

From: [andy leader](#)
To: Claire.Moody@dft.gov.uk
Cc: nationalcasework@dft.gsi.gov.uk; yvonneparker@programmeofficers.co.uk; [Sandra Haigh](#)
Subject: Public Inquiry into the proposed stopping up and diversion of footpath 60, Holmfirth (NATTRAN/Y&H/S247/4337)
Date: 22 July 2021 15:10:59
Attachments: [Kirklees - DMMO - 13 July Redacted.pdf](#)
[Hol 60 Wolfstones-2.jpg](#)

Dear Mrs Moody,

Further to the letter (attached) from Sandra Haigh at Kirklees Council dated 13th July 2021 regarding both a s247 diversion order and a DMMO affecting the same length of Holmfirth Footpath 60. PNFS agree with the arguments laid out in the letter and support the council's request for postponement of the inquiry.

In addition, I'd add that there is a conflict between what is drawn on the order plan for stopping up of a 1.2m width of Footpath 60, and what has been subsequently claimed as Footpath 60 on site by Mr Scanlon the applicants agent. See reference to DMMO report below

2.12. The application was made on 30 September 2020. This was in response to the fencing off of the majority width of the driveway (A to A3) on or shortly before 6th September 2020, also preventing access via the bypass stile. Mr Scanlon, as agent for the landowner immediately contacted the Council to advise of this work being carried out. The fencing off of part of the available width would have brought any public rights into question. Therefore the 20-year period to be considered under section 31 is September 2000 to September 2020

The image attached shows the line of Footpath 60 as indicated on the ground in September 2020 by the applicant. It is clearly 1.2 m to the north side of the 4 metre lane. This is different to what is shown on the order plan and in the original application for a s247 order.

If the inquiry is to go ahead, please can we have absolute clarity on the precise location and width of that part of Holmfirth Footpath 60 which is to be stopped up?

PNFS is the applicant for the DMMO and our position is that Footpath 60 is 4m wide and covers the full width of the lane. Kirklees have made a DMMO to this effect. It is therefore important that the 1.2m width affected by the s247 stopping up is very clearly identified. If the DMMO order is confirmed, then walkers will still have access to the remaining 2.8m width regardless of the outcome of the s247 order.

Kind Regards,
Andy Leader
PNFS