

CET/23/13
Public Rights of Way Committee
9 March 2023

Definitive Map Review Parish of Bickleigh

Report of the Director of Climate Change, Environment and Transport

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

1) Recommendation

It is recommended that it be noted that the Definitive Map Review has been completed for the parish of Bickleigh, and that no modifications have been identified.

2) Introduction

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

3) Background

The original survey under s. 27 of the National Parks and Access to the Countryside Act 1949 revealed 4 paths, which were recorded on the Definitive Map and Statement with a relevant date of 9th March 1962.

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.

The following orders have been made and confirmed:

Dept of Transport Town & Country Planning Act - Stopping Up of Highway at Bickleigh and Buckland Monachrum 17 November 1983:- Fps No.11 Bickleigh and 5 Buckland Monachorum (part)

Devon County Council Footpath No. 20, Bickleigh - Definitive Map Modification Order 1999

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

The current Review began in October 2022 with a public meeting held within the Parish Council meeting on Thursday 27 October at the Woolwell Centre Bickleigh, Plymouth.

4) Proposals

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

5) Consultations

A public consultation was conducted in January 2023.

The responses were as follows:-

County Councillor J Hart	-	noted
South Hams District Council	-	no comment
Bickleigh Parish Council	-	no proposals
British Horse Society	-	no comment
Byways and Bridleways Trust	-	no comment
Country Land & Business Association	-	no comment
National Famer's Union	-	no comment
Ramblers' Association	-	no proposals
Trail Riders' Fellowship	-	no comment

6) 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.

7) Legal Considerations

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

8) Risk Management Considerations

No risks have been identified.

9) 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, been taken into account in the preparation of the report.

10) Conclusion

It is recommended that Members note, there are currently no proposals for modifying the Definitive Map in the parish of Bickleigh. 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 until completion of the countywide parish review.

11) 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.

Meg Booth

Director of Climate Change, Environment and Transport

Electoral Division: Bickleigh & Wembury

Local Government Act 1972: List of background papers

Background Paper Correspondence files

Date 2020 - date

File Reference ES/DMR/BICKLEIGH

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