

PUBLIC RIGHTS OF WAY COMMITTEE

4 July 2019

Present:-

Councillors P Sanders (Chair), T Inch, J Brook, P Colthorpe, A Dewhirst, L Hellyer, M Shaw and H Ackland

Also in attendance:-

Councillor A Davis

* 97

Minutes

RESOLVED that the minutes of the meeting held on 4 March 2019 be signed as a correct record.

* 98

Items Requiring Urgent Attention

There was no matter raised as a matter of urgency.

* 99

Announcements

The Chair welcomed Mr Hipkin who was attending the meeting in his capacity as a Co-opted Member of the Council's Standards Committee to observe and monitor compliance with the Council's ethical governance framework.

* 100

Devon Countryside Access Forum

The Committee received the draft minutes of the Devon Countryside Access Forum meeting held on 25 April 2019 which covered a range of matters, including a site visit to the Granite Way and the Pegasus Trail on 19 June. Officers confirmed that Members of the Committee and local Members would be invited to the Parish Paths Partnership events in the Autumn.

* 101

Parish Review: Definitive Map Review - Parish of Plymtree

The Committee received the Report of the Chief officer for Highways, Infrastructure Development and Waste (HIW/19/54), noting that the Definitive Map Review had been completed in the Parish of Plymtree and that no modifications were required.

* 102

Parish Review: Definitive Map Review 2017-2019 - Parish of Lympstone (Part 2) (Minute *90/4 March 2019)

(Mrs B Beer attended under the Public Participation Scheme and spoke to this item as a lifelong Lympstone resident and horse rider.)

(Mr S Goddard also attended under the Scheme, on behalf of his Mother, and spoke against the Upper route, but in support of the Lower route of Proposal 2.)

The Committee considered the Report of the Chief Officer for Highways, Infrastructure Development and Waste (HIW/19/55) which examined the last proposal from the three that arose from the Definitive Map Review in the Parish of Lympstone in East Devon District. The background to the Review was set out in Report HIW/19/17 which was considered at the Committee's meeting on 4 March 2019.

It was **MOVED** by Councillor Sanders, **MOVED** by Councillor Brook and

RESOLVED that a Modification Order be made to modify the Definitive Map and Statement by adding to them a bridleway between points C-D and upgrading to bridleway part of Footpath No. 1 Lymptone between points D-E-F-G as shown on drawing number HIW/PROW/19/02.

It was **MOVED** by Councillor Sanders, **MOVED** by Councillor Colthorpe and

RESOLVED that a Modification Order be made to modify the Definitive Map and Statement by adding to them a bridleway between points D-H-G as shown on drawing number HIW/PROW/19/02.

* **103** **Parish Review: Definitive Map Review - Parish of Wembury**

The Committee considered the Report of the Chief Officer for Highways, Infrastructure Development and Waste (HIW/19/56) which examined two proposals arising from Schedule 14 Applications made prior to the Definitive Map Review for the Parish of Wembury.

It was **MOVED** by Councillor Sanders, **MOVED** by Councillor Inch and

RESOLVED that the making of a decision in respect of Proposal 1 be deferred to a future meeting pending a review of further information received.

It was **MOVED** by Councillor Sanders, **MOVED** by Councillor Brook and

RESOLVED that a Modification be not made in respect of Proposal 2.

* **104** **Parish Review: Definitive Map Review - Parish of Trentishoe**

(Councillor Davis attended in accordance with Standing Order 25(1) and spoke to this item at the invitation of the Committee.)

The Committee considered the Report of the Chief Officer for Highways, Infrastructure Development and Waste (HIW/19/57) which examined two proposals arising from the Definitive Map Review in the Parish of Trentishoe.

It was **MOVED** by Councillor Sanders, **SECONDED** by Councillor Colthorpe and

RESOLVED that a Modification be not made in respect of Proposal 4.

It was **MOVED** by Councillor Sanders, **SECONDED** by Councillor Ackland and

RESOLVED that a Modification be not made in respect of Proposal 5.

* **105** **Parish Review: Definitive Map Review 2018-2019 - Parish of Bampton (Part 1)**

The Committee considered the Report of the Chief Officer for Highways, Infrastructure Development and Waste (HIW/19/58) which examined the routes referred to as Proposals 1-3 arising out of the Definitive Map Review in the Parish of Bampton in Mid Devon.

It was **MOVED** by Councillor Sanders, **SECONDED** by Councillor Inch and

RESOLVED

- (a) that a Modification Order be made to modify the Definitive Map and Statement by upgrading Bridleway No. 20, Bampton to a Restricted Byway (not a Byway Open to All Traffic) as shown on drawing number HIW/PROW/18/060A (Proposal 2); and

(b) that a Modification Order be not made to modify the Definitive Map and Statement in respect of Proposals 1 and 3.

* **106** **Public Inquiry, Informal Hearing and Written Representation Decisions;
Directions and High Court Appeals**

The Committee noted the Report of the Chief Officer for Highways, Infrastructure and Waste (HIW/19/2) on decisions received from the Secretary of State.

* **107** **Modification Orders**

The Committee noted the Report of the Chief Officer for Highways, Infrastructure and Waste (HIW/19/60) on a Modification Order confirmed as unopposed under delegated powers, namely Bridleway No. 20, Sampford Peverell and No. 26, Uplowman Definitive Map Modification Order 2019.

* **108** **Public Path Orders**

The Committee noted the Report of the Chief Officer for Highways, Infrastructure Development and Waste (HIW/19/61) on Public Path Orders made and confirmed under delegated powers, including Diversion Orders, Extinguishment Orders and Creation Orders/Agreements.

***DENOTES DELEGATED MATTER WITH POWER TO ACT**

The Meeting started at 2.15 pm and finished at 3.52 pm