

Ian Sherman Esq.
Community and Environmental Service
Norfolk County Council, Floor 2
County Hall, Martineau Lane
Norwich
NR1 2SG

October 8, 2021

I, Dr David Ormerod of Mill House, 7 Mill Lane, Swaffham, Norfolk PE37 7EU hereby apply for an order under section 53(2) of the Wildlife and Countryside Act 1981 to modify the definitive map and statement for the area by the re-registration of an extinguished section of a road called the Icknield Way as it crosses the Sandringham Estate. There is a disparity between Ordnance Survey and Norfolk County Council as precisely what section of highway is inclosed. The section that is extinguished has apparently varied over time. The status quo requires clarification.

The time scale suggests that the final act of closure may be related to the original deliberations regarding the formation of the Definitive Map. As the N.C.C. Definitive Statement website for Sandringham Parish explains, the Sandringham Estate administration alleged they were part of the Crown Estate, which is exempt from public rights of way, because the Estate was part of the Crown Estate. In fact, it is a private estate of Her Majesty the Queen, and was not entitled to claim exemption. Precisely how a vehicular highway, part of the national road network, might relate to PROW legislation is unclear. No highway modification orders have are apparent in the public space.

Seventy years later, neither the Estate nor the Surveying Authority have corrected this error. With the cut-off date on January 1, 2026, it is now imperative that such public rights of way be re-established, as otherwise they will inadvertently be lost in perpetuity. There has been no public vehicular passage along the Sandringham Section of the Icknield Way for at least half a century. I suggest it may be for Legal Orders to decide the appropriate status of the extinguished highway - either as a public vehicular highway, a B.O.A.T, or as a Restricted Byway. DEFRA is on record as preferring to create no new B.O.A.T.s.

An explanation of the current situation would be appreciated.

I attach copies of the following documentary evidence in support of this application:

- Ordnance Survey 1:10,000 maps of South England, Norfolk Sheet TF 72NW-A, 1979.
- Norfolk County Council Online Rights of Way Gazetteer, 2021, showing the Icknield Way transit between Fritcham and Shernborne.

- Definitive Map of the transit of interest of the Icknield Way.
- Finance Act (1909-10) Duties on Land Values map, adjacent to Point A.
- Photograph (July 2021) looking northwards down the Icknield Way at Point A. There is no signage at the intersection.
- Photograph (July 2021) looking to the north on the Icknield Way to include the Sandringham Estate notice that is ambiguous regarding public rights of way
- Photograph (September 2021) looking back to the south along the apparently “private” section of the Icknield Way from Ling House Road.
- Photograph (September 2021) looking northwards along the unencumbered Icknield Way from Ling House Road.
- Dersingham Parish Enclosure Award, 1779/81.
- Faden’s Map of Norfolk, 1797.
- West Newton Parish Enclosure Map, 1806.
- John Cary’s Map of Norfolk, 1809.
- Charles Budgen’s O.S. pen & ink Map of Castle Riding, 1815.
- Ordnance Survey 1st Series 1-inch Map of E&W, Sheet 69, 1824.
- Bryant’s Map of Norfolk, 1826.
- The Hillington parish extract from the Corporate Plan for the Wells to Fakenham Turnpike, 1827.
- Henry Teesdale Map of Norfolk, 1830.
- Christopher and John Greenwood Map of the County of Norfolk, 1834.
- Sandringham Estate Sale Map of the late Henry Hoste Henley, 1836.
- Listing of the leasehold of the Sandringham Estate property by William Durrant, 1836.
- Tithe Map of West Newton, 1838.
- Tithe Map for Sandringham Parish, 1839.
- Tithe Map of Dersingham Parish, 1839/40.
- Ordnance Survey 6-inch Map of E&W, Norfolk Sheet 23NW, 1884.
- Ordnance Survey Revised New Series 1-inch map of E&W, Sheet 146, Fakenham (Hills), 1898.
- Bartholomew Half-inch map of England and Wales, Norfolk Sheet 15, 1903.
- Ordnance Survey composite Second Series 25-inch Map of E&W, Norfolk Sheets 23.2 and 23.6, 1905.
- Finance Act (1909-10) IRS Duties on Land Values Map, Norfolk Sheets 23.2 and 23.6.
- Bartholomew Half-inch Map of E&W, Sheet 15, Norfolk, 1921.
- Bartholomew Revised Half-inch Map of UK, 1943.

- Ministry of Food National Farm Survey Map, Norfolk Sheets 23.1 and 23.5, 1943. Awaiting
- Ordnance Survey New Popular Edition 1-inch map, Sheet 124, Kings Lynn, 1946.
- Ordnance Survey composite 1:25,000 map of E&W, Norfolk Sheets TF 72-B and TF 73-B, 1955.
- Ordnance Survey Explorer 1:25,000 Map of E&W, Sheet 250, North Coast West, 2015.
- Series of Geo-referenced Land Registry INSPIRE index polygon maps for the transit of the Icknield Way between Fritcham and Ringstead.



L David Ormerod MB,BS, MBA, MSc, FRCP, FRCS, DTM&H

Applicant's Reference: **EH 072**

Wildlife and Countryside Act 1981

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

Certificate of Service of Notice of Application for a Modification Order: Proposal to re-establish the continuity of the public highway, the Icknield way, on the Sandringham Estate in Sandringham and Dersingham parishes.

To: Norfolk County Council
County Hall
Martineau Lane
Norwich
NR1 2SG

I, Dr David Ormerod of Mill House, 7 Mill Lane, Swaffham PE37 7EU hereby certify that the requirements of paragraph 2 of Schedule 14 to the Wildlife and Countryside Act 1981 have been complied with.

Dated: October 8, 2021

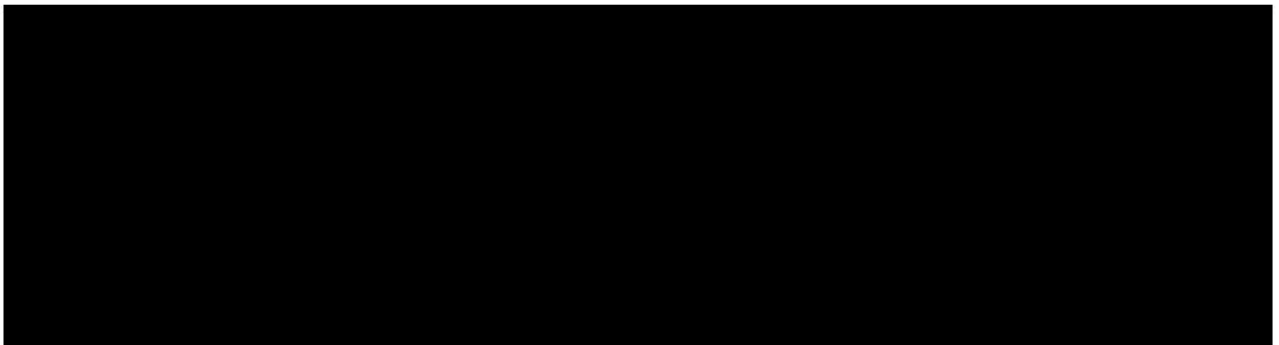
Signature:

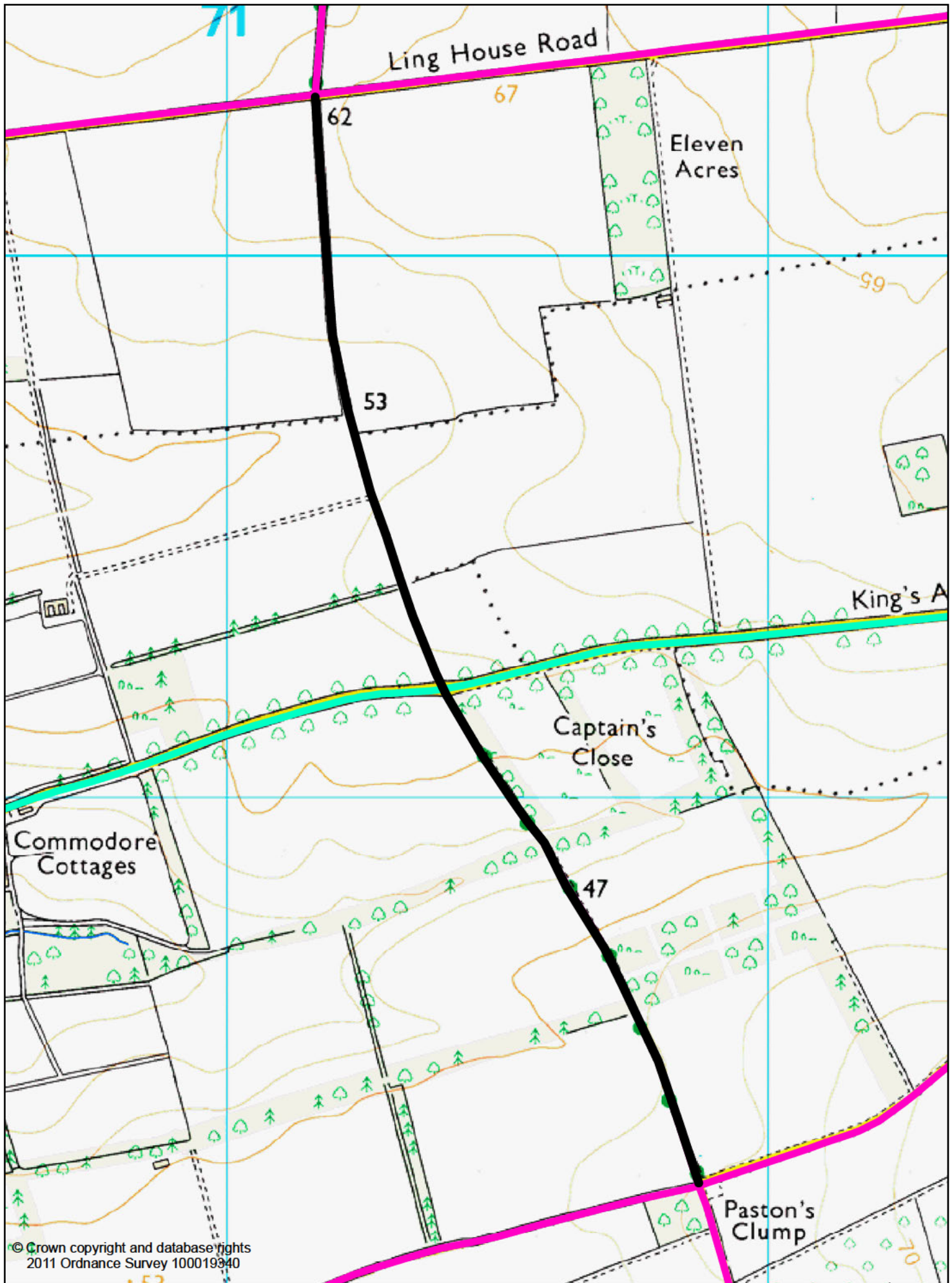


Applicant's Reference: **EH 072**
NCC Reference:

Schedule of persons on whom notice was served

The owners, occupiers, and interested parties of the land crossed by the transit of the Icknield Way and its 'lost' continuity on the Sandringham Estate in Dersingham and Sandringham Parishes:





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2011 Ordnance Survey 100019340

Norfolk County Council
Grid Ref: 571,462.2255 329,282.4145

Application Route

Modification application to add a
Public Right of Way in the Parishes
of Dersingham & Sandringham

Date created:
14/12/2021
Scale:
1:9,000

