

**Definitive Map Review 2008/09  
Parish of South Milton**

Report of the Executive Director of Environment Economy and Culture

***Please note that the following recommendation is subject to consideration and determination by the Committee before taking effect.***

**Recommendation: It is recommended that it be noted that the Definitive Map Review has been completed in the parish of South Milton and no modifications are required.**

**1. Summary**

The report examines the Definitive Map Review in the Parish of South Milton in the District of South Hams.

**2. Background**

The original survey under s. 27 of the National Parks and Access to the Countryside Act 1949 revealed 13 footpaths and one Road Used as a Public Path (RUPP) in South Milton, which were recorded on the Definitive Map and Statement with a relevant date of 1 December 1954.

The review of the Definitive Map, under s. 33 of the 1949 Act, which commenced in the 1970s but was never completed, produced no valid proposals for change to the Definitive Map at that time.

The Limited Special Review of RUPPs, carried out in the 1970s, had the effect of deleting RUPP No. 9a, as it was considered to be an Unclassified County Road.

The following Orders have been made:

Kingsbridge RDC (Footpath No. 4, South Milton) Public Path Extinguishment Order 1961;

Kingsbridge Petty Sessional Division Closure of UCR 543 with reservation of a footpath, recorded as Footpath No. 14, South Milton;

Devon County Council (Footpath No. 5, South Milton) Public Path Diversion Order 2003; and

Magistrates Stopping-up Order 2004 with reservation of a bridleway, recorded as Bridleway No. 15, South Milton.

Legal Event Modification Orders will be made for these amendments in due course.

**3. Review**

The current Review began in November 2008 with a public meeting held in the parish hall. A full public consultation was carried out in April 2009 and the review was advertised in the parish notice boards, and in the Kingsbridge Gazette.

The responses were:

County Councillor Sir Simon Day	-	no comment
South Hams District Council	-	no comment
South Milton Parish Council	-	no comment
British Horse Society	-	no comment
Byways and Bridleways Trust	-	no comment
Devon Green Lanes Group	-	no comment
Country Landowners' Association	-	no comment
National Farmers' Union	-	no comment
Open Spaces Society	-	no comment
Ramblers' Association	-	no comment
Trail Riders' Fellowship	-	no comment

Several public path orders are required in the Parish and these are currently being progressed under delegated powers.

#### **4. Conclusion**

It is recommended that the Members note that there are no proposals for modifying the Definitive Map in the parish of South Milton. Should any valid claim be made in the next six months it would seem sensible for it to be determined promptly rather than be deferred.

#### **5. Reason for Recommendation/Alternative Options Considered**

To progress the parish by parish review of the Definitive Map in the South Hams.

#### **6. Legal Considerations**

The implications/consequences of the recommendation have been taken into account in preparing the report.

Edward Chorlton

### **Electoral Division: Thurlestone, Salcombe & Allington**

Local Government Act 1972

List of Background Papers

Contact for enquiries: Mike Jenkins

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Background Paper	Date	File Ref.
Review correspondence files	2008-2009	DMR/South Milton

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sc/dmr parish of south Milton  
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