

PROOF OF EVIDENCE OF THE COUNCIL OF THE CITY OF YORK

**PUBLIC FOOTPATH ACASTER MALBIS 9 & PUBLIC FOOTPATH
BISHOPTHORPE 3 MODIFICATION ORDER 2019**

PLANNING INSPECTORATE REFERENCE: ROW/3286833

My name is Russell Varley BSc. I am employed by the Council of the City of York (“the OMA”) as a Definitive Map Officer, a function I have performed for over ten years. My role is to manage the review of the Definitive Map and Statement (“the DMS”) for the City of York under Part III of the Wildlife & Countryside Act 1981. The evidence contained in this proof is true to the best of my knowledge and belief, and the views expressed herein represent my professional opinion.

This proof of evidence should be read alongside the OMA’s statement of case which contains the substance of the OMA’s case for the confirmation of the Public Footpath Acaster Malbis 9 & Public Footpath Bishopthorpe 3 Modification Order 2019 (“the Order”).

Submissions of Bishopthorpe Parish Council

1. The OMA has read with interest the submissions made by Bishopthorpe Parish Council (“the objector”) and notes that there is a good deal of substance to the objector’s argument.
2. Nevertheless, as set out at paragraph 53a of the OMA’s Statement of Case, these arguments do not relate to the Order that is under consideration by the Inspector. As such they should not prevent the Order being confirmed.

Conclusion

3. The OMA respectfully asks that the inspector confirms the order as made.

The Council of the City of York

January 2023