

Supplemental Statement of Case, Warwickshire County Council

S31(6) Highways Act Deposit and Declaration.

1. A deposit made under s31(6) Highways Act 1980 was submitted by Anthony Suffield in April 2001. The deposit indicates the Public Rights of Way that Mr Suffield acknowledged at that time. This shows that he accepted the Order route as being a bridleway.
2. The s31(6) register came to light after submission of the County Council's Statement of Case and during the investigations carried out by officers to prepare the proof of evidence for this Inquiry, following a query by a member of the public.
3. The document is therefore being shared at the earliest opportunity following its discovery and ahead of the extended deadline for other parties and the Planning Inspectorate to submit their statements of case.
4. This Supplemental Statement of Case is accompanied by copies of Mr Suffield's statement and map and statutory declaration dated 11 April 2001. They are date stamped as received by the County Council on 17 April 2001. The County Council believes that these documents constitute sufficient evidence that Mr Suffield had no intention of dedicating any higher public rights than bridleway rights over that part of the Order route that crossed his property, such as to satisfy the proviso to section 31(1) of the 1980 Act. It also believes that their deposit brought into question for the purposes of section 31(2) the right of the public to make vehicular use of the whole of the Order route, being a continuum that cannot sensibly be separated into two distinct cul-de-sac sections.