

**Definitive Map Review
Parish of Cornwood**

Report of the Head of Highways, Capital Development and Waste

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 Cornwood and no modifications are required.

1. Introduction

The report examines the Definitive Map Review in the parish of Cornwood in South Hams District.

2. Background

The original survey under s. 27 of the National Parks and Access to the Countryside Act 1949 revealed twenty-one footpaths and four bridleways, which were recorded on the Definitive Map and Statement with a relevant date of 11 October 1954. Six further footpaths were subsequently transferred from Ivybridge following a boundary change.

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

The Limited Special Review of Roads Used as Public Paths (RUPPS), also carried out in the 1970s, did not affect this parish.

Five footpaths, namely Footpath Nos. 7, 30, 31, 32 and 33, Cornwood, have been created by means of Public Path Creation Agreements and the Definitive Map and Statement subsequently modified by a Legal Event Modification Order in 1990.

The following orders have been made and confirmed:

Devon County Council Footpath No. 25, Cornwood Public Path Diversion Order 1979
Devon County Council Footpath No. 6, Cornwood Definitive Map Modification Order 1992
Devon County Council Footpath No. 6, Cornwood Public Path Diversion Order 1993
Dartmoor National Park Authority Footpath Nos 4 and 8, Cornwood Public Path Diversion Order 2002
Devon County Council Footpath Nos 25 and 26, Public Path Diversion Order 2009
Devon County Council Bridleway No. 34, Cornwood Public Path Creation Agreement 2009
Devon County Council Bridleway No. 35, Cornwood Public Path Creation Agreement 2009

Legal Event Modification Orders will be made for these changes, where necessary, under delegated powers in due course.

The current Review began in October 2015 with a public meeting held in the Village Hall Cornwood, well attended by members of the public, the parish clerk and parish councillors.

3. Proposals

There were no valid proposals arising out of this meeting or from previous reviews.

4. Consultations

A public consultation was carried out in May 2016. The review was advertised around the parish.

The responses were as follows:

County Councillor J Hart	-	no comment
South Hams District Council	-	no comment
Cornwood Parish Council	-	no comment
British Horse Society	-	no comment
Byways and Bridleways Trust	-	no comment
Country Land & Business Association	-	no comment
Open Spaces Society	-	no comment
Ramblers' Association	-	no proposals
Trail Riders' Fellowship	-	no comment
4 Wheel Vehicle Users	-	Update current UCRs on parish map

5. Financial Considerations

Financial implications are not a relevant consideration to be taken into account under the provision of the Wildlife and Countryside Act 1981. The Authority's costs associated with Modification Orders, including Schedule 14 appeals, the making of Orders and subsequent determinations, are met from the general public rights of way budget in fulfilling our statutory duties.

6. Legal Considerations

The implications/consequences of the recommendation(s) have been taken into account in the preparation of the report.

7. Risk Management Considerations

No risks have been identified.

8. Equality, Environmental Impact and Public Health Considerations

Equality, environmental impact or public health implications have, where appropriate under the provisions of the relevant legislation, been taken into account in the preparation of the report.

9. Conclusion

It is recommended that Members note that there are currently no proposals for modifying the Definitive Map in the parish of Cornwood. Should any valid claim with sufficient evidence be made in the next six months, it would seem reasonable for it to be determined promptly rather than be deferred.

10. Reasons for Recommendations

To undertake the County Council's statutory duty under the Wildlife and Countryside Act 1981 to keep the Definitive Map and Statement under continuous review and to progress the parish by parish review in the South Hams District area.

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Local Government Act 1972: List of Background Papers

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Background Paper	Date	File Ref.
Correspondence files	2015 - date	ES/DMR/CORNWOOD

es070616pra
sc/cr/DMR parish of Cornwood
02 220616