

**Devon Countryside Access Forum**  
**CORRESPONDENCE RECEIVED AND RESPONSE**  
(not specifically on agenda)

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	<b>Sender</b>	<b>Subject</b>	<b>Action and any feedback</b>
1	Notification on Planning Inspectorate website	Appeal Reference: APP/Y11110/W/20/3265253 Land at Pennsylvania Road, Exeter.  <u>Reference:</u> <u>APP/Y11110/W/20/3265253</u> <u>(planninginspectorate.gov.uk)</u>	The DCAF had submitted comments on the original planning application appeal, agenda item 13.4 - 27.04.21. The appeal was dismissed. Amongst reasons given were that “the proposed development would not provide safe access to and from the site for pedestrians. The Inspector also “did not consider the site topography would be sufficient to screen the development from views along the bridleway.”
2	Mid Devon District Council 10.01.22	Publication of the submission Tiverton Neighbourhood Plan Neighbourhood Planning (General) Regulations 2012 (Regulations 15 &16)	No action taken.
3	East Devon District Council 17.01.22	Cranbrook Plan - Proposed Main Modification consultation. Opportunity to comment solely on the Main Modifications made by the Examiner.	Examiner’s Main Modifications include incorporation of the Clyst Valley Regional Park as it now has an adopted Masterplan. Other modifications recognise the importance of enhanced public transport; that paths in Suitable Alternative Natural Green Space areas (SANGS) should retain a ‘rural character’; and that walking cycling and public transport proposals shall ‘address the importance of active travel through carefully designed and justified layouts which help to put “health into place”.

4	East Devon District Council 20.01.22	<p>Colyton Neighbourhood Plan was formally 'made' by East Devon District Council on 10<sup>th</sup> January 2022.</p> <p>Accordingly, the Neighbourhood Plan now forms part of the Local Development Plan for East Devon and will be taken into account in determining planning applications in the parish of Colyton.</p>	For information.
5	Marine Management Organisation 26.01.22	Consultation on the use of the marine plans and to support understanding of the influence marine plan policies have in the decision-making process.	Not used in decision-making processes of the DCAF.
6	North Devon District Council 26.01.22	<p>North Devon council resolved to "make" the Georgeham Neighbourhood Plan on 12 January 2022.</p> <p>The Neighbourhood Plan now forms part of the Development Plan for the area and so will be influential in decision making in respect of planning applications within the parish area.</p>	For information.
7	Mid Devon District Council 28.01.22	Consultation on Mid Devon District Council's new Local Plan (excluding the small part of the district within Dartmoor National Park). This will include a vision and strategy for how the district will be planned, policies that will guide development, the use of land and buildings and a map that will show where development can take place and what parts of the district will be protected.	Consulted with Chair and sent position statements on Planning, Neighbourhood Plans and Disability Access.
8	Kingsbridge Town Council 31.01.21	Kingsbridge, West Alvington and Churchstow Neighbourhood Plan - Regulation 15 Consultation	Responded to earlier consultation. Some changes to wording made in response to DCAF advice.

9	Member of public 01.02.22	Concern about maintenance responsibilities of green lane at Hordon, Mary Tavy and inaccurate information received that this was not maintainable at public expense.	Discussed with Chair and responded to state that the Forum was concerned that a misleading response was given. The council would be asked to ensure that the fault reporting system or customer services allocate faults to the right department and that members of the public receive correct information.  Forwarded to PROW Manager to respond who confirmed that the route is scheduled for improvement works in the next financial year. Steps to be taken to ensure wrong information on unclassified roads is not provided.
10	East Devon District Council 9.02.22	Kilminster Neighbourhood Plan has been submitted to East Devon District Council, in accordance with Regulation 16 of the Neighbourhood Planning (General) Regulations 2012.	Comments sent in response to earlier consultation
11	Open Access Centre 16.02.22	Case number 2021099474  Notification of a discretionary restriction under Section 22 of the Countryside and Rights of Way Act 2000.  The restriction applies to land at Hartridge Hense Moor and Luppitt Common for the 8 March 2022.  6 of the 28 days allocated to this case have now been used. The details of this restriction appear on the Open Access website.	For information.
12	Land Charges 18.02.22	Application has been made to the registration authority, Devon County Council, County Hall,	For information.

		<p>Topsham Road, by the applicant Landman LLP on behalf of The Open Spaces Society under section Schedule 2(4) of the Commons Act 2006 and in accordance with the Commons Registration (England) Regulations 2014.</p> <p>The land was provisionally registered under section 4 of the Commons Registration Act 1965 as common land, known to the registration authority as CL118. The piece of land at the road junction east of the Old Bakery in the parish of Broadhembury. An objection was made in relation to the provisional registration, it was agreed that the provisional registration was to be cancelled. If the application is granted, in whole or in part, the registration authority will give effect to the determination by adding the land to the register of common land.</p>	
13	Open Access Centre 1.03.22	<p>Notification of a restriction under Section 24 of the Countryside and Rights of Way Act 2000.</p> <p>The restriction applies to land at Hemyock Common for the following dates in 2022:</p> <p>May 7 and 21 June 4 and 18 July 2, 16 and 30 August 13 and 27 September 10 and 24</p> <p>11 of the 12 days allocated to this case have now been used. The details of this restriction appear on the Open Access website.</p>	For information.

14	Open Access Centre 01.03.22	Case number 2022029550  Notification of a discretionary restriction under Section 22 of the Countryside and Rights of Way Act 2000. The restriction applies to land at Hemyock Common for the 12 and 26 March and 9 and 23 April 2022.  4 of the 28 days allocated to this case have now been used.	For information.
15	Green Infrastructure Project Manager East Devon District Council 2.03.22	Living Lanes, Clyst Valley Regional Park. Expression of interest submitted to the National Lottery Heritage Fund.	For information. Feedback awaited from the National Lottery Heritage Fund.
16	East Devon District Council 15.03.22	Daily Wag. Update on previous DCAF dog article sought for republication.	Discussed with Chair and resubmitted.
17	Torridge District Council 17.03.22	North Devon Council and Torridge District Council are launching the new 'People and Place' project for northern Devon. This is a joint venture between the two Councils to review the Local Plan and will look at how the area should take shape over the next 20+ years. It will set out a plan for the future of northern Devon by looking at what needs to be done around matters such as housing, the environment, sustainability, jobs, access to transport and health and wellbeing.	The current consultations are outside the DCAF's remit but there will be opportunities to contribute over the next couple of years.
18	Councillor 17.03.22	Regarding potential new footpath in the parish.	Referred to P3 Officer and local Warden to advise.
19	East Devon District Council 22.03.22	The Luppitt Neighbourhood Plan has been submitted to East Devon District Council, in accordance with Regulation 16 of the Neighbourhood Planning (General) Regulations 2012.	DCAF sent comments in response to an earlier consultation.

20	East Devon District Council 28.03.22	Call for development sites.	Outside remit.
21	Land Charges Devon County Council 7.04.22	<p>Application has been made to the registration authority, Devon County Council by the applicant Landman LLP on behalf of The Open Spaces Society under Schedule 2(4) of the Commons Act 2006 and in accordance with the Commons Registration (England) Regs. 2014.</p> <p>It is 27 acres of land at Combe Martin.</p> <p>A summary of the effect of the application is as follows: the land was provisionally registered as common land under section 4 of the Commons Registration Act 1965; an objection was made in relation to the provisional registration; the person on whose application the provisional registration was made requested or agreed to its cancellation (whether before or after its referral to a Commons Commissioner).</p> <p>If the application is granted, in whole or in part, the registration authority will give effect to the determination by registering the land in the common land register.</p>	For information.
22	Natural England Countryside Code team 11.04.22	<p>Clarification had been sought from Natural England on dogs at the coast in the Countryside Code information on the website.</p> <p>“On Open Access land and at the coast, you must put your dog on a lead around livestock. Between 1 March and 31 July, you must have your dog on a lead on Open Access land, even if there is no livestock on the land. These are legal requirements.”</p>	

		<p>Response received stated that Natural England may have to look at simplifying or clarifying the explanation in the Code. The current requirements are:</p> <ul style="list-style-type: none"> <li>• On Open Access land <u>and</u> the coastal margin, dogs must be on a short-lead in the vicinity of livestock.</li> <li>• On Open Access land during the bird breeding season between 1 March and 31 July, dogs must be on a short-lead. In the coastal margin, dogs must be under effective control at all times.</li> </ul> <p>This is phrased on the web <u>Open access land: management, rights and responsibilities - GOV.UK</u> (<a href="http://www.gov.uk">www.gov.uk</a>) as:</p> <ul style="list-style-type: none"> <li>• There's a general rule that visitors using their open access rights must keep dogs on a short lead of no more than 2 metres between 1 March and 31 July each year (except in the coastal margin) and at all times near livestock.</li> <li>• In the coastal margin, dogs must be under effective control at all times.</li> </ul>	
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*In addition, the DCAF Forum Officer receives a large quantity of e-mail updates from Devon County Council and other organisations. Relevant information is extracted and circulated to DCAF members via regular newsletters or forwarded direct.*