

Definitive Map Review 2017-20
Parish of Holsworthy Hamlets

Report of the Chief Officer for Highways, Infrastructure 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 Holsworthy Hamlets and no modifications are required.

1. Summary

The report examines the Definitive Map Review in the parish of Holsworthy Hamlets.

2. Background

The original survey, under s. 27 of the National Parks and Access to the Countryside Act, 1949, revealed 11 footpaths and 1 bridleway were recorded on the Definitive Map and Statement for Holsworthy Rural District with the relevant date of 1st July 1958.

The reviews of the Definitive Map, under s. 33 of the 1949 Act, which commenced in the 1970s but were never completed, produced no proposals for change to the map in the parish of Holsworthy at that time.

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

The following Orders have been made and confirmed:

Holsworthy Hamlets Footpath No.9 Public Path Diversion Order 1990;
Holsworthy Hamlets Byway Open to All Traffic Definitive Map Modification Order 1990;
Holsworthy Hamlets Footpath No. 1 Public Path Diversion Order 1997;
Holsworthy Hamlets Footpath No. 5 Public Path Diversion Order 1997; and
Holsworthy Hamlets Footpath No. 6 Public Path Diversion & Definitive Map & Statement Modification Order 2014.

A Legal Event Modification Order will be made for these changes under delegated powers in due course.

The current Review began in March 2019 with a public meeting held in the Market Hall in Holsworthy.

No valid proposals arising out of this or previous reviews.

4. Consultations

A full public consultation was carried out in November 2019 – January 2020 and the Review was advertised in the parish and in the North Devon Journal.

The responses were:

County Councillor Parsons	– no comment
Torrige Devon District Council	– no comment
Holsworthy Hamlets Parish Council	– no comment
British Horse Society	– no comment
Byways and Bridleways Trust	– no comment
Country Landowners' Association	– no comment
Devon Green Lanes Group	– no comment
National Farmers' Union	– no comment
Open Spaces Society	– no comment
Ramblers' Association	– no comment
Trail Riders' Fellowship	– no comment
Cycling UK	– no comment

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 (including Climate Change) and Public Health Considerations

Equality, environmental impact (including climate change) and public health implications have, where appropriate under the provisions of the relevant legislation have been taken into account.

9. Conclusion

It is recommended that Members note that there are no proposals for modifying the Definitive Map in the parish of Holsworthy. 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 Torridge district area.

Meg Booth
Chief Officer for Highways, Infrastructure Development and Waste

Electoral Division: Holsworthy Rural

Local Government Act 1972: List of Background Papers

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Background Paper	Date	File Ref.
Correspondence file: Holsworthy Hamlets	2019-20	CG/DMR/HOLHAM

cg260121pra
sc/cr/DMR Parish of Holsworthy Hamlets
03 020321