

Town Clerk | Swaffham Town Council

From: Town Clerk | Swaffham Town Council
Sent: 31 October 2019 16:01
To: Cllr Jill Skinner - CllrSkinner.SwaffhamTC@gmail.com; 'Les Scott'
Subject: Necton Footpath
Attachments: Necton Footpath.pdf

Hi Jill/Les,

I have just received the attached letter from Mr. Saunders at Clay Pit Farm Necton. It seems David Ormerod is still signing footpath registrations outside of Swaffham in the name of Swaffham Town Council, this must be stopped, he has no jurisdiction to do this on our behalf. We will have someone sue the Council if we are not careful.

Best regards,

Richard Bishop
Town Clerk



Swaffham Town Council, Town Hall, 4 London Street, Swaffham, Norfolk, PE37 7DQ
Tel **01760 722922** Fax **01760 720469** www.swaffhamtowncouncil.gov.uk



You can also follow Swaffham Town Council on Twitter

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VAT Registration no:
GB 342 5838 48

A.G. & T.G. Saunders.

Clay Pit Farm, Chapel Road,
Necton, Swaffham,
Norfolk
PE37 8JA

Tel./Fax. (01760) 440322



Membership No:
8804

Award winning beef herd

Mr Richard Bishop Town Clerk
Town Hall
4 London Street
Swaffham
Norfolk
PE37 7DQ

SWAFFHAM
TOWN COUNCIL

31 OCT 2019

RECEIVED

Wednesday, 30 October 2019

Dear Mr. Bishop,

This week we received a Statutory Notice referring to the road (Black Drift) crossing our land in Necton signed by the Swaffham Rights of Way officer, Mr L. David Ormerod. I have enclosed a copy of the notice.

This Statutory Notice proposes to classify this road as a Restricted Byway.

This notice raises several concerns for us.

Why has Swaffham Town council engaged itself with matters concerning a road within the parish of Necton?

Why has there been no consultation with local businesses and residents before this application was made?

Is Swaffham Town Council aware that Black Drift is a Norfolk County Council Maintained Highway?

Registering Black Drift as a Restricted Byway thereby prohibiting mechanically propelled vehicles would prevent access to 2 residential properties, 2 business premises and would prevent direct access to approximately 60 hectares of agricultural land.

We have contacted Norfolk County Council to express our concerns and to make them aware that an application has been made to restrict use of their highway. We would also like to hear from Swaffham Town Council regarding the circumstances for this application and how we may appeal against it.

It should be very clear that should this application be successful the effects on our business and neighbours will be severe and we will seek legal redress to cover costs incurred.

We look forward to a prompt response.

Yours sincerely,

Thomas Saunders

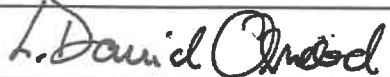
Section 53(5) of and Schedule 14 to the
Wildlife and Countryside Act 1981

The Definitive Map and Statement of Public Rights of Way for the County of Norfolk

To: Messrs A G & T G Saunders. Claypit Farm Chapel Road, Necton, Swaffham,
PE37 8JA

The owners and occupiers of the land crossed by Black Drift, Necton - in view of the signage that Black Drift is unsuitable for motor vehicles, Black Drift is proposed for registration as a Restricted Byway.

I, L David Ormerod, Swaffham Rights of Way, of 7 Mill Lane, Swaffham, Norfolk PE37 7EU hereby give notice that on 16 October, 2019, I made application to the Norfolk County Council of County Hall, Martineau Lane, Norwich NR1 2SG for due consideration that the definitive map and statement for the area be modified as above

Dated: October 16, 2019	Signature: 
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Applicant's Reference: **EH 036**
Norfolk County Council Reference:

Note not forming part of the Statutory Notice

The Definitive Map and Statement of Public Rights of Way in the County of Norfolk is a record of rights of way in the County. This application has been made because it appears that a public right of way exists which has not been recorded in the Definitive Map and Statement. A definitive map modification order will not create new rights but will just record those rights which already exist. This application is made in order to assist the County Council to meet its statutory duty to record public rights of way. For further information, please contact the Norfolk County Council Case Officer on 0344 800 8020. Notes on finding and interpreting evidence of highway status can be found at *Rights of Way: Restoring the Record* ISBN 978-0-9574036-1-1.

373635



Swaffham Town Council

Town Hall, 4 London Street, Swaffham, Norfolk, PE37 7DQ
Telephone 01760 722922
www.swaffhamtowncouncil.gov.uk



PLEASE REPLY TO: Richard Bishop, Town Clerk **E-mail:** townclerk@swaffhamtowncouncil.gov.uk

5th November 2019

A.G. & T.G. Saunders,
Clay Pit Farm, Chapel Road,
Necton, Swaffham,
PE37 8JA

Dear Mr. Saunders,

I acknowledge your letter dated 30th October 2019 regarding a footpath in Necton.

I can confirm that David Ormerod is a Voluntary Footpath Warden within the Parish Boundary of Swaffham, he has no remit outside of Swaffham whatsoever.

Swaffham Town Council has no interest in this application at all, Mr. Ormerod can only make the application as a member of the public, he has no authority from this Council outside of the Town.

I trust this clarifies matters, thank you for bringing this matter to our attention.

Yours sincerely,

Richard Bishop
Town Clerk

Town Clerk | Swaffham Town Council

From: Town Clerk | Swaffham Town Council
Sent: 05 November 2019 11:34
To: 'Parish Clerk'
Cc: boughie spotty; Ann Melhuish
Subject: RE: David Ormerod - footpath claim

Dear Judith,

I can confirm that David Ormerod is a Voluntary Footpath Warden within the Parish Boundary of Swaffham, he has no remit outside of Swaffham whatsoever.

Best regards,

Richard Bishop
Town Clerk



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From: Parish Clerk <gooderstonepc@gmail.com>
Sent: 01 November 2019 15:56
To: Town Clerk | Swaffham Town Council <townclerk@swaffhamtowncouncil.gov.uk>
Cc: boughie spotty <[redacted]@[redacted].com>; Ann Melhuish <[redacted]@[redacted].com>
Subject: David Ormerod - footpath claim

Good afternoon

one of Gooderstone's residents has received a notification from NCC of a claim by David Ormerod, Swaffham Rights of Way, to change a bridleway in Gooderstone to a Restricted Byway.

The parish council has not received a notification of this application.

I note from a brief web search that there is some uncertainty regarding Dr/Mr Ormerod's role, and note your July Minutes which reflect the same.

I wonder if you would kindly enlighten parish councillors as to the official position of David Ormerod?

I should like Swaffham Town Council to note that the change he requests, at Mill Drove Gooderstone, would mean that a local farmer would have access to his land restricted.

I look forward to your swift response.

With kind regards

Judith Taylor
Clerk
Gooderstone Parish Council
01366 500722



Town Clerk | Swaffham Town Council

From: Town Clerk | Swaffham Town Council
Sent: 05 November 2019 11:36
To: 'andrbough@aol.com'; gooderstonepc@gmail.com
Cc: annmelhuish946@gmail.com
Subject: RE: David Ormerod - footpath claim

Dear Andrew,

I can confirm that David Ormerod is a Voluntary Footpath Warden within the Parish Boundary of Swaffham, he has no remit outside of Swaffham whatsoever.

Best regards,

Richard Bishop
Town Clerk



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From: andrbough@aol.com <andrbough@aol.com>
Sent: 01 November 2019 21:58
To: gooderstonepc@gmail.com
Cc: Town Clerk | Swaffham Town Council <townclerk@swaffhamtowncouncil.gov.uk>; ~~annmelhuish946@gmail.com~~
Subject: Re: David Ormerod - footpath claim

Hi mr Omerod seems to be self appointed ,,surly Swaffham town council would have no right to appoint anyone to serve a notice of any sort on Gooderstone or any other parish .If we don't get a reply I will call in at Swaffham town hall for a chat !! ,, Andrew

Sent from AOL Mobile Mail
Get the new AOL app: mail.mobile.aol.com

On Friday, 1 November 2019, Parish Clerk <gooderstonepc@gmail.com> wrote:

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