

**From:**

**Subject:** Holmfirth Footpath 60 Wolfstones 247  
**Date:** 25 August 2020 13:23:43

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Dear Secretary of State,

Hopefully this objection to the proposed diversion of Holmfirth Footpath 60 Wolfstones 247 will be considered. These are the same objections that I raised when the scheme was denied approval by Kirklees Council Planning Sub Committee on 30th January 2020.

The diversion is simply an excuse to increase the privacy and property value of the houses (now owned by the same person) with an arrogant disregard to the users of the footpath and custom and practice of the community that have used it for generations. Although the applicant may have lived in one of the properties for 30 years during that time the applicant has managed to acquire both properties and now seeks the opportunity to divert the path despite the path being there when they originally moved there.

I am a regular user of the footpath all year around, especially on summer evenings. I have used the path for 17 years i.e. as long as I have lived in the area. I have ran, walked and taken my family along it and usually meet other users on it. To perpetuate the idea it is not well used is untrue.

The diversion will not improve safety, quite the contrary. I use the path to connect to and from the public footpath adjacent to Carr Farm on Wolfstones Road as well as the permissive path opposite to Wolfstones Heights itself. This change will mean more time spent on the road and having to negotiate the brow of the hill. The path's existing location is ideally placed at the crest of the hill to provide good visibility, I suspect that's why it was originally located there.

The occupier no doubt moved to the property originally as they were taken with the view and the setting as are the users of the path. The path was always there and located between the two separate dwellings, to move it will spoil the aspect and make it much less safe. This attempt to relocate the path has been going on for years and is a threat the protection of public rights of way that are there for the enjoyment of all particularly future generations.

Best Wishes

Mrs D Hall

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**From:**  
**To:** NATIONALCASEWORK  
**Subject:** Fwd: Fw: Mrs Hall - Holmfirth Footpath 60  
**Date:** 20 September 2020 14:14:51  
**Attachments:**

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FYI

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From: Noel Scanlon >  
Date: Sunday, 20 September 2020  
Subject: Fw: Mrs Hall - Holmfirth Footpath 60  
To:

Dear Mrs. Hall

Hello, I am Noel of NSCL, the agent for Mr. Butterfield on this application for a diversion of part of Footpath 60 at Wolfstones. Mrs. Moody of the DfT has rightly pointed out to you that your objection is restricted to your comment on more time allegedly being spent on the road, where you assert that there is less visibility.

I have been asked to reach out to you by the DfT following your objection.

My goal is obviously to try and assuage any concerns and ultimately try and persuade you to withdraw your objection to the DfT. I do believe that this is achievable if you would allow me such an opportunity, but it is of course entirely up to you if you would wish to engage.

A number of assessments have been carried out and submitted as part of this application. Not only do these show that the new egress point on to Wolfstones Road comes with better inter-visibility between vehicles and pedestrians, which even the Council accepts, but it also responds to the point of the allegations of spending more time on the road.

I would be grateful if you would please contact me by phone on the number below, or if it is more convenient please provide a contact telephone number in order that we might speak at a time convenient to you. I am also happy to meet and 'walk and talk' through the diversion route if you feel that this would assist.

I shall leave this with you. Should I not hear from you either way by this Friday 25th September, I shall presume that you do not wish to take me up on my offer and will be maintaining your objection and not withdrawing it. In that eventuality, for logistical purposes for the DfT, would you mind indicating please whether you would be willing to put yourself up for examination at any formal Public Inquiry that would be convened by the Secretary of State in front of a duly appointed Inspector in due course. In the interests of full transparency, you would in that respect be putting yourself up to formal cross-examination on your maintained objection.

I hope that you are minded to get in touch and allow an opportunity to hopefully provide you with the comfort that you require. Should you not, that is of course your right and I thank you in any event for taking the time to read this.

Yours sincerely

**Noel Scanlon** *Solicitor, BA(Hons), MSc, MCIWM*  
**Director & Consultant**  
**NSCL**



- Legal Consultancy & Advisory Service -  
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**Subject:** Mrs Hall

**From:** NATIONALCASEWORK  
**Sent:** 26 August 2020 10:03

**To:**

**Subject:** Objection to proposed stopping up and diversion of Holmfirth Footpath 60 (NATTRAN/Y&H/S247/4337)

Dear Mrs Hall

Thank you for your email, submitting your objection to these diversion proposals.

Firstly, it may be helpful if I explain that the Secretary of State's considerations here relate only to the consequences of diverting the public highway rights, weighed against the advantages of the development taking place. Some of the issues you have raised are not for consideration here. However, your comment that the diverted route will mean more time spent on the road, where there is less visibility, is considered valid. Therefore your objection has been accepted on this basis only.

As your objection has been accepted, your email has now been passed to the applicant's agent, Noel Scanlon Consultancy Ltd, and they or the applicant will no doubt be in touch with you directly to discuss. I would be grateful if you could keep us informed of all correspondence, and if matters are resolved to your satisfaction, please could you confirm to us that you no longer object.

*Please also be aware that if a diversion Order becomes the subject of a Public Inquiry (PI), all correspondence is copied to the PI Inspector and kept in the PI Library, where it is publicly available.*

Kind regards,  
Claire



Mrs Claire Moody  
Casework Manager, National Transport Casework Team  
Tyneside House, Skinnerburn Road, Newcastle Upon Tyne  
NE4 7AR  
Please contact us by email where possible:  
[nationalcasework@dft.gov.uk](mailto:nationalcasework@dft.gov.uk)  
**PLEASE NOTE: My working pattern is Wednesday – Friday.**

**From**

**Sent:** 25 August 2020 13:24

**To:** NATIONALCASEWORK <[NATIONALCASEWORK@dft.gov.uk](mailto:NATIONALCASEWORK@dft.gov.uk)>

**Subject:** Holmfirth Footpath 60 Wolfstones 247

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Best Wishes

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