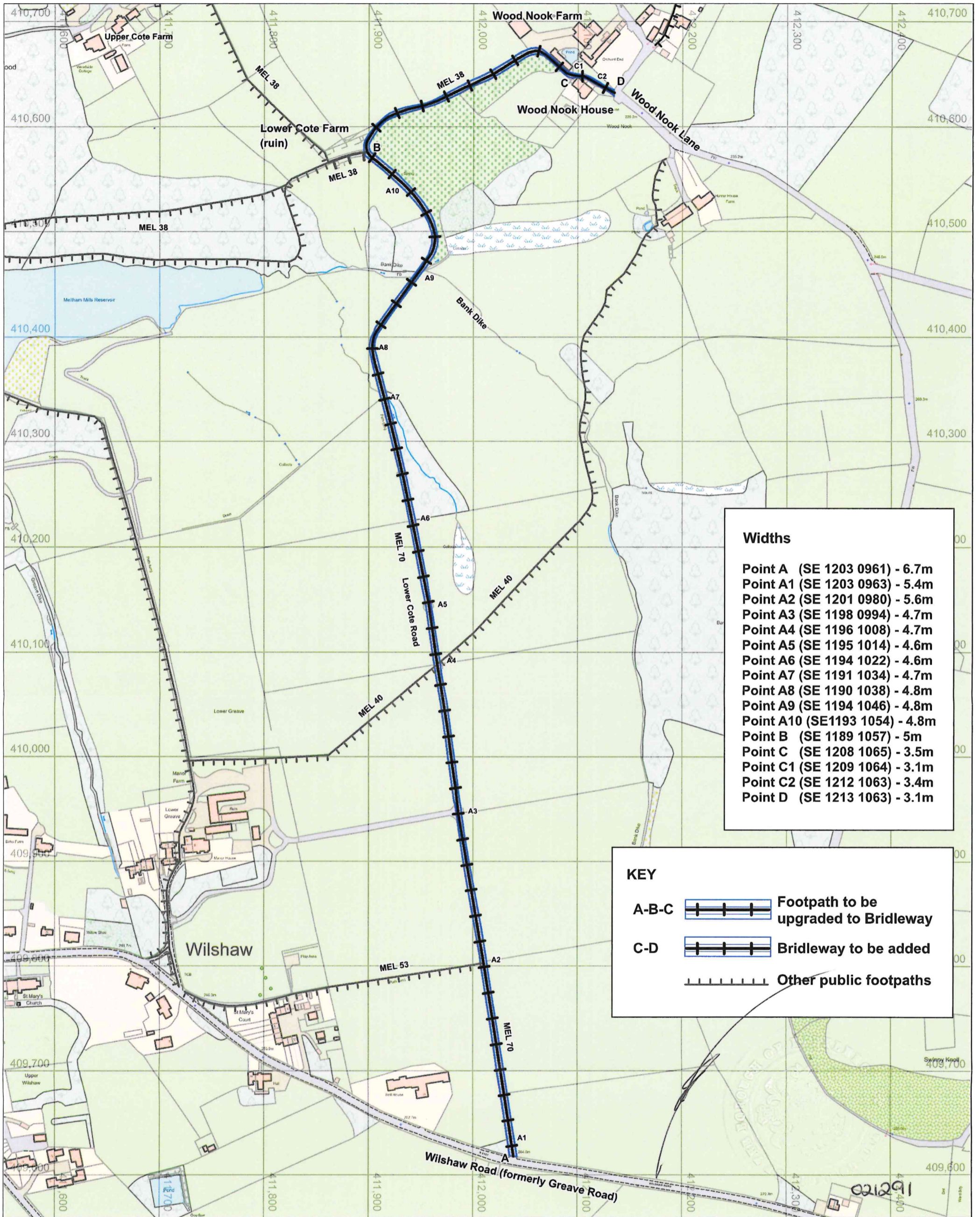
VARIATION OF PARTICULARS OF PATH OR WAY

Remove existing entries for footpaths Meltham 38 and Meltham 70 and replace with the following:

MELTHAM

Path No.	Map reference	Description of route	Nature of surface	Approx. length (M)	Width (M)	General
38	SE 11 SW 1010	Footpath and bridleway commencing as a footpath at its junction with Knowl Lane and proceeding generally eastward via Boat House to its junction with Path No. 70 near Lower Cote. Thence continuing generally eastward as a bridleway to its junction with Wood Nook Lane near Wood Nook House. With (1) a branch loop footpath proceeding east and north from Boat House towards Lower Cote and (2) a branch footpath proceeding northward to its junction with Path No. 37 and (3) a branch footpath proceeding northwest to its junction with Path No. 37.	Woodland and Pasture	1730	1.2m (approx.)	3 Footbridges 2 Wicket Gates 1 Stile
			Earth and Stone	232	Varying between 3.1 and 5 metres within area hatched / edged blue on the map accompanying Kirklees Council (Meltham 70 and Meltham 38 (part) - Wilshaw Road to Wood Nook Lane, Meltham) Definitive Map Modification Order 2024	
			Grass	7		
			Concrete	43		

Path No.	Map reference	Description of route	Nature of surface	Approx. length (M)	Width (M)	General
70	SE 10 NW 1209 SE 11 SW	Bridleway commencing at its junction with Wilshaw Road and proceeding in a northerly direction to its junction with Path No. 38 at Lower Cote	Concrete and Roughly Metalled	1014	Varying between 4.6 and 6.7 metres within area hatched / edged blue on the map accompanying Kirklees Council (Meltham 70 and Meltham 38 (part) - Wilshaw Road to Wood Nook Lane, Meltham) Definitive Map Modification Order 2024.	



Widths

Point A (SE 1203 0961) - 6.7m
Point A1 (SE 1203 0963) - 5.4m
Point A2 (SE 1201 0980) - 5.6m
Point A3 (SE 1198 0994) - 4.7m
Point A4 (SE 1196 1008) - 4.7m
Point A5 (SE 1195 1014) - 4.6m
Point A6 (SE 1194 1022) - 4.6m
Point A7 (SE 1191 1034) - 4.7m
Point A8 (SE 1190 1038) - 4.8m
Point A9 (SE 1194 1046) - 4.8m
Point A10 (SE 1193 1054) - 4.8m
Point B (SE 1189 1057) - 5m
Point C (SE 1208 1065) - 3.5m
Point C1 (SE 1209 1064) - 3.1m
Point C2 (SE 1212 1063) - 3.4m
Point D (SE 1213 1063) - 3.1m

KEY

A-B-C		Footpath to be upgraded to Bridleway
C-D		Bridleway to be added
		Other public footpaths



Public Rights of Way

Kirklees Council (Meltham 70 and Meltham 38 (part) - Wilshaw Road to Wood Nook Lane, Meltham)
 Definitive Map Modification Order 2024

Date: 13/05/2024

Scale: 1:3250 @A3



Dated 28th May 2024

**WILDLIFE AND COUNTRYSIDE ACT 1981
KIRKLEES COUNCIL (MELTHAM 70 AND MELTHAM 38
(PART) – WILSHAW ROAD TO WOOD NOOK LANE,
MELTHAM) DEFINITIVE MAP MODIFICATION ORDER 2024**

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