



County Offices
Newland
Lincoln
LN1 1YL

15 April 2013

Mid-Lincolnshire Local Access Forum Meeting

A meeting of the Mid-Lincolnshire Local Access Forum will be held on **Tuesday, 23 April 2013 at 6.30 pm** in **Conference Hall, Horncastle College, Mareham Lane, Horncastle, Lincs LN9 6BW** for the transaction of the business set out on the attached Agenda.

Yours sincerely

A handwritten signature in black ink, appearing to be 'Tony McArdle', written over a horizontal line.

Tony McArdle
Chief Executive

Membership of the Mid-Lincolnshire Local Access Forum

Councillor Eran Nicodemus Bauer
Councillor Denis Colin Hoyes MBE
Councillor I Colquhoun
Mrs Alison Healey
Mr Ray Shipley
Mrs Irene Unsworth
Dr Christopher Allison
Mrs S Brookes
Mr C Padley
Mr C Smith
Mr Richard Graham
Mr Peter Skipworth

**MID-LINCOLNSHIRE LOCAL ACCESS FORUM AGENDA
TUESDAY, 23 APRIL 2013**

Item	Title	Report Reference
1	Apologies for Absence	
2	Minutes of the previous meeting held on 15 January 2013	2.0 (Pages 1 - 10)
3	Nick Willey, Rural Crime Officer, Lincolnshire Police, will be in attendance to listen to the concerns of the Forum about the extent of the problem of the illegal use of vehicles in the countryside	
4	Spa Trail proposals presentation	
5	County Council working practices on the provision of information regarding unavailable public rights of way	5.0 (Pages 11 - 14)
6	Review of County Council approach to rail crossings within Lincolnshire and its relationship with Network Rail	6.0 (Pages 15 - 18)
7	Lincolnshire County Estate Farms	
8a	North East Lincolnshire Countryside Access and Rights of Way Improvement Plan update	8.1 (Pages 19 - 20)
8b	Lincolnshire County Council Countryside Access and Rights of Way Improvement Plan Update	8.2 (Pages 21 - 48)
9a	North East Lincs Progress of Definitive Map Modification Order report	9.1 (Pages 49 - 50)
9b	Lincolnshire County Council Progress of Definitive Map Modification Order Report	9.2 (Pages 51 - 68)
10a	North East Lincs Progress of Public Path Order Report	10.1 (Pages 69 - 70)
10b	Lincolnshire County Council Progress of Public Path Order Report	10.2 (Pages 71 - 74)
11	Date and Time of the AGM - to be agreed	

Democratic Services Officer Contact Details

Name:	Steve Blagg
Direct Dial	01522 552109

E Mail Address steve.blagg@lincolnshire.gov.uk

Please Note: for more information about any of the following please contact the Democratic Services Officer responsible for servicing this meeting

- Business of the meeting
- Any special arrangements
- Copies of reports

Contact details set out above.

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Agenda Item 2

REPORT REFERENCE:- **2.0**

Mid Lincs Local
Access Forum
15 January 2013

(Meeting held at Horncastle College)

Present:- Chris Padley (Chairman).

Representing Lincolnshire County Council: Councillors Eran Bauer and Denis Hoyes MBE.

Representing Independent Members: Dr Chris Allison, Sheila Brookes, Richard Graham, Alison Healey, Ray Shipley, Pete Skipworth and Colin Smith.

Officers: Lincolnshire County Council – Steve Blagg (Democratic Services Officer), Chris Miller (Countryside Manager) and Andrew Savage (Senior Countryside Access Officer).

Also in attendance :- Elizabeth Barnicott, Natural England.

37. QUESTIONS FROM MEMBERS OF THE PUBLIC

No questions were asked by the public.

38. APOLOGIES FOR ABSENCE

Apologies for absence were received from Councillor Iain Colquhoun (North East Lincolnshire Council) and Irene Unsworth (Independent Member).

40. RON FLINTHAM – RETIREMENT FROM THE FORUM DUE TO ILL HEALTH

The Secretary informed the Forum that Ron Flintham, independent member on the Forum, had retired from the Forum due to ill health.

RESOLVED

That the Secretary, on behalf of the Forum, write a letter to Ron Flintham to thank him for his service to the Forum and to wish him well for the future.

41. MINUTES

RESOLVED

That the minutes of the previous meeting of the Forum held on 9 October 2012 be confirmed as a correct record and signed by the Chairman.

42. ACTIONS ARISING FROM THE PREVIOUS MEETING OF THE FORUM

(a) Policy – Erection of signage to warn that a PROW (Public Right of Way) was closed (minute 23)

Chris Miller stated that due to a number of reasons, including, amongst others, the shortage of resources and the new priority system, previously commented on by the Forum, for dealing with a PROW, it was not possible to erect signage to show that a PROW was closed. He referred to the recent meeting between the Chairman and the Assistant Director of Highways and Transport and it had been agreed to examine the use of the County Council's website to publish details of a PROW not available for use.

Comments made by the Forum included:-

1. The Council did not appear to have a policy even though a PROW was not shown as closed albeit it was on the Definitive Map.
2. The shortage of information for those planning walks.
3. Affected PROWs ought to be shown on maps
5. There were some low priority PROWs that were never signposted. In communications the Council should explain to correspondents why a route was not currently signposted or being made available.
6. The amount of resources available to the Council was unlikely to improve in the near future.
7. It was a statutory duty to erect a signpost where a footpath met a metalled road.
8. There was some confusion about whether a policy existed or whether it was left to the discretion of the Highways Officer if a PROW was accessible.

Chris Miller responded to comments made by the Forum:-

1. The Council had a statutory duty in this area and stated that the priority system agreed by the Council had been considered by the Forum and addressed the issue of signage.
2. An affected PROW was shown on the Ordnance Survey Map.
3. Resources did not allow the erection of signage along the whole of a route.
4. The role of the Highways Officer in connection with a closure of a PROW was explained.
5. Appropriate words would be added to the propose PROW Customer Service policy in connection with the non-availability of a PROW and on the Council's website.

RESOLVED

- (a) That Chris Miller be requested to produce a policy in connection with the erection of signage in the event of a PROW being closed and that the Forum be consulted on the policy.
- (b) That information be made available on the Council's website to show that a PROW was closed, the reason(s) for closure and a map showing the location of the closure.

(b) Lincolnshire Coastal Country Park – Update (minute 26(b))

Chris Miller updated the Forum on developments at the Lincolnshire Country Park since the last meeting of the Forum. He stated that governance of the Park was currently being examined and that one member of the Forum had nominated to serve on the Coastal Country Park Task Team or sub group. Colin Smith would also represent the Ramblers.

Councillor Eran Bauer gave an update of Access to the Countryside by the Disabled Sub Group and added that a new logo for the disabled had been produced. The Sub Group would report to the Forum on completion of its work. NOTED.

43. ITEMS FROM NATURAL ENGLAND

(a) Coastal Access Presentation

Elizabeth Barnicott gave a presentation on proposals for coastal access in Lincolnshire. Issues highlighted in her presentation included the following:-

1. Natural England had been given the necessary powers to deliver coastal access.
2. A lot of lessons had been learnt from Weymouth (the first stage of coastal access implemented for the Olympic Games in 2012).
3. The aim was to deliver 40% of coastal access within ten years.
4. The implementation process was explained adding that all affected local authorities would be consulted at the appropriate time.
5. There was a strong emphasis on consultation. (The local access authority was the local highway authority).
6. The current situation in Norfolk in connection with the route of the access was explained.
7. Questions which Local Access Forums needed to consider were – thinking about aspirations; opportunities for Lincolnshire; key issues which would help to deliver the project.

Comments made by the Forum included:-

1. The opportunities for equestrian activity.
2. Conflicts of the proposed coastal access with Highways Acts.
3. The effects of coastal erosion on access.
4. There might be locations where access already ran along or within a dune system.
4. The presence of marshland and caravans could impede progress.
5. There was a need to consider gaps on the coast.
6. Whilst residential dwellings appeared protected would any exemptions apply to caravans and caravan parks?

Elizabeth Barnicott thanked the Forum for their comments and agreed to send the questions posed in connection with the development of access in Lincolnshire to Steve Blagg, Secretary, for forwarding onto members to respond. She stated that the Forum should start thinking about coastal access because it would be coming to Lincolnshire in three to four years.

The Chairman asked for clarification of what legal status the path would have – would it become a public right of way or be protected by another specific piece of legislation.

RESOLVED

- (a) That the presentation and comments made by the Forum, be noted.
- (b) That Elizabeth Barnicott send details of the questions in connection with coastal access, to Steve Blagg, Secretary, to forward to the Forum to respond.

(b) Huddle – Raising Awareness

Elizabeth Barnicott gave a presentation on the use of the Huddle website. She stated that members could now have access to Huddle and any member who wanted access should contact Fiona Groves, the regional LAF Coordinator with their email address. Contact fgroves@me.com.

(c) Natural England's proposed dedication of National Nature Reserves

Elizabeth Barnicott stated that a letter had been sent to all LAF Chairs about Natural England plans to dedicate their National Nature Reserves as open access and for Saltfleetby/Theddlethorpe, just north of Mablethorpe, this was expected to happen in 2014, the site would become open access unless it impinged on the ecology of the area. National Nature Reserve staff were now examining opportunities for the use of the site and would like to engage with user groups and local community groups. They would be happy to meet with Forum members for a site visit and could offer the use of the meeting room.

The Forum was informed that a number of schemes were in the pipeline for the Paths for Community project. Elizabeth Barnicott stated that they were keen to help groups in this area and added that in a recent newsletter about the project that there was every confidence in spending the money available.

RESOLVED

- That Elizabeth Barnicott send details of the Natural Nature Reserve details to Steve Blagg, Secretary, to circulate to the Forum.

44. RIGHTS OF WAY IMPROVEMENT PLAN 2 – STAKEHOLDER CONSULTATION REPORT

Andrew Savage presented a report outlining the findings of the Second Rights of Way Improvement Plan Stakeholder Consultation. Thirty one responses had been received and were detailed in the report.

Comments made by the Forum included:-

1. Concerns about access issues for the significant number of horse riders on the coast in the Saltfleetby area and that facilities for horse riding should be examined by the Forum.

2. There was a need for ROWIP 2 to reflect the public's requirements and what was not realistic in terms of delivery.
3. Horse riding in Lincolnshire was popular and therefore needed a higher profile in ROWIP 2.
4. The response from walkers and cyclists to the consultation was poor.
5. The link between good health and walking needed to be emphasised.
6. The Wolds AONB should be consulted about their walking events.
7. The use of volunteers should be encouraged.

Officers responded to the comments made by the Forum:-

1. Horse riding on the beach area near Saltfleetby and Theddlethorpe was the responsibility of East Lindsey District Council.
2. The consultation had been sent to a variety of organisations, including Sustrans. (National body representing cyclists).
3. There were a number of initiatives in place to make use of volunteers and details were provided.
4. ROWIP 2 was in the process of being written and there would be further consultations with the Forum with the aim of completion in November 2013.

RESOLVED

That the comments made by the Forum and the responses given by officers be noted and that the comments be considered in the preparation of ROWIP 2.

45. COUNTRYSIDE ACCESS AND RIGHTS OF WAY IMPROVEMENT PLAN UPDATE

The Forum received progress reports on the Countryside Access and Rights of Way Improvement Plan from North East Lincolnshire and Lincolnshire County Councils.

In response to a comment made by the Forum, officers stated that there was a statutory obligation for Local Access Forum to be consulted on Gating Orders and it was noted that Gating Orders were mostly in urban areas. It was noted that Councillor Iain Colquhoun had commented on those Gating Orders located in North East Lincolnshire District Council's area. The Forum agreed the need for transparency in the process.

With regard to Lincolnshire ROWIP 1 officers stated that the improvements had nearly been completed and they were examining what potential there was for further schemes assisted by the Paths for Communities funding in particular reference was made to the use of this grant to potentially help finance the construction of a bridge from Market Deeping to Cambridgeshire.

Officers stated that they would investigate the comments made by Pete Skipworth in connection with the use of 4x4s at Monkton.

The Forum considered the inappropriate use of 4x4s in the countryside and the Forum agreed that the person responsible for rural matters at Lincolnshire Police

should be invited to attend a meeting of the Forum. It was also agreed that the legal options to prevent inappropriate use by 4x4s in the countryside should be considered at the same time. In this respect the Forum noted that the theft of lead from Churches had reduced substantially since the Police had got more involved.

RESOLVED

- (a) That the reports and responses given by officers be noted.
- (b) That the person with responsibility for rural matters at Lincolnshire Police be invited to attend a future meeting of the Forum when the use of 4x4s in the countryside is considered and that the legal options to prevent inappropriate use of 4x4s in the countryside be considered at the same time.

46. PROGRESS OF DEFINITIVE MAP ORDERS FROM OCTOBER 2006 – 19 JUNE 2012

The Forum received progress reports on Definitive Map Orders from October 2006 to 20 December 2012 from North East Lincolnshire and Lincolnshire County Councils.

RESOLVED

That the reports be noted.

47. PUBLIC PATH ORDERS PROGRESS REPORT 1 APRIL 2012 TO 31 MARCH 2013

The Forum received progress reports on Public Path Orders from 1 April 2012 to 31 March 2013 from North East Lincolnshire and Lincolnshire County Councils.

Officers reported on progress of a proposed new route and new bridge at Anderby in the Coastal Country Park. The proposed new route would go out to public consultation.

The Forum was informed that the County Council had refused an appeal by Network Rail to divert a footpath which crossed the Lincoln to Newark railway line at Ballast Hole, Lincoln.

RESOLVED

That the reports and responses given by officers be noted.

48. ITEMS RAISED BY PETE SKIPWORTH

(a) Marking of footpaths across ploughed fields

Pete Skipworth stated that landowners needed to mark a footpath when a field had been ploughed. The Forum agreed with Pete Skipworth's comments but it was noted that canes were only required as markers if the footpath was not visible.

Officers stated that there were no longer any Enforcement Officers specifically employed to ensure that landowners marked ploughed fields. The problem was seasonal, presently aggravated by inclement weather conditions and the opportunity was taken to encourage landowners to mark footpaths with canes as opposed to marking the route with tractor wheelings.

The Forum agreed that the situation had improved in recent years and that there was now a new generation of landowners who were aware of their responsibility to ensure that a footpath was restored after a field had been ploughed.

The Forum agreed that local authorities should record the effects of cuts in public expenditure and draw them to the attention of the Government.

(b) Placing of carriage gaps on the bridleway at Brinkhill

In response to Pete Skipworth's request for the placing of carriage gaps on the bridleway at Brinkhill, officers stated that the Council tried to avoid putting obstructions on PROWs and that carriage gaps could not obstruct private accesses. Officers requested that Pete Skipworth should speak to Jonathan Stockdale about the problem at Brinkhill.

(c) Creating Footpaths on Grass Verges to link Footpaths

Pete Skipworth suggested that the County Council should consider using tarmac strips on grass verges to link footpaths.

The Forum noted that footways formed part of the carriageway and should be in the remit of the Local Access Forum.

Officers stated that if there was a safety issue or where there was sufficient demand then it was possible that a footpath could be added to the Internal Rights of Way Programme. Cycle routes which had encountered similar linkage problems had received funding from Sustrans to overcome them. The Council did not have sufficient funds to address all problems at the current time and, also, any hard surface would have to be maintained at public expense.

RESOLVED

That the comments made by the Forum and responses given by officers be noted.

49. SPA TRAIL PROPOSALS UPDATE

Chris Miller gave a verbal update to the Forum on the latest situation in connection with the proposals to extend the Spa Trail. He stated that the Spa Trail was part of a larger project in which it was proposed to extend the trail to Horncastle, Woodhall Spa and to the Cycle/Waterway Trail, along a former rail line. However, there were issues about the proposed routing through Woodhall Spa Golf Club which were currently being examined.

Comments made by the Forum included the need for the Forum to be involved in any consultations, the need for the Forum to consider the wider issue of process and the involvement of the Forum, and that Woodhall Spa Golf Club had stated that they had no objection to walkers but were adamant that they did not want cyclists using any proposed new footpath through their golf course.

Chris Miller stated that the consultation process in this case was no different to that which took place for the diversion of a PROW and added that alternative routes were being examined.

The Forum agreed that it would be useful to invite Andy Jee, Project Leader for the scheme, to explain the issues involved, to a future meeting of the Forum.

RESOLVED

(a) That the comments made by the Forum and the responses given by officers be noted.

(b) That Andy Jee, Project Leader for the Spa Trail, be invited to attend a future meeting of the Forum to explain the proposals for the scheme.

50. PROWS ACROSS RAILWAY LINES

Chris Miller responded to comments from the Forum about PROWs crossing railway lines stating that Network Rail wished to remove of all unmanned crossings, citing a recent example of a request by Network Rail to close Ballast Hole in Lincoln which had subsequently been refused by the Council.

Comments made by the Forum included that Network Rail was not interested in finding solutions to enable the public to cross unmanned crossings and in the case of Ballast Hole, Lincoln, Network Rail already had the necessary infrastructure present to make the crossing safe, and Network Rail should provide a reason(s) why an unmanned crossing should be closed.

RESOLVED

That the comments made by the Forum and responses given by officers be noted and that Chris Miller submit a report to the Forum in connection with PROWs crossing unmanned railway lines.

51. CHAIRMAN'S REPORT ON MEETING WITH PAUL COATHUP, ASSISTANT DIRECTOR OF HIGHWAYS AND TRANSPORT

The Chairman reported on the outcome of his discussions with Paul Coathup, Assistant Director of Highways and Transport, in connection with issues affecting the Forum, including the following:-

1. Sign posting of Green Lanes not on the Definitive Map but public highway.
2. Off-road damage to Green Lanes by 4x4s.
3. The need for a broader review of the PROW network.
4. Clarification of a PROW when it was deemed unusable, e.g. a deadend.

5. The backlog of dealing with Definitive Map Orders and the need to avoid churning. There were still cases waiting to be considered three years after the new policy had been introduced.

Chris Miller noted the Chairman's comments about the process for dealing with Definitive Map Orders but questioned whether it was the process itself which needed streamlining. He hoped the Government's proposals would address the problem.
NOTED.

52. DATE AND TIME OF THE NEXT MEETING

6.30pm on Tuesday 23 April 2013 at Horncastle College.

The meeting closed at 4.30pm

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Open Report on behalf of Richard Wills - Executive Director - Communities

Report to: **Mid-Lincolnshire Local Access Forum**
Date: **23rd April 2013**
Subject: **County Council working practices on the provision of information regarding unavailable public rights of way.**

Summary:

A report for discussion regarding how the County Council can provide relevant information to the public regarding paths which are known not to be available.

Recommendation(s):

That the report is noted and advice to the County Council formulated by the Local Access Forum.

1. Background

It is known that a number of public rights of way remain unavailable for public usage despite depiction on the Definitive Map & Statement. This may be for a number of reasons including (but not limited to):

- A temporary or full Traffic Regulation Order
- A major obstruction such as a building or large watercourse
- The lack of a vital piece of infrastructure such as a large bridge.
- Complex outstanding legal issues that should be resolved prior to further financial investment on a route.

Currently on the receipt of a report from a member of the public the County Council will respond on the basis of timescales as laid out in Policy HAT 73-1-12 regarding the priority of public rights of way and the associated timescales for standard enforcement or maintenance work.

These timescales are for guidance only and there may be times when it may not be possible to meet these service standards or may fall into a category of progress being made on the basis of when time and resources allow.. In such instances the

County Council will inform respondents as to the reasons why and what action is being taken. Rights of way affected by situations such as a major obstruction or legal issue will be classed as a Priority 4 route and it is expected that no resolution as to a timescale can be made and the way is likely to remain unavailable for some time.

PRIORITY	Rights of Way Act Infringements (Ploughing & Cropping)	Grass Cutting & Vegetation Clearance (Subject to cyclical programme)	Path Furniture Repair and Minor Obstructions	New or Replacement Bridges	Essential Surfacing Works
1	3 Months	2 Months	3 Months	Subject to size, location and resource availability	Works Subject to Finance and Availability of Workforce
2	4 Months	2 Months	6 Months		
3	Works Subject to Finance and Availability of Workforce				
4	Works only to be undertaken when major issues are resolved.				
Any report which is a Health and Safety consideration will be dealt with in a timescale dependent on an appropriate risk analysis					

2. Future Proposals for Discussion

In order to provide more proactive information to users to enable the planning of walks a number of potential actions could be taken.

- a) Ensure that correspondence references why a route is currently unavailable including all routes classed as Priority 4.
- b) A list of long-term unavailable rights of way (Priority 4) to be published on the Council website giving grid references, a reason for closure with a link to the Countryside Access Map or other form of mapping to indicate the location of the unavailability.
- c) The erection of onsite signage to indicate unavailability of a route with associated mapping to highlight an alternative way.
- d) Warn the public on the Countryside Access Mapping webpage of the potential for rights of way to be unavailable.

Any actions undertaken would form part of a Works Instruction Memoranda until such a time as they can be formalised through the introduction of relevant PRow Customer Service Policies

3. Resources

In implementing any actions consideration as to the availability of resources and the feasibility of the approach must be taken. In this regard officer analysis of the four potential actions is as follows:

- a) Limited resource implications and officers can merely add a sentence to any standard response letter outlining reasons for unavailability.
- b) Limited resource implications for the publication of a list on the website. Resource for IT implications will be required and project time allocated to progressing any action of this sort.
- c) Significant resource in terms of officer time, contractor time and finance for the installation of any form of onsite signage. It is also considered that in a number of cases related to particular legal issues it may be inappropriate. For a number of routes it is possible that any signage would be removed by occupiers keen not to draw attention to the right of way and without enforcement work being undertaken no follow up by the Council is likely in those circumstances.
- d) Limited resource implications in making alterations to the Council web-mapping. Project time will be required to be allocated to progressing any action of this sort.

4. Officer Recommendations

That the Mid-Lincolnshire Local Access Forum considers the issue of information regarding unavailable public rights of way and provides advice to the County Council as appropriate.

5. Background Papers

The following background papers as defined in the Local Government Act 1972 were relied upon in the writing of this report.

Highways & Traffic Guidance Note HAT 73-1-12 - Revisions to the Public Rights of Way Path Prioritisation Policy, Standard Issue Timescales and Inspection Regimes

This report was written by Chris Miller, Countryside Access Manager, who can be contacted on 01522 782070 or countryside_access@lincolnshire.gov.uk

Open Report on behalf of Richard Wills - Executive Director - Communities

Report to: **Mid-Lincolnshire Local Access Forum**
Date: **23rd April 2013**
Subject: **Review of County Council approach to Rail Crossings within Lincolnshire and its Relationship with Network Rail.**

Summary:

A report for discussion regarding the relationship between Lincolnshire County Council and Network Rail regarding rail crossings across the County.

Recommendation(s):

That the report is noted and advice to the County Council formulated by the Local Access Forum.

1. Background

There are 93 rights of way that cross the rail network in some fashion throughout Lincolnshire. Some of these are provided for by grade separated crossings such as a bridge or an underpass however a significant majority are at grade crossings with no control measures other than a stile/gate at the lineside and infill boarding between rails to avoid trip hazards.

Network Rail's responsibility for rights of way crossing railways is generally derived from the Railway Clauses Consolidation Act 1845 however alternative or additional duties may be encompassed in other statutes authorising the construction of any given line.

Network rail are, through the 1865 Act, expected to make and maintain convenient approaches to the line and good and sufficient gates and stiles in lineside fences. They have a statutory and common law obligation to ensure that they remain in good repair.

For bridges and underpasses Network Rail will generally be responsible for the structure although the County Council remains responsible for the surface of the highway. (See case example for Ruskington below).

2. Opportunities for Alterations or Improvements.

Path Furniture

Like all service providers Network Rail have a duty to make reasonable adjustments to improve access opportunities for the less able (Equalities Act 2010). In such circumstances where the County Council has inspected a route and found that a stile is in poor condition or missing it will request that Network Rail adopt an approach of fitting appropriate hand or kissing gates.

Route Alignment

Network Rail may also apply to divert or extinguish a public right of way (but not a BOAT) on safety grounds using Highways Act 1980 s.118A or s.119A. Assessments must be made as to the relative safety of the crossing and all other available options must have been considered and found to be inappropriate.

At present across the nation Network Rail are reviewing all at grade crossings where there is a perceived safety issue or if there is an ongoing or proposed alteration to the speed and/or frequency of train movements on a line.

Two such applications on safety grounds have been made recently in Lincolnshire. Firstly, at Tallington near Stamford, an application to divert two footpaths crossing a number of lines including the East Coast Main Line to utilise a nearby road crossing has been made and the Council had publicised an order. This order was subject to objections which would require submission of the order to the Secretary of State. Subsequently the proposal has been revised and a fresh consultation recently undertaken.

The second application was to divert the footpath crossing at Ballast Hole on the Lincoln to Newark line. After consideration of the application as presented by Network Rail the Planning and Regulation Committee determined that the application did not meet the tests of the legislation as regards the safety of the route and declined to make an order. The path remains on its historic alignment.

When Network Rail make such approaches for extinguishment or diversion the County Council will not only review the merits of such an application but will also review how such an alteration will affect the wider rights of way network. One example of this is a recently made approach to replace one of the 6 crossings on a 1 mile stretch of line north of Metheringham with a footbridge. Officers reviewed the network and requested that Network Rail put forward a "package" to alter the alignment of the rest of the network so that the number of crossings will be rationalised.

Bridges

As noted above Network Rail is generally responsible for the bridge structure whilst the Council remains responsible for the surface of the highway, which under most circumstances, will include the decking. The Council has successfully worked with

Network Rail regarding a footbridge at Ruskington which was becoming dangerous due to the rotting of the timber decking affixed to the steel superstructure. As Network Rail also needed to undertake repairs to the steel work agreement was made to replace the timber decking with new crenelated and treated anti-slip boards which on vey well used path and recognised route to the adjacent primary school have been well received.

Access Assessments

In 2009-2010 The Council's Access Development Team undertook a survey of crossings as part of a Statement of Action in the RoWIP. Officers recorded the current availability of routes as well as the requirements believed to be needed to bring a crossing to a basic safety standard including appropriate furniture and any need for infill boarding. This information was sent to Network Rail for their action as appropriate. It is not known what works have been undertaken as a result of this access audit

3. Officer Recommendations

That the Mid-Lincolnshire Local Access Forum considers the report regarding the management and alterations to rights of way crossing rail lines and provides advice to the County Council as appropriate.

4. Background Papers

No background papers as defined in the Local Government Act 1972 were relied upon in the writing of this report.

This report was written by Chris Miller, Countryside Access Manager, who can be contacted on 01522 782070 or countryside_access@lincolnshire.gov.uk

North East Lincolnshire ROWIP Objectives

NELC ROWIP Key Action	Project Details	Comments	Update
KA 06 & KA08 & KA12	Safer Road Crossings	Joint partnership project with road safety team to improve exit points onto busy A road and installation of information promotional boards.	Road safety audit and investigation has now been undertaken with regards to Public Right of Way crossing over Stallingborough Interchange to coincide with plans to provide new link road to Immingham dock. The report has provided a number of options to address the safety issues with are being considered.
KA2 & KA9 & KA11 & KA12 & KA13	Strategic Urban Path Improvement Plan	Project to deliver surface upgrades to existing well used paths in the urban area.	Planned works to improve 2 further paths this year both affected by heavy usage and surface erosion/drainage issues - Bradley BW93 & East Ravendale BW137.
KA01 & KA03	Reinstatement of FP72	Ongoing legal issues to determine accurate line of FP72 requiring amendment to Definitive Map and reinstatement of path on the ground.	Members approved officers request to re-make 2010 PPO. Preparations underway to advertise new diversion order.
KA03, KA5	Unavailable Paths Project	To identify routes recorded on the Def Map that are blocked/obstructed and arrange for the necessary works/action to re-open them.	Appropriate legal action still being considered against landowner currently obstructing FP89 Ashby Cum Fenby in order to reinstate use, and resolve longstanding issues.
KA1, KA2, KA3 & KA4	Definitive Map Issues	Address legal deficiencies with a view to eventually producing an up to date Consolidation Map.	Process to produce new Consolidated Definitive Map for the North East Lincolnshire area is currently underway. Current Definitive Map has a relevant date of June 1953. Consolidating the Def Map will take into account recent resolution of over 110 Legal Orders during the last year.
	Policy Development	Produce & develop policies under which the Authority will deal with specific issues.	A more up to date Public Rights of Way Enforcement Policy is currently being drafted. This is to replace the existing policy approved in 2004. Once the draft is approved for consultation in due course, this will be forwarded to the LAF for comment/approval.

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Open Report on behalf of Richard Wills - Executive Director - Communities

Report to:	Mid Lincolnshire and South Lincolnshire and Rutland Local Access Forums
Date:	10th and 23rd April 2013
Subject:	Countryside Access and Rights of Way Improvement Plan Update

Summary:

A report outlining the progress made in the implementation of the Lincolnshire Countryside Access and Rights of Way Improvement Plan.

Recommendation(s):

- i) That the forum notes the contents of the report.

1. Background

The responsibility to produce a Rights of Way Improvement Plan is a statutory duty arising from the Countryside and Rights of way Act 2000. The first Lincolnshire Countryside Access & Rights of Way Improvement Plan (ROWIP) was adopted by the County Council on 3 April 2007.

The ROWIP is being implemented under four themes, each with a strategic aim and supporting the wider social objectives of the County Council including the aims of the LTP2:

- Sustainable Transport – *Strategic Aim to increase the use of the network for sustainable transport and utility trips*
- Health and Well-being – *Strategic Aim to make it easier for people to incorporate exercise into their daily lives and lead healthier lifestyles*
- Rural Economy and Tourism – *Strategic Aim to support local businesses and tourism through access improvements*
- Social Issues – *Strategic Aim to enable more people to enjoy walking and riding*

There is also a separate strand of Core Tasks that will assist in the management of the network and access opportunities.

The Countryside Access & Rights of Way Improvement Plan Year Action Plan is attached to this report as Appendix A.

2. Summary

Progress Report

Network Management-

The highway divisions have continued to make general improvements through improved maintenance and enforcement works. In the period April 2007 to February 2013 these have included;

- 852 stiles provided or repaired,
- 1,618 new roadside signs,
- 1,856 routes waymarked,
- 515 gates provided or repaired,
- 359 new bridges,
- 292 stiles replaced with kissing gates,
- 234 stiles removed.

Improvement Schemes – The improvement schemes have focussed on routes in urban areas and on the urban fringe, routes in the region of countryside heritage sites and promoted routes.

Completed Schemes-

Path	Nature of Work	Justification for Works
Wellingore PF 5	Surface Improvements	Inter Village Path
Nocton PF 10	Surface Improvements	Inter Village Path
Scothern PF 149	Surface Improvements	Inter Village Path/ Route to School
Reepham PF131	Bridge Upgrade	Route to School
Fiskerton PF 116	Access Improvement	Viking Way
Waddingham PF 72	Surface Improvement	Inter Village Path
Walesby Byway 524	Surface Improvements	Lindsey Trail
Lincoln PF 11	Surface Improvements	Link path to Foss Dyke
Bourne PF 1	Surface Improvements	Link path to Bourne Woods
Saxby PF 9	Bridge Upgrade	Adjacent to campsite
Market Rasen PF 163	Surface Improvements	Town Path
Grasby PF49	Surface Improvements	Viking Way/ Route to School
Trusthorpe PF 863	Surface Improvements	Link Path to Promenade
Trusthorpe PF 816	Surface Improvements	Inter Village Path
Sleaford PF 17	Surface Improvements	Sleaford Walk Leaflet
Muckton PB 307	Surface Improvements	County Bride Route
North Willingham Byway 523	Surface Improvements	Lindsey Trail
Linwood Byway 764	Surface Improvements	Close to popular area of countryside
Sleaford PF 948	Surface Improvements	Urban Link

The access development team has been allocated a budget to undertake improvement works in the coming year and suitable schemes are being identified.

Rights of Way Improvement Plan 2-

The draft RoWIP 2 is nearing completion and will be published during the summer.

3. Consultation

Scrutiny Comments

n/a

Executive Councillor Comments

n/a

Local Member Comments

n/a

Policy Proofing Actions Required

n/a

4. Appendices

These are listed below and attached at the back of the report	
Appendix A	Countryside Access & Rights of Way Improvement Plan Action Plan

5. Background papers

No background papers within Section 100D of the Local Government Act 1972 were used in the preparation of this report.

This report was written by Andy Savage - Senior Countryside Access Officer, who can be contacted on 01522 782070 or andrew.savage@lincolnshire.gov.uk.

APPENDIX A

Review of Statement of Action

Core Tasks

Ref	Action	Target date	Work Undertaken	Level of Completion
CT1	Review the Definitive Map Modification Order Priorities Policy and Public Path Order Policies in line with the RoWIP, to give a potentially higher priority to key routes that will improve or increase access.	2008	-Comprehensive review of DMMO policy completed in 2010. -PPO policy reviewed 2010.	Completed
CT2	Review the current Path Priority System for the maintenance and enforcement of PRoW	2008	Path Priority System maintained under review.	Completed
CT3	Review Maintenance and Enforcement Policies for PRoW and publicise to farmers, landowners and the public	2008 – 2009	Draft Enforcement Manual completed.	Partially Complete
CT4	Review current Parish Paths Partnership scheme and explore new ways to increase community involvement	2008	Review of parish paths partnership scheme completed in autumn 2009.	Completed
CT5	Undertake whole network condition survey	Complete by 2010	Survey complete – undertaken through the proactive inspection regime which ensures all paths receive an inspection at least once in a three year period.	Completed
CT6	Seek opportunities to reduce the number of unnecessary stiles and barriers on the PRoW network	Throughout Plan life 2007-2012	234 unnecessary stiles and barriers removed and 292 stiles replaced with kissing gates. Promoted routes surveyed to identify unnecessary stiles and barriers.	Completed
CT7	Continue to fully sign and waymark the PRoW network	Throughout	1,618 new roadside fingerposts installed either	Completed

			Plan life 2007-2012	in new locations or to replace those in poor condition in addition 1,856 paths waymarked. Promoted routes surveyed to identify routes requiring signing or waymarking.	
CT8	Continue the annual programme of vegetation clearance on PRoW	Throughout Plan life 2007-2012	Additional paths added to the schedule during ROWIP implementation years 1 - 4 as necessary and in line with improvement schemes and the development of new promoted routes. Austerity measures resulted in the re-examination of vegetation cutting schedule during implementation year 5.	Completed	
CT9	Continue to ensure that the public has access to designated areas of Open Country and Registered Common Land under CRoW Act 2000	2008	-Access Land Management Plan reviewed. -Access land inspection regime introduced. -Interpretative panels installed at South and West Commons in Lincoln. -Woodhook Valley, Grantham – Access controls and signage installed. -Lincoln Commons leaflets published.	Completed	
CT10	Continue to provide information and promote wider use of the PRoW Network	Throughout Plan life 2007-2012	Promotion of the network through various media including the LCC website, County News, local and national press and GP and community magazines. Searchable database of leaflets now available on the LCC Countryside website. 42 Lincolnshire Walks Leaflets have been published (since Apr 07) 8 Lincolnshire Cycling Leaflets have been	Completed	

CT11	Develop longer distance routes and trails	Throughout Plan life 2007-2012	<p>published (since Apr 07)</p> <p>Outdoor Guide produced (Lincolnshire Tourism)</p> <p>Visitor Guide produced (Lincolnshire Tourism)</p> <p>15 walking discovery packs produced with Lincs Tourism - 2009</p> <p>'Countryside for All' pack produced.</p> <p>'Walk more in Lincolnshire' produced in association with stakeholder groups.</p> <p>'Countryside Access' education pack produced.</p> <p>LCC Countryside microsite redesigned.</p> <p>Revised Countryside Code promoted on LCC web site.</p>	Partially Complete
		<p>Viking Way – no review undertaken as originally proposed.</p> <p>Marine and Coastal Access Act 2009 given Royal Assent. No further action required at this time.</p> <p>Partnership Working</p> <ul style="list-style-type: none"> • Spires & Steeples Trail now launched. • Lindsey Trail –completed. <p>Macmillan Way – Programme of infrastructure</p>		

			improvements undertaken around Boston and Surfleet. Save the Children walk – Assistance provided in route development.	
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Sustainable Transport

Ref	Action	Target date	Work Undertaken	Level of Completion
SOA1	Identify and improve off road routes linking communities with schools, employment centres and local services	Throughout Plan life 2007-2012	<p>Comments submitted regarding reviews of Community Travel Zones for Lincoln and Louth.</p> <p>Targeted improvements implemented on the following routes;</p> <ol style="list-style-type: none"> 1. Claxby BOAT 753 – Improvement works 2. Lincoln PF No. 3 – Improvement works to increase accessibility to pushchairs. 3. Louth PF No. 11 – Improvement works to increase accessibility to school. 4. Crowland PF No. 6 – Surface improvement works undertaken at Wheatshaf Yard. 5. North Somercotes PF No. 30 – Surface improvements works undertaken on village path. 6. Goulceby PF No. 25 – Surface improvement works undertaken on village path. 7. Wainfleet St Mary PF No. 323 – Access improvement works undertaken on village path in conjunction with parish council. 8. Branston PF No. 14 – Seating installed on 	Completed

		<p>village path.</p> <p>9. Tattershall PF Nos. 222 and 225 – Footpath connecting Tattershall village and Tattershall castle upgraded to full accessibility standard.</p> <p>10. River Glen Access Improvement works – Works undertaken in conjunction with the Environment Agency to replace all stiles with kissing gates on the public footpath beside the River Glen.</p> <p>11. Market Rasen PF No. 167 – Surface improvement works.</p> <p>12. Doddington PF No. 8 – Surface improvement works.</p> <p>13. Skellingthorpe PB No. 3a – Surface improvement works.</p> <p>14. Skegness PF 297 (Vine Walk) – Surface Improvement Works.</p> <p>15. Horncastle PF 76 - Surface Improvement works.</p> <p>16. Lincoln PF 60 – Surface improvement works undertaken between Doddington Road and Hartsholme Country Park.</p> <p>17. Saxilby PF 204 – Surface improvement works.</p> <p>18. Holton le Clay PF 1 – Surface improvement works.</p> <p>19. North Somercotes PF 32 – Surface improvement works School Lane to Warren Road.</p> <p>20. Scotton PF 4 – Surface improvement works.</p> <p>21. Quadring PF 5 – Bridge upgraded between village and primary school.</p> <p>22. Boston PF1 – Bridge upgrading works.</p>	
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		<p>23. Horncastle PF80 – Resurfacing works. 24. Glenthams PF 844 – Resurfacing and revetment works. 25. Market Rasen PF 162 – Resurfacing works. 26. Coningsby PF 224 – Resurfacing works. 27. Skegness PF 307 – Surfacing works. 28. Upton PF 50 – Surfacing works. 29. Gedney PF 15 – Surfacing and revetment works. 30. Sleaford PF 17 – Surface improvements 31. Skellingthorpe PF No. 15 –Surface improvements 32. Wellingore PF 5 – Surface Improvements 33. Nocton PF 10 – Surface Improvements 34. Reepham PF 131 – Culvert Improvements 35. Waddingham PF 72 – Surface Improvement Works 36. Walesby Byway 524 – Surface Improvement Works 37. Lincoln PF 11 – Surface Improvement Works 38. Bourne PF 1 – Surface Improvement Works 39. Saxby PF 9 – Bridge Upgrading 40. Market Rasen PF 163 – Surface Improvement Works 41. Grasby PF 49 - Surface Improvement Works 42. Trusthorpe PF 863 – Surface Improvement Works 43. Trusthorpe PF 816 – Surface Improvement Works 44. Sleaford PF 948 – Surface Improvement Works</p>	
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SOA2	Improve enforcement and management of urban rights of way to combat litter, fly tipping and dog fouling	2011	Additional small scale works undertaken at various locations by LCC highway divisions. LCC Divisions and Borough Councils contacted regarding issues of flytipping on public rights of way to highlight areas experiencing excessive flytipping. Borough Councils contacted to clarify protocols for dealing with dog fouling on public rights of way	Completed
SOA3	Seek improvements for non-motorised travel in proposals for new developments. Schemes funded through developer contributions	Throughout Plan life 2007-2012	Regular liaison takes place with planning authorities to ensure that maximum public benefits are realised. Comments are submitted on planning applications as they arise. Comments submitted to: -Stamford – Newstead Development Proposals consultation. -Lincoln Eastern Bypass -Grantham Southern Quadrant Relief Road	Completed
SOA4	Develop walking and cycling from public transport interchanges	2011	Railway walks leaflets produced from Poacher Line stations; 1. Heckington to Sleaford 2. Ancaster to Sleaford. 3. Skegness to Wainfleet. 4. Metheringham	Completed

SOA5	Promote use of public transport on leaflets and website	Throughout Plan life 2007-2012	<p>Information included in Getting Around Lincolnshire (Lincs CC)</p> <p>Walking and cycling details included on all new (LCC) bus and train guides.</p> <p>Lincolnshire Walks information displayed at selected bus stops locations.</p> <p>Public transport promoted on publications and web site.</p> <p>Information is added to promotional material (ie Lincolnshire Walks.</p> <p>Lincolnshire walks information included in Area Bus Guides.</p> <p>Lincolnshire walks information now displayed at selected bus stop locations.</p> <p>Bus stop information displayed on the revised CAMs Web system.</p> <p>ADT participation in the Lincolnshire County Council 'Walk, Bike and Share ...' event.</p>	Completed
SOA6	Public rights of way guidance for planning authorities and developers	2008	Meetings held with planning authorities to standardise the format and promotion of orders. Specific guidance to developers and district councils to be undertaken in 2012.	Completed

Health and Well Being

Ref	Action	Target date	Works Undertaken	Level of Completion
SOA7	Improve infrastructure on paths used for health walks initiatives	Throughout Plan life 2007-2012	<p>Improvement of health walking network undertaken with £110,000 of Lincolnshire PCT funding. 496 miles of health walking routes surveyed for improvements and programme of improvement works devised.</p> <p>The programme of improvement works included surface improvements, bridge upgrading and improvements to path infrastructure.</p>	Completed
SOA8	Reduce number of unnecessary barriers on PROW	Throughout Plan life 2007-2012	<p>Unnecessary stiles and barriers identified during routine maintenance works removed on identification of funding.</p> <p>234 stiles were removed as unnecessary and 292 stiles were replaced with gates.</p>	Completed
SOA9	Ensure cross field paths are reinstated after ploughing	Throughout Plan life 2007-2012	Enforcement Policy Manual completed.	Partially Completed
SOA10	Improve routes in areas of highest health deprivation in Lincolnshire.	2012	<p>Areas of highest health deprivation identified and mapped - information sent to LCC highways divisions with recommendation of targeted improvements in highlighted areas.</p> <p>Walking and cycling information distributed to 18 health centres in highlighted areas (March 10).</p>	Completed

			Walking and cycling information offered to all health centres (2011).	
SOA11	Undertake accessibility audit of the network	2011	<p>Following consideration full network accessibility survey considered impossible to undertake. Full network condition survey therefore used to obtain accessibility information.</p> <p>Accessibility audit undertaken of all Lincolnshire Walks during 2010.</p>	Partially Completed
SOA12	Develop a range of key routes in conjunction with disability groups.	2012	5 Countryside for all routes published using Aggregate Levy Sustainability Funding (2010)	Partially Completed
SOA13	Promote health walking schemes and help partners with development of new schemes.	Throughout Plan life 2007-2012	<p>Promotional links established and support mechanisms in place.</p> <p>Ongoing. PCT funding enabled expansion of health walks schemes and GP referrals. Funding secured through "Choosing Health".</p> <p>Support given to Boston leisure and health walks to produce 6 walks leaflets.</p> <p>Attendance at the 'Getting out There' event.</p> <p>'Explore the Lincolnshire Countryside' – Posters published July 10.</p> <p>Funding provided in association with Lincolnshire PCT to enable the creation of additional access in the Westgate Wood extension at Boston.</p>	Completed

SOA14	Promote benefits of rights of way to wider range of potential users	Throughout Plan life 2007-2012	<p>Anderby health walking group established. 2 bridges installed at Anderby.</p> <p>Support given to Sustrans in East Lindsey to produce health walks leaflets.</p> <p>Attendance at Lincs Walks forum.</p> <p>Annual advert placed in GP and community magazines.</p> <p>Assistance provided in the Wolds Walking Festival, LCCP, Countryside Events Programme and Wash week.</p> <p>Attendance at the 'Sustainable Schools Showcase' to promote countryside access to young people (2010).</p> <p>Attendance at 'Walk it, Bike it, Share it'.</p> <p>'Walk more in Lincolnshire' leaflet produced in association with stakeholder groups.</p> <p>Lincolnshire articles published in the East Midlands LAF newsletter.</p> <p>'Countryside Access' education pack published.</p> <p>Countryside for all pack produced (2010)</p> <p>Adverts placed in GP and community</p>	Completed.
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			magazines. Attendance at 'Get out There' events (2009). Articles in County News. Attendance at Lincolnshire Show. Attendance at Heckington Show (2011)	
SOA15	Produce targeted information for doctors surgeries, health centres in areas of highest health deprivation	Throughout Plan life 2007-2012	7 Adverts and editorial articles featured in various editions of the 'Lincolnshire New GP Community Health Care Magazine'. Leaflets sent to health centres (2010). Information sent to all health centres (2011).	Completed
SOA16	Publicise barrier free routes	Throughout Plan life 2007-2012	Audit undertaken of all routes included in Lincolnshire Walks series of leaflets. 5 Countryside for all routes promoted using Aggregate Levy Sustainability Funding. Infrastructure information displayed on the Cams Web Map.	Completed
SOA17	Promote responsible countryside access	Throughout Plan life 2007-2012	Responsible countryside access promoted through various media including the LCC website, County News, Agenda magazine and local and national press. Countryside Code promoted on the Countryside web site.	Completed

			Attendance at 'Get out there' event (2009). Attendance at 'Sustainable Schools Showcase' (2009). 'Countryside Access' education pack published. Attendance at local shows (Lincolnshire and Heckington shows).	
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Rural Economy and Tourism

Ref	Action	Target date	Works Undertaken	Level of Completion
SOA18	Identify and develop circular and linear recreational routes to and from countryside / heritage tourism sites	2011	Improvement works undertaken in the influence of tourism sites as required. 6 Limewoods walks leaflets published. 2 Limewoods cycling leaflets published. Walks leaflets produced for the LCCP. Most walks/cycle designed to include connections with local heritage. Limewoods Signage – Public rights of way signage in the Limewoods area replaced with oak finger posts extending from Bardney to	Completed

	<p>Wragby, Fiskerton and Faldingworth.</p> <p>Missing link dedicated to create circular walking route at Bassingham.</p> <p>North Willingham No. 523 – Surface improvement works undertaken through Willingham Woods.</p> <p>Tattershall Public Footpath Nos. 222 and 225 – Footpath connecting Tattershall village and Tattershall castle upgraded to full accessibility standard.</p> <p>River Glen Access Improvement works – Works have been undertaken in conjunction with the Environment Agency to replace all stiles with kissing gates on the public footpath beside the River Glen.</p> <p>Horncastle PF 76 - Surface Improvement works.</p> <p>Lincoln PF 60 – Surface improvement works undertaken between Doddington Road and Hartsholme Country Park.</p> <p>Scotton PF 4 – Surface improvement works.</p> <p>Anderby PF 16 and 22 – 2 new bridges to be provided on existing footpaths in the LCCP area.</p> <p>Middle Rasen BW 514 – surface improvement</p>		
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SOA19	Improve the maintenance and management of routes close to popular areas of the county and key tourist attractions.	2011	<p>works.</p> <p>Claxby with Moorby BW 194 – surface improvement works.</p> <p>Fiskerton Public Bridleway No. 221 – bridge improvements.</p> <p>Skegness PF 307 – surface improvement works.</p> <p>Viking Way – Installation of benches.</p> <p>Gedney PF 15 – Surface Improvement works.</p> <p>Sleaford PF No. 17 – Surface improvement works adjacent to the River Sleas.</p> <p>Fiskerton PF No. 116 – Access Improvement Works.</p> <p>Walesby Byway No. 524 – Surface Improvement Works</p> <p>Bourne PF 1 – Surface Improvement Works</p> <p>Muckton PB 307 – Surface Improvement Works</p> <p>Routes identified in the influence of tourism sites and designated areas and implement improvement works as required.</p> <p>See SOA 18</p>	Completed
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				Gedney access improvements. Infrastructure improvements on Gedney 'Lincolnshire walk' undertaken. North Willingham Byway 523 – Surface Improvements. Linwood Byway 764 – Surface Improvements	
SOA20	Improve maintenance and promotion of promoted routes and county trails	2011	Completed	Audit of Lincolnshire Walks routes undertaken to identify infrastructure and waymarking/signage improvements and improvements to vegetation cutting regime.	Completed
SOA21	Support and encourage new tourist attractions to include walking and cycling through the planning consultation process.	Throughout Plan life 2007-2012	Completed	Highways divisional staff comment on planning applications as they arise and suggest recommendations for improved walking and cycling provision during the planning consultation process.	Completed
SOA22	Support partners with development of new trails	Throughout Plan life 2007-2012	Completed	Partners supported with the development of new trails. -Spires and Steeples Trail launched 3 May 2008. -Spa Trail works completed. -Support given to South Holland Borough Council to develop a series of walking and cycling routes. -6 Limewoods walks leaflets published.	Completed

		<ul style="list-style-type: none"> -2 Limewoods cycling leaflets published. -Nottinghamshire Strategic Cycle Network – Support given to the provision of a strategic cycle path between Sherwood Forest and Lincoln city centre. -Support and advice provided to ASR- Leisure in the development of Cycle Touring Routes in the Northern Wolds. -Save the Children route. Support provided to initial route development. -Macmillan Way – Infrastructure improvements undertaken between Boston and Surfleet in conjunction with the Environment Agency. -Viking Way – benches installed at Walesby and to the south of Lincoln. -The Lindsey Trail carriage driving route opened in spring 2012. -Support given to Boston BC in the development of the health walks network. -Supports given to Sustrans in the development of the health walks network. -Support provided for the re development of the Trent Valley Way. -Support given to the LCCP for the production 	
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			of the walks leaflets. -Access advice provided for the Lincolnshire Coastal Grazing Marshes project.		
SOA23	Develop a Lincolnshire Coastal trail	2012	Marine and Coastal Access Act provided Royal Assent in November 2009. No further action required at this time.	Partially Complete	
SOA24	Provide public transport information at key sites and promoted routes	Ongoing	Travel Line and LCC public transport information published on walking and cycling leaflets. Lincolnshire walks information now displayed at selected bus stop locations. Lincolnshire walks information included in the LCC area bus guides.	Completed	
SOA25	Produce walking, cycling and riding information in a variety of formats and for holiday accommodation providers	Ongoing	Lincolnshire Tourism produced 15 Walking Discovery Packs as part of the 2008 marketing campaign promoting Lincolnshire as a short break destination for walking, cycling and golf. Packs made available to accommodation providers. Outdoor Guide produced (Lincolnshire Tourism). Lincolnshire Outdoor Guide distributed to TICs in Lincolnshire, Cambridgeshire, Nottinghamshire, Leicestershire, Northamptonshire, Norfolk and South Yorkshire.	Completed	

SOA26	Develop website to include interactive web walks with links to local services and tourist attractions	2007	<p>5 Countryside for all routes published.</p> <p>Searchable database of Lincolnshire Walks produced.</p> <p>42 Lincolnshire Walks Leaflets produced.</p> <p>8 Lincolnshire Cycling Leaflets produced.</p>	Completed
SOA27	Develop a range of information panels at gateways sites/ villages to promote access opportunities and local services available	2012	<p>Searchable walks database published in 2010.</p> <p>LCC Countryside micro site redesigned in 2011.</p> <p>Revised Countryside Access Map published in 2011.</p> <p>Consideration given to installing interpretation panels in P3 parishes. Austerity measures prevent full implementation. PRow plans provided for P3 groups for display on parish notice boards.</p> <p>Interpretation panels installed on South and West Commons in Lincoln.</p>	Partially Complete

Social Issues

Ref	Action	Target date	Works Undertaken	Level of Completion
SOA28	Improve quality of waymarking to increase user confidence and assist land managers	Throughout Plan life 2007-2012	1,618 new roadside fingerposts installed either in new locations or to replace those in poor condition in addition 1,856 path waymarked. Limewoods Signage – Public rights of way signage in the Limewoods area replaced with oak fingerposts with some containing destination and distance information. Promoted route survey completed.	Completed.
SOA29	Identify all missing bridges on key network routes, develop and implement a work programme	2010	Missing bridges identified. Capital bridges programme commenced, reduced funding prevents further action at this time.	Partially Completed
SOA30	Implement programme of signing selected unsurfaced unclassified county roads	2011	Officer time spent identifying UCRs and gap analysis using GIS of PROW network and other access. Programme of signage based on demand and necessity nearing completion.	Partially Completed
SOA31	Clarify who can use which route through better signage.	2007	Officer time spent to identify UCRs and gap analysis undertaken using GIS of PROW network and other access. Alternative formats of signage considered by LAF and highway divisions. Signage for restricted byways produced 2008.	Completed
SOA32	Develop a programme of improved vegetation cutting on key routes close to settlements with parish	2009	Programme of improved vegetation cutting in place on key routes. Additional paths added to	Partially Complete

	councils			the schedule during ROWIP implementation years 1 - 4. Austerity measures resulted in re-examination of vegetation cutting schedule during implementation year 5. P3 scheme review currently underway.	
SOA33	Complete audit of busy road crossings and implement prioritised programme of improvements	2011		Audit of road and rail crossings now complete. Short list of most 'hazardous' crossings forwarded to LCC Divisions, Lincolnshire Road Safety Partnership, Highways Agency and Network Rail. Austerity measures prevent any further action at this time.	Partially Complete
SOA34	Improve management of existing routes available for motorised users and carriage drivers.	2011		Audit of unsurfaced UCRs completed. Production of management plan underway.	Partially Complete
SOA35	Identify all cross boundary links with neighbouring authorities to ensure consistency of maintenance and promotion.	2011		Identification of cross boundary links and issues yet to commence.	No action taken
SOA36	Pilot a project to prepare signage incorporating distance and destination information to key routes.	2012		Limewoods Signage – Public rights of way signage in the Limewoods area replaced with oak fingerposts.	Completed
SOA37	Support highway divisions with the implementation of Quiet Lanes.	2012		Funds no longer available to undertake Quiet Lanes project in Greater Lincoln and Gainsborough Division pilot area.	No action taken
SOA38	Develop a range of circular routes for cyclists and equestrians in areas of highest demand. Identify suitable roadside verges and "behind the hedge" links to create safer links between existing routes and improve management of those links identified. Support DEFRA schemes that increase access and	Throughout Plan life 2007-2012		Officer time spent on ROWIP area priorities mapping. 8 Lincolnshire cycling leaflets produced. Lindsey Trail – route opened spring 2012.	Partially Completed

	link PRoW.			Consultation responses provided to Natural England in response to Higher Level Stewardship Applications.	
SOA39	Identify areas deficient in access where access proposals would benefit the rights of way network.	2007		Discussions have taken place with Natural England and LAFs were briefed in October 2007 in relation to HLS access. ROWIP implementation priorities overview mapping completed for transport and health.	Completed
SOA40	Review current Definitive Map Modifications Order priority system to give priority to key cases that will improve connectivity of the existing network of users.	2007		New priority system introduced in 2006. Review undertaken in 2010.	Completed
SOA41	Establish a priority system for Public Path Orders giving higher priority to cases that will improve connectivity on the existing network of users	2007		Public Path Order Priority System maintained under review.	Completed
SOA42	Implement programme of staff training to raise awareness of diversity issues relating to countryside access	Throughout Plan life 2007-2012		Disabled Access Audit training event held for LC PRoW staff in November 09. Relevant information disseminated to staff as required.	Completed
SOA43	Identify existing routes that meet needs of restricted mobility users and publicise	2011		5 Countryside for All routes published. Promoted routes surveyed to identify unnecessary stiles and barriers. PRoW infrastructure details displayed on the countryside access map.	Completed
SOA44	Develop and implement an accessibility policy in conjunction with disability groups	2009		Accessibility Guidance produced.	Completed
SOA45	Develop links with organisations to implement a programme of themed guided walks, rides and events	Throughout Plan life		Continuing to build on existing contacts and partnerships. Funding required to implement	Completed

		2007-2012	countryside access projects. Involvement in the Wolds Walking Festival, Spires and Steeples Trail events, Wash Week, LCCP programme of events and Boston Community weekend.	
SOA46	Develop policies and guidance which explain how the authority manages PROW and access	2011	Policy areas identified and included in officer work programmes. Work undertaken to produce; -Path priority system, -Accessibility Guidance, -DMMO policy, -PPO policy, -Draft Enforcement Manual.	Completed
SOA47	Promote leaflets and access information to increase confidence and take up by none users.	2007	Natural England produced leaflet for the revised Countryside Code. Information also displayed on the LCC Countryside micro site. Searchable database of Lincolnshire Walks produced for LCC website. 42 Lincolnshire Walks Leaflets produced. 8 Lincolnshire Cycling Leaflets produced. 5 Countryside for all routes published.	Completed
SOA48	Improve driver awareness of equestrians	2011	Equestrian leaflets distributed through Lincolnshire Road Safety Partnership as part of	Completed

SOA49	Produce Countryside Access newsletter	2011	Driver Improvement Programme.	Publication of newsletter to commence in 2012.	No action taken
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North East Lincolnshire DMMO's (Definitive Map Modification Orders)

Ref Number	Parish	Location	Effect of Application	Date of Application	Progress Notes
DMMO 3	Grimsby	Humberston Road to Weelsby Woods	Claimed Footpath	20/10/03	This section of path is part of a planned new promoted route within the urban area. The landowner however, is objecting to the claim. This route is well used and will form a valuable connection from the Scartho area to Cleethorpes therefore it is likely that rights can be proven on the basis of commonlaw dedication. Land is being considered for development to include a path along the claimed route - this may resolve this claim.
DMMO 6	Cleethorpes	New Clee Sidings (Fuller Street Bridge to Salvesen Road)	Footpath and Restricted Byway	20/03/08	Order to add a Public Footpath has now been advertised, with a number of objections received. Legal Services now considering those objections. If unresolved, the matter will be referred to the Secretary of State in the new year.
DMMO 7	Grimsby	Vicarage Gardens/Compton Drive to Bargate	Claimed Footpath	18/03/08	Original claim submitted after landowner planned to lock Kissing Gate at centre of path to restrict access and improve security of Vicarage Gardens. Elderly Vicarage Gardens residents objected due to length of alternative route. Have written to certain providers of evidence forms to arrange meeting to take witness statements. No responses received. User evidence submitted vague and conflicting. No historical evidence found. Previous committee decision in 2004 to make order. Development of land currently being considered into Country Park, which would re-open land to public use and appears to provide route over land along line of claimed route. This may be a solution to resolve claim.
DMMO 8	Grimsby	Macaulay Lane to Newhaven Terrace	Claimed Footpath	17/04/08	
DMMO 9	Grimsby	Ferriby Lane to Bradley	Claimed Bridleway	17/05/08	Path is part of Excluded Area which will be mapped in due course and is already acknowledged on working copy as PROW.

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Open Report on behalf of Richard Wills - Executive Director - Communities

Report to:	Mid-Lincolnshire Local Access Forum, South Lincolnshire & Rutland Local Access Forum
Date:	10th & 23rd April 2013
Subject:	Progress of Definitive Map Modification Order Work from October 2006 – 9th April 2013

Summary:

A report on the progress of Definitive Map Modification Order work since the inception of the current prioritisation policy (October 2006 – 9th April 2013) and current caseloads following workforce change.

Recommendation(s):

That the report is noted

1. Background

As Surveying Authority the County Council has a statutory duty to keep under continuous review the Definitive Rights of Way Map and Statement for Lincolnshire and to make orders to take account of events requiring the map to be modified. This is carried out by the processing of Definitive Map Modification Orders (DMMOs) which are either applied for by the public or initiated by the Authority on the discovery of evidence.

Highways & Traffic Guidance Note HAT33/3/11 sets out that such cases will be dealt with in order of receipt/initiation unless one or more of the eight “exception criteria” apply.

The criteria are as follows:

1. Where there is sustained aggression, hostility and ill feeling within a community that is causing severe disruption to the life of that community, and that in processing the case early there is a strong likelihood that this will reduce.

2. Where there is a significant threat to the route, likely to cause a permanent obstruction (e.g. a building, but not, for example, a locked gate or residential fencing).
3. Where there is, or has been, a finding of maladministration by the Local Government Ombudsman on a particular case and that in processing the case the County Council will discharge its duty to the Ombudsman's decision.
4. Where legal proceedings against the County Council are instigated or are likely to be instigated and it is possible that the Authority has a liability.
5. Where there is a risk to children on County Council owned property and land or where the claimed route would provide for a safer alternative route to a school, play area or other amenity for children.
6. Where there is a significant financial saving to the County Council (and therefore taxpayers) through the processing of an Order.
7. Where a new application is received that relies on evidence of a case already received or, if the new application forms part of or is adjoining to an existing claim, the new claim will be dealt with at the same time as the older application.
8. Where the route will significantly assist in achieving a Countryside and Rights of Way Improvement Plan Objective or Statement of Action.

The above numbered exception criteria do not cover every eventuality and it is recognised that in exceptional circumstances there may be other reasons why it would benefit the public for a case to be considered out of normal order. Officers will not prioritise any case under such circumstances and any appeal will only be considered by the Definitive Map & Statement of Public Rights of Way Sub-Committee.

Initially the priority of a case is set by Officers however there is a right of appeal for any affected persons whereby a decision is made by the Definitive Map & Statement of Public Rights of Way Sub-Committee.

Appendices A, B and C to this report outline the progress that has been made over since the inception of the revised Schedule of Priorities and 1st October 2012.

2. Conclusion

That the Rights of Way & Countryside Access Section has continued to make progress against casework backlogs.

3. Consultation

a) Scrutiny Comments

b) Executive Councillor Comments

c) Local Member Comments

d) Policy Proofing Actions Required

n/a

4. Appendices

These are listed below and attached at the back of the report	
Appendix A	Schedule of Modification Order Cases Completed October 2006 to 9 th April 2013
Appendix B	Progress of Modification Order Cases where Appeals to Prioritisation Have Been Made.
Appendix C	Outstanding Modification Order Cases

5. Background papers

The following background papers as defined in the Local Government Act 1972 were relied upon in the writing of this report.

Highways & Traffic Guidance Note 33 – Prioritisation of Definitive Map Modification Orders - HAT 33/3/11
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This report was written by Chris Miller, Countryside Access Manager, who can be contacted on 01522 782070 or countryside_access@lincolnshire.gov.uk.

Appendix A - Schedule of Modification Order Cases Completed October 2006 to 1st October 2012

CASES WHERE AN ORDER WAS NOT MADE						
Parish	Further details	Formal Application?	Decision Date	Reason not made		
Careby, Aunby & Holywell	Reclassification of RB1	No 24/10/1996	22/11/2006	Unable to reclassify Restricted Byway to Footpath or Bridleway Status		
Bassingham	Reclassification of RB 5	No 13/1/1998	22/11/2006	Unable to reclassify Restricted Byway to Footpath or Bridleway Status		
Bassingham	Reclassification of RB 4	No 12/06/1996	22/11/2006	Unable to reclassify Restricted Byway to Footpath or Bridleway Status		
Billingborough	Reclassification of RB 10	No 02/05/1996	22/11/2006	Unable to reclassify Restricted Byway to Footpath or Bridleway Status		
Ruskington	Dowgrading of RB 127	Yes 02/02/1987	23/01/2007	Insufficient evidence		
Horncastle	Claimed Public Footpath	Yes 01/10/1991	06/06/2007	Insufficient evidence		
Wrangle	Claimed Public Footpath	Yes 17/09/1994	04/07/2007	Claimed path dedicated by landowner instead (PF987)		
Osogodby / Owersby	Claimed Public Footpath & BOAT - Washdyke Lane	Yes 05/12/1990	03/07/2007	Decision not to make, no appeal by applicant		
Old Somerby	Upgrade to BOAT status	Yes 07/11/2002	02/10/2007	DEFRA upheld decision, insufficient evidence		
Ropsley & Humby	Re-alignment/diversion of PF1	No 25/08/2005	18/03/2008	Realignment not necessary - requires diversion order		
Offington	Realignment of PF 10 (Main Rd to Turnpike Rd)	No 31/01/2007	01/08/2008	Insufficient evidence		
Wingham	Claimed BOAT across Ingham village green	Yes 14/07/2003	09/10/2008	Legal Issue regarding Village Green status		
Sleaford	Claimed Public Footpath from Millfield Terrace to Eastgate through the cemetery	Yes 30/10/2007	10/11/2010	DEFRA upheld decision, insufficient evidence		
Lincoln	Claimed Public Bridleway from Wragby Rd to Greetwell Rd	Yes 22/06/2002	15/02/2011	Insufficient Evidence		
Timberland	Claimed Public Footpath from Church Lane	No 05/08/2010	10/12/2010	Insufficient Evidence		
Cherry Willingham	Claimed Public Footpath from Fiskerton Road to the River Witham	Yes 19/01/2005	14/6/2011	Insufficient Evidence – DEFRA Dismissed applicants appeal		
Stamford	Claimed Footpath from Walcot Way over the former quarry	Yes 23/04/2003	2/6/2011	Insufficient Evidence		

Appendix A - Schedule of Modification Order Cases Completed October 2006 to 1st October 2012

CASES WHERE AN ORDER HAS BEEN SUCCESSFULLY CONFIRMED						
Parish	Further details	Formal Application?	Date of Confirmation	Notes		
Hough on the Hill (Geilston)	Realignment of Public Footpath 9	Yes 12/02/2002	17/01/2007			
Halton Holegate	Claimed Public Footpath from PF160 to Highfield Lane	Yes 03/07/2002	05/03/2007			
Sleaford	Public Footpath 12 to Boston Rd and Recreation Ground	Yes 21/06/1999	16/03/2007			
Sleaford	Deletion of Public Footpath 11	No 12/10/2006	18/04/2007			
Waddingham	Claimed Public Footpath from Joshua Way to The Green	Yes 15/05/2000	20/04/2007			
Anderby Creek/Huttoft	Claimed Public Footpath Anderby creek and Moggs Eye	No 21/08/1996	23/04/2007			
Snitterby & Waddingham	Claimed Public Footpath from Carr Lane to Black Dyke	Yes 15/11/1997	02/05/2007			
Snitterby & Waddingham	Claimed Public Footpath from Carr Lane to Green Lane	Yes 15/11/1997	02/05/2007			
Uffington	Claimed Public Footpath from Casewick Lane to School Lane, across school playing field	Yes 06/09/1999	05/06/2007			
Billinghay	Claimed Public Footpath from St Michaels Close to Playing Field	Yes 04/06/1998	08/06/2007			
Pulletby	Realignment of Public Bridleway 58	No 11/06/2007	11/06/2007			
West Keal	Claimed Public Footpath to Old Bolingbroke (Hall Hill - the Point)	Yes 20/08/2007	20/08/2007			
Stucknall	Claimed Public Footpath from church to Road	Yes 20/07/1992	21/08/2007			
Burton	Claimed Public Bridleway from A 57 to PF 229	Yes 27/08/1987	21/09/2007			
Mablethorpe and Sutton	Claimed Public Footpath from Station Rd to Camelot Gdns	Yes 15/11/1993	12/11/2007			
Heighington	Claimed Public Footpath from Bardney Road to Brinkle Springs Lane	Yes 20/08/2000	15/11/2007	Confirmed by Secretary of State		
Torksey/Brampton	Claimed Public Footpath from West Station Road to Brampton village	Yes 08/03/1999	30/10/2007	Confirmed by Secretary of State		
Sleaford	Claimed Public Bridleway from Bullock Pasture Lane to Mareham Lane	Yes 27/06/1991	07/01/2008	Confirmed by Secretary of State		
Burgh-le-Marsh	Claimed Public Footpath from Jacksons Lane	Yes 10/02/1987	15/01/2008			
Belton & Manthorpe	Claimed Public Footpath from Low Rd to High Rd (known as "The Steps")	Yes 25/10/2001	07/02/2008	Confirmed by Secretary of State		
Burgh-le-Marsh	Claimed Public Footpath from Gravel pits to PF 240/241	No 02/02/1987	30/05/2008			
Corby Glen	Deletion of part of Public Footpath 7 in Corby Glen	No 02/03/2007	05/06/2008			
Washingborough	Claimed BOAT - North Dales Road	Yes 22/05/1989	09/06/2008			
Skellingthorpe / Lincoln	Claimed Public Footpath alongside Catchwater Drain	Yes 17/11/1989	27/06/2008			
Castle Bytham	Deletion of Public Footpath No. 12	Yes 31/10/2005	28/07/2008			

Appendix A - Schedule of Modification Order Cases Completed October 2006 to 1st October 2012

North Somercotes	Claimed Public Footpath from Keeling St to Rd	Yes 02/02/1991	27/11/2009	Secretary of State confirmation as Public Bridleway
Spilsby	Claimed Public Footpath from Halton Rd to PF 160	Yes 22/02/1989	12/01/2010	
East Barkwith	Claimed Public Footpath from Village Green on Torrington Lane to church yard	Yes 24/07/1992	06/05/2010	
Newton & Haceby	Upgrade of Restricted Byway 11 to BOAT Newton to A15	Yes 27/05/2004	10/08/2010	Sch. 14 appeal - Directed to make Order
Newton & Haceby / Walcot	Upgrade of Restricted Byway 2 and Public Bridleway 3 "Green Lane"	Yes 27/05/2004	10/08/2010	
Dogdyke (Chapel Hill)	Realignment of Public Footpath from Crown Inn to River Witham	Yes 14/10/2002	17/08/2010	
Lea	Addition of PB from Lea Plantation to New Plantation	Yes 28/07/2006	07/10/2010	Confirmed as PF only
Carlton Scroop	Addition of Public Bridleway (upgrading from PF in part)	Yes 17/05/2000	11/11/2010	Secretary of State confirmation as Restricted Byway
Waddingham	Realignment of Public Footpath No. 73	No 29/01/1993	02/02/2011	
Bardney	Addition of Public Bridleway	Yes 20/04/1987	09/03/2011	Secretary of State confirmation as Public Bridleway
Wellingore	Claimed BOATS – North Hill Foot Lane and North Hill	Yes 16/08/1999	23/03/2011	Confirmed as Restricted Byway by Sec. of State following objections to modification to RB Status not being upheld
Humby	Realignment of Public Footpath No. 59	Yes 29/09/2007	15/04/2011	Realignment Confirmed
Woodhall Spa	Claimed Footpath from Tattershall Rd to Abbey Lane	Yes 20/05/1989	08/08/2011	Confirmed (in part Abbey Lane to Church only) following written representations procedure by the Secretary of State
Harmston	Addition of claimed PF from Coleby PF2 to Grantham Rd.	No 07/12/2009	06/10/2011	Confirmed by Secretary of State
Thorncliffe	Claimed Public Footpath – Holt Lane to Banovallum Gardens	Yes 18/03/2003	23/07/2012	Confirmed with modifications by Secretary of State
Orby	Realignment of PF 328	Yes 1/11/2010	4/12/2012	Realignment Confirmed

Appendix A - Schedule of Modification Order Cases Completed October 2006 to 1st October 2012

CASES WHERE AN ORDER WAS NOT CONFIRMED						
Parish	Further details	Formal application?	Decision Date	Notes		
Sutton St Edmund	Claimed BOAT - Hallgate Road	No 31/10/1988	19/09/2008	Not confirmed by Inspector		
Woolsthorpe by Belvoir	Claimed Public Footpath from County boundary to Brewer's Grave	Yes 25/03/1999	23/01/2009	Not confirmed by Inspector		
Woolsthorpe by Belvoir	Claimed Public Footpath from Village Street to Brewer's Grave	Yes 23/12/2001	23/01/2009	Not confirmed by Inspector		
Woolsthorpe by Belvoir	Claimed Public Footpath from Church to Brewer's Grave	Yes 23/12/2001	23/01/2009	Not confirmed by Inspector		
Woolsthorpe by Belvoir	Claimed Public Footpath from Chequers Inn to Brewer's Grave	Yes 23/12/2001	23/01/2009	Not confirmed by Inspector		
East Stockwith	Realignment of Public Footpath No. 37	Yes 23/12/2001	03/06/2009	Order incapable of being confirmed, owing to drafting error		
Kirkby Underwood	Deletion of Public Footpath 7	Yes 18/04/1983	14/09/2009	Not confirmed by Inspector		
Temple Bruer with Temple High Grange	2 Claimed BOATs - Cocked Hat Plantation	No 06/02/1985	28/09/2010	Not confirmed by Inspector		
Mablethorpe	Claimed Public Footpath from Queensway to King Georges Field	Yes 15/08/2005	19/05/2011	Not confirmed by Inspector – Insufficient evidence to prove a specific route		
Newton & Haceby	Upgrade of Restricted Byway 11 to BOAT Newton to A15	Yes 27/05/2004	15/06/2011	Not confirmed by Inspector – Insufficient Evidence (LCC objected after having been made to make the order on appeal by the applicant)		
Danby	Claimed Public Footpath between Chapel Lane and Public Footpath 218	Yes 27/04/1984	30/03/2012	Not confirmed by Inspector		
Langrith	Claimed Public Footpath from Kiln Lane to High Holme Road	Yes 25/04/2007	20/04/2012	Not confirmed by Inspector		
Langrithville	Leagate Rd to Mere Booth Rd.	Yes 26/07/1983	19/06/2012	Not confirmed by Inspector		
North Hykeham / Lincoln	Station Road to Clarke Road	No	25/01/2013	Not confirmed by Inspector		

CASES CURRENTLY SUBMITTED TO THE SECRETARY OF STATE

Parish	Further details	Formal application?	Date Submitted	Notes
Holbeach	Claimed Public Footpath from Woodhouse Lane to Hurn Bank	Yes 14/6/1983	25/4/2012	Decision due c. May 2013
Stamford	Welland Mews to Water Meadows	Yes 8/2/2007	02/8/2012	Public Inquiry 30/4/2013
Anderby	Sea Road to Creek Outfall	Yes 25/7/1983	10/9/2012	Decision imminent (Inspector has undertaken unaccompanied site visit).

Appendix A - Schedule of Modification Order Cases Completed October 2006 to 1st October 2012

The current Schedule of Priorities policy is now five years old (albeit with some minor alterations since the original of 2006). In that time Lincolnshire County Council has resolved the following:

- Cases resolved by determining that insufficient evidence exists to warrant the making of an order **17**
- Cases resolved following the confirmation of an order **41(11 by Secretary of State)**
- Cases resolved following the non-confirmation of an order **14**
- Cases currently outstanding with the Planning Inspectorate on behalf of the SoS **3**

- Total cases **75**

- New Cases received since October 2006 **50**
- New Cases received since 4th April 2012 **12**

PLANNING TARGET FOR 2012-13: 15 cases to be completed/submitted to Plins by 31st March 2013. (Currently 8)

Appendix B - Progress of Modification Order Cases where Appeals to Prioritisation Have Been Made.

Since the inception of the current prioritisation policy the Definitive Map & Statement of Public Rights of Way Sub-Committee has heard appeals on a total of 12 cases. The following is a synopsis of the progress made on those specific cases.

1st March 2007

Horncastle – Claimed Public Footpath along Holt Lane to Banovallum Gardens

At the time of this sitting of the sub-committee this case was number 74 on the priority list. The sub-committee declined the appeal as it was felt that the case was likely to be dealt with in a short timescale

As the case had not been processed a further review of the decision was made at the sitting of the sub-committee on 30th June 2008 – see below.

Mablethorpe and Sutton – Claimed Public Footpath from Queensway to King George's Field

This case was number 142 on the priority list. The sub-committee allowed the appeal on the grounds that there was evidence that there was “Significant threat to the route and likely to cause a permanent obstruction with no means of resolving the problem by way of diversion “.

The Statement of Reasons for this case was submitted to the Secretary of State on 27th April 2010. The Order was **NOT CONFIRMED**

4th June 2007

Stamford – Claimed Public Footpath from Welland Mews to Lower Stamford Meadows

This case was number 168 on the priority list. The sub-committee declined the appeal as it was felt that the submitted petition was not representative given the size of Stamford as a town.

Since this time a second appeal was made following the inclusion of the new exception criteria 8 in 2009. Officers accepted that the claimed route would have a significant impact on the implementation of the Countryside Access & Rights of Way Improvement Plan. The case is currently with the Secretary of State for determination but awaiting a start date.

10th January 2010

Eagle & Swinethorpe / Swinderby: Claimed Public Bridleway from Southern lane to Public Bridleway 12 (Morton Lane)

This case was number 110 on the priority list. The sub-committee allowed the appeal on the grounds that there was “sustained aggression, hostility and ill feeling within a community that is causing severe disruption to the life of that community, and that in processing the case early there is a strong likelihood that this will reduce”.

Having conducted the relevant research the County Council felt that the evidence suggested that restricted byway rights, rather than public bridleway rights, existed. The order was **CONFIRMED**

Appendix B - Progress of Modification Order Cases where Appeals to Prioritisation Have Been Made.

Sleaford – Claimed Public Footpath from Millfield Terrace to Eastgate

This case had not been prioritised by officers at the time of the sitting of the sub-committee. The appeal was allowed on the grounds that there was “a risk to children on County Council owned property or where routes are likely to be used by children to provide safe access to schools, play areas or other local amenities”.

Following the relevant research the County Council concluded that the submitted evidence did not show that any public right of way existed. The applicant exercised their right to appeal this decision to the Secretary of State in January 2009. the appeal was not upheld and the **ORDER WAS NOT MADE**

30th June 2008

Lea – Claimed Public Bridleway from Lea Park to new plantation off Willingham Road, (nr Gainsborough)

This case was number 147 on the priority list. The sub-committee declined the appeal as it was felt that the arguments made by the appellant did not match any of the exception criteria.

Since this time a second appeal was made following the inclusion of the new exception criteria 8 in 2009. The sub-committee allowed this appeal at the sitting of 14th September 2009 on the grounds that the claimed route would have a significant impact on the implementation of the Countryside Access & Rights of Way Improvement Plan.

After conducting research and assessing the evidence the County Council made an order on 16th July 2010. The Order was **CONFIRMED**

Horncastle – Claimed Public Footpath along Holt Lane to Banovallum Gardens

See above.

The sub-committee prioritised the case on the grounds that new information suggested that there was “a risk to children on County Council owned property or where routes are likely to be used by children to provide safe access to schools, play areas or other local amenities”.

The case has been **CONFIRMED** with modifications following submission to the Secretary of State.

19th January 2009

Burgh le Marsh – Claimed Public Footpath from Faulkners Lane to Orby Road.

This case was number 77 on the priority list. The sub-committee declined the appeal as it was felt that the arguments made by the appellant did not match any of the exception criteria.

No further progress has been made on this case.

Appendix B - Progress of Modification Order Cases where Appeals to Prioritisation Have Been Made.

Dogdyke (Chapel Hill) – Claimed Public Footpath from The Crown Inn Public House to the River Witham.

This case was number 94 on the priority list. The sub-committee allowed the appeal on the grounds that legal proceedings against the County Council were likely to be instigated and it is possible that the Authority has a liability.

Following the relevant investigations the County Council made an order on 1st June 2010 and, with no objections being made, the Order was **CONFIRMED**

29th June 2009

Lincoln - Claimed Public Footpath from Dunkirk Road to Breedon Drive

This case was number 141 on the priority list. The sub-committee declined the appeal as it was felt that the arguments made by the appellant did not match any of the exception criteria.

No further progress has been made on this case.

Mumby - Realignment of Public Footpath No. 59

This case was number 142 on the priority list. The sub-committee allowed the appeal on the grounds that legal proceedings against the County Council were likely to be instigated and it is possible that the Authority has a liability.

Following investigation an Order was made and with objections withdrawn the Order was **CONFIRMED**.

14th September 2009

See 30th June 2008 above

12th October 2009

Raithby & Hundleby – Claimed Byway Open to All Traffic (BOAT) & upgrade of Public Bridleway No 133 to BOAT

This case was number 155 on the priority list. The sub-committee declined the appeal as it was felt that the arguments made by the appellant did not match any of the exception criteria.

No further progress has been made on this case although it has been subject to protracted correspondence and a corporate complaint. The applicant also exercised their right of appeal to the Secretary of State following the expiration of one year since the application was made. The Secretary of State felt that LCC's Schedule of Priorities was fair and declined to order that a decision be made.

4th October 2010

Caistor – Claimed Public Footpath between Buttermarket & Plough Hill

This case was number 153 on the priority list. The sub-committee allowed the appeal on the grounds that there was "sustained aggression, hostility and ill feeling within a community that is causing severe disruption to the life of that community,

Appendix B - Progress of Modification Order Cases where Appeals to Prioritisation Have Been Made.

and that in processing the case early there is a strong likelihood that this will reduce”.

An order has been made but received objections. Statement of Reasons prepared – Objections likely to be withdrawn.

5th September 2011

Mablethorpe & Sutton – Claimed Public Footpath from Sandhurst Road to the Promenade

The case was 129 on the priority list. The sub-committee did not allow the appeal based on the grounds that there was “sustained aggression, hostility and ill feeling within a community that is causing severe disruption to the life of that community, and that in processing the case early there is a strong likelihood that this will reduce” also the Town Council felt that the claimed route may be useful to the fire-brigade in dealing with the regular arson attacks to the beach huts at Sandilands.

Wrangle – Claimed Byway Open to All Traffic “Cockleshell Alley”

This case was number 94 on the priority list. The sub-committee allowed the appeal on the grounds that there was “sustained aggression, hostility and ill feeling within a community that is causing severe disruption to the life of that community, and that in processing the case early there is a strong likelihood that this will reduce”.

The case has now been allocated to a case officer and is in progress. An Order to add a Restricted Byway was made and advertised 3dr April 2013.

3rd October 2011

Bourne – Claimed Footpath from Beaumont Drive to Bourne Woods (No.142 on the Priority List).

This case was number 142 on the priority list. The sub-committee deferred its decision pending the planning decision due to be considered by South Kesteven District Council. Having received this no further action is currently required.

Holbeach – Claimed Footpath between Langwith Gardens & Stukeley Hall Drive

This case is number 67 on the priority list. The sub-committee allowed the appeal on the grounds that there was “sustained aggression, hostility and ill feeling within a community that is causing severe disruption to the life of that community, and that in processing the case early there is a strong likelihood that this will reduce”

The case has now been allocated to a case officer and is in progress.

16th July 2012

Sturton by Stow – Claimed Public Footpath from Bransby to Tillbridge Lane

The case is at No.124 on the priority list. The sub-committee did not allow the appeal as it did not consider that the planning permission granted for the land adjacent had an effect on the right of way

Appendix B - Progress of Modification Order Cases where Appeals to Prioritisation Have Been Made.

5th November 2012

Utterby – Claimed Public Footpaths Grange Lane to Holywell Lane and Former Railway

The Committee allowed the appeals for these two separate cases and were in agreement with the applicant that the routes fulfilled Criteria 8 “*Where the route will significantly assist in achieving a Countryside and Rights of Way Improvement Plan Objective or Statement of Action*”.

The case has now been allocated to a case officer and is in progress. User interviews are complete and pre-decision consultation on-going until 15th April 2013.

Colsterworth – Deletion of Public Footpath No. 14

The Committee allowed the appeal on the basis that it felt that the route was the subject of much local concern and had given rise to a number of incidents of ill-feeling in the community and had become a particular problem for the occupiers.

The case is at No.21 in the priority list and awaits allocation to an officer.

8th April 2013

Heapham - Variation of Particulars contained in the Definitive Statement for PF 57

The Committee allowed the appeal on the basis that it felt that the route was the subject of much local concern and had given rise to a number of incidents of ill-feeling in the community.

The case is at No.22 in the priority list and awaits allocation to an officer.

Appendix C – Outstanding Modification Order Cases

Parish	File	Status	Further details	Application/Acceptance	Active	Priority Ranking
Waddington	128	RB	RB 10	01/01/1990	Yes	1
Ancaster	2	RB	to BOAT	13/11/1991	Yes	2
Holbeach	236	PF	Langwith Gardens to Stukeley Hall Drive	18/01/2002	Yes	3
Wrangle	283	BOAT	Claimed BOAT from Church Lane to Church End "Cockle/Cocleshell Alley"	05/09/2005	Yes	4
Carlton Scroop/Ancaster	308	BOAT	Upgrade of PF 11 & PB 11 in Carlton Scroop and RB 13 in Ancaster to BOAT	20/03/2006	Yes	5
Ancaster	309	BOAT	Addition of a BOAT along Heath Lane in the parish of Ancaster	23/03/2006	Yes	6
Stamford	315	PF	From Welland Mews to Lower Stamford meadows	08/02/2007	Yes	7
Caistor	340	PF	Claimed Footpath (Buttermarket) South St to Plough Hill	18/09/2009	Yes	8
Utterby	354	PF	Claimed Footpath from Grange Lane to Holy Well Lane	08/05/2012	Yes	9
Utterby	355	PF	Claimed Footpath from Grange Lane to former railway and beyond	08/05/2012	Yes	10
New Leake	353	PF	Claimed Footpath from Spilsby Rd to Spilsby Rd	30/05/2012	Yes	11
Holbeach	50	PF	Woodhouse Lane to Hum Bank	14/06/1983	Yes	12
Anderby	3	PF	Sea road to Creek out fall	25/07/1983	Yes	13
South Willingham / Benniworth	96	PF	Claimed PF from Grange farm, Low Barns to road south of Skirbeck House	30/04/1986	Yes	14
South Willingham	97	PF	Hainton Rd to High St	30/04/1986	Yes	15
South Willingham / Hainton	98	PF	Moors Lane to A157	30/04/1986	Yes	16
South Willingham	99	PF	Moors lane to Poplar Fm	30/04/1986	Yes	17
Wickenby	121	BOAT	Wickenby R/way Bdge - Wickenby Wood corner	11/12/1990	Yes	18
Saltfleetby St Clement/Skidbrooke with Saltfleet Haven	82	PB	PB from Sea View to Gowts Farm	06/08/1991	Yes	19
Woodhall Spa	193	PF	Mill Lane to R.Witham Bank	12/05/1998	Yes	20

ACTIVE CASEWORK

Appendix C – Outstanding Modification Order Cases

Colsterworth	259	PF 14	PF 14	Variation of Statement for PF 57	06/05/2004	No	21
Heapham	360	PF		Proposed downgrading of RB 13 to PF	20/12/2012	No	22
Leasingham	199	RB		Belton to Great Gonerby (Gads Lane)	27/07/1983	No	23
Belton / Gt. Gonerby	12	PF		PF to be diverted - from Southern end of PF 3 to church Lees	01/11/1983	No	24
Heydour	48	PF		see file	01/01/1985	No	25
Aunsby & Dembleby	5	PROW			11/07/1985	No	26
Mablethorpe and Sutton	106	PF		High St to Broadway	16/09/1985	No	27
Grimoldby	43	PF		from Mill Lane	23/10/1985	No	28
Hogsthorpe	49	PF		Sea Lane to Maiden Lane	11/12/1986	No	29
Burgh-le-Marsh	18	PF		Faulkers Lane	10/02/1987	No	30
Stamford	101	PF		Cherry Holt Lane to Priory Rd	03/04/1987	No	31
East Stockwith/ Morton	27	PF		PF from Willowbank Lane to Walkerith Road	04/06/1987	No	32
Linwood / Market Rasen	60	PF		Busingthorpe R/way Bdge	18/06/1987	No	33
Middle Rasen	72	PF		Caistor Rd to Gatehouse Lane	05/08/1987	No	34
Gainsborough	36	PF		Whites Wood	07/09/1987	No	35
Belchford	11	PB		Ings Lane	25/01/1988	No	36
Skidbrooke with Salthaven	85	PF		The Haven	30/03/1988	No	37
Leasingham	272	PF		Claimed PF from PF2 to PF3 in the Parish of Leasingham	21/10/1988	No	38
Westhorpe/Busingthorpe/Lissington etc	32	PB		BW from Lissingley Lane to Shortwood Lane	08/05/1989	No	39
Onwood/Legsby	59	PF		Linwood Church to Bleasby	11/07/1989	No	40
Great Gonerby/Marston	41	PF		Cliff Lane	01/01/1990	No	41
Sutton St James	108	BOAT		Badgate	01/02/1990	No	42
Market Rasen/Tealby	68	PF		from PF 163	15/03/1990	No	43
Welbourn (etc...)	117	BOAT		Ermine St	04/04/1990	No	44
Castle Bytham	136	RB		RB 3	22/10/1990	No	45
Glentham	38	PF		From church gates	07/04/1991	No	46
Middle Rasen	69	PB		PB514 to BOAT	22/05/1991	No	47
Kettlethorpe	55	BOAT		Know as Westmoor Lane	19/08/1991	No	48
Fulletby	35	BOAT		Mill Street	22/05/1992	No	49
Rothwell / Cabourne	81	BOAT		PB24 to BOAT	15/06/1992	No	50
Great Gonerby	40	PF		PF6 to join RB 5	21/12/1992	No	51
Alford	344	BOAT		Claimed BOAT from Hanby Lane to New Cemetary	01/04/1993	No	52
Bassingham	9	PF		Claimed PF from Brocklebank Close to playing field	27/10/1993	No	53
Navenby	154	PF		'The Smoots'	22/05/1996	No	54
Fulletby	162	PF		School Lane	10/10/1996	No	55
Beckingham/Brant Broughton	167	PF		PF 5 to BW and missing link	12/12/1996	No	56
Coningsby	182	PF		School Lane to Dogdyke Road	06/11/1997	No	57
Little Carlton/Legbourne	185	PB		'Blind Lane' from PB 624 (Manby)	22/01/1998	No	58
Louth	186	PB		Grimsby/Louth Railway Line (part from Keddington Rd crossing to Little Grim	03/02/1998	No	59
Horncastle	195	PF		Boston Road to the Wong	23/05/1998	No	60
Grantham	194	PF		Denton Ave to PF 16	28/05/1998	No	61
Hailton Hologate	201	PF		Northorpe Road to Ashby Road	17/08/1998	No	62

Appendix C – Outstanding Modification Order Cases

Anderby Creek	203	PF	Occupation Road to Beach (via Rowan Court)	10/10/1998	No	63
Rothwell / Swallow	220	PF 23	Reallignment of Footpath 23	02/01/2001	No	64
Hundleby	224	PF	PF366	26/02/2001	No	65
Barrowby	237	PF	PF13 to PB, Casthorpe Rd to parish boundary	08/05/2002	No	66
Skillington & Stoke Rochford	239	BOAT	BOAT from Crabtree Rd to parish boundary between Stoke Rochford & Easton	05/06/2002	No	67
Skillington	240	BOAT	Claimed BOAT from Skillington village to "The Drift" along Buckminster Lane	05/06/2002	No	68
Tealby	238	PF	Claimed footpath from footpath 132 through Thorpe Mill to The Road	25/06/2002	No	69
Woolsthorpe by Belvoir	242	BOAT	Claimed upgrade from PB to BOAT "Longmoor Lane"	03/07/2002	No	70
Barrowby/Grantham	245	BOAT	Upgrade of RBs 10 and 922	10/10/2002	No	71
Osbourne/Aunsby & Dembleby	248	BOAT	Upgrade from RB (Mickling Meadow Rd)	02/04/2003	No	72
Harlaxton/Grantham	247	BOAT	Claimed BOAT from Gorse Lane to Great North Road	23/04/2003	No	73
Branston & Mere	253	PF	Claimed PF along bank of river Witham from Bardney bridge to Bardney Lock	29/10/2003	No	74
Spilsby	254	BOAT	Claimed BOAT along Pooles Lane	24/11/2003	No	75
South Somercotes	257	PF	Claimed PF Southfells Lane / Town street of the Church	02/03/2004	No	76
Norton Disney	263	PB	Claimed PB at Norton Disney Newark Rd to Swinderby Rd	13/05/2004	No	77
Holton Le Clay	266	BOAT	Claimed BOAT "The Smoothing" Holton Le Clay	21/09/2004	No	78
Leasingham	267	BOAT	Upgrade of PB 10 Moor Lane to Leasingham Parish Boundary	16/11/2004	No	79
Leasingham / Sleaford	268	BOAT	Upgrade of PB 6 New Lane Claim from Leasingham Parish Boundary	16/11/2004	No	80
Heckington	269	BOAT	Upgrade of PF 3 Heckington Claim from A17 to PF 3 Heckington	15/12/2004	No	81
Witterby	270	PF	PF from High St to Bridle Walk and PF 70	04/01/2005	No	82
Aslackby & Laughton	277	BOAT	Upgrade of RB 12 to BOAT	22/02/2005	No	83
Pointon & Sempringham / Aslackby & Laughton	276	BOAT	Upgrade RB 9 & 13 to BOAT (Pethley Lane)	24/02/2005	No	84
Freekingham / Billingborough	275	BOAT	Upgrade PB 4 Claim from Parish boundary to Folkingham Road	25/02/2005	No	85
Kington/Foston	271	BOAT	Upgrade of PB 5 and RB 7 (Marston Lane)	14/03/2005	No	86
Kirkby La Thorpe	274	PF	Claimed PF from The Hoplands to PF 1	17/03/2005	No	87
Belton & Manthorpe / Syston	278	BOAT	Claimed BOAT from Heath Lane to High Dike "Beggars Lane"	13/06/2005	No	88
Asterby	279	PF	Claimed Public Footpath from Goulceby Lane to Public Footpath No. 18	18/07/2005	No	89
Ropsley & Humby / Ingoldsby	281	BOAT	Upgrade of PB 30 & PB 14 to BOAT	27/08/2005	No	90
Ingoldsby/Bitchfield & Bassingthorpe	282	BOAT	Upgrade of PB 16 to BOAT and Claimed BOAT	27/08/2005	No	91
Osgodby / Owersby	285	PF 91	PF 91 Osgodby realignment	30/09/2005	No	92
Helpringham	286	BOAT	Upgrade of RB 17 to Boat	23/10/2005	No	93
Pointon & Sempringham/Billingborough	290	BOAT	Upgrade of RB 15 to BOAT & Realign " Primrose Lane"	25/10/2005	No	94
Ropsley & Humby/Boothby Pagnell	287	BOAT	Upgrade of PF27 Ropsley & Humby to BOAT and claimed BOAT in Boothby P	26/10/2005	No	95
Boothby Pagnell/Old Somerby	291	BOAT	Upgrade of PF 7 to BOAT Claimed BOAT from PF7 to BW7 Upgrade of BW7	29/10/2005	No	96
Pointon & Sempringham	289	BOAT	Claimed BOAT from West Road to Pethley Lane	30/10/2005	No	97
Irnham/Edenham	294	BOAT	Claimed BOAT from Irnham Lane to Bulby Lane, Irnham	05/11/2005	No	98
Lenton Keisby and Osgodby	292	BOAT	Upgrade of PB 3 to BOAT	06/11/2005	No	99
Lenton Keisby and Osgodby / Irnham	293	BOAT	Claimed BOAT from RB 12 to PB 9 and Upgrade of PB 9 to BOAT	06/11/2005	No	100
Lenton Keisby and Osgodby / Irnham	295	BOAT	Claimed BoAT from Irnham BR9 to Elsthorpe Road	09/11/2005	No	101
Burton Coggles / Corby Glen	297	BOAT	Upgrade of BC BW1, RB2 & CG RB9	05/12/2005	No	102
Great Sturton/Ranby/Hemingby/Belchiford	296	BOAT	Upgrade of RB61 to BOAT	12/12/2005	No	103

Appendix C – Outstanding Modification Order Cases

Aunsby & Dembleby	298	BOAT	Upgrade of RB5	06/01/2006	No	104
Folkingham	299	BOAT	Upgrade of PF 8 to BOAT	27/01/2006	No	105
Hough on the Hill	300	BOAT	Upgrade of RB22 to BOAT	27/01/2006	No	106
Kirkby Underwood	301	PB	Claimed bridleway from Ripplingale Br16 to Stainfield Road	30/01/2006	No	107
Great Gonerby/Harrowby	302	BOAT	Upgrade of RB 7 and PF6 in Great Gonerby and PF 11 in Harrowby to BOATS	07/02/2006	No	108
Lissington/Holton Cum Beckering	303	BOAT	Upgrade of PB 904 in Lissington and PB 904 in Holton Cum Beckering to a B	14/02/2006	No	109
Long Bennington	304	BOAT	Upgrade of RB 12 to BOAT	14/02/2006	No	110
Foston	305	BOAT	Upgrade of PB 3 and RB 5 to a BOAT	16/02/2006	No	111
Westborough and Dry Doddington/ Stubton	306	BOAT	Upgrade of PB 12 (W&DD) and PF 3 & RB 7 (Stubton) to a BOAT	22/02/2006	No	112
Westborough and Dry Doddington/ Stubton / Claypole	307	BOAT	Addition of a BOAT in Westborough and DD, upgrade of RB 5 & 6 in Stubton	22/03/2006	No	113
Searby	311	PB	Addition of a bridleway from Owmy Road to Howsham Lane	03/08/2006	No	114
Lincoln	313	PF	Claimed footpath from Church Drive to Tritton Road, Lincoln	27/12/2006	No	115
Skegness	317	PF	Claimed footpath from Albany Close to Albany Road, Skegness	15/03/2007	No	116
Lutton	325	PF	Claimed footpath from School Lane to Blazegate	17/07/2007	No	117
Gainsborough	319	PF	Claimed footpath from Bowling Green Rd to Bayard STY	20/08/2007	No	118
Lincoln	320	PF	Claimed footpath from Dunkirk Road to Breedon Drive	21/09/2007	No	119
East Ferry	321	PF	Claimed footpath from East Ferry High St. to River Trent (county boundary)	24/09/2007	No	120
Heighington	323	PF	Claimed footpath along Bracken Hill Lane and Third Hill Road	04/10/2007	No	121
West Ashby/Fulletby	327	PB	Upgrade of PB No. 57 to RB	28/03/2008	No	122
Sturton by Stow	328	PF	Claimed footpath from Bonniwells Lane (PF82) to Tillbridge Lane	10/04/2008	No	123
Swineshead	329	PF	From Tarry Hill to Station Road	21/07/2008	No	124
Lincoln	330	PF	Claimed Footpath between Skellingthorpe Road and Rochester Drive	30/07/2008	No	125
Mablethorpe and Sutton	331	PF	Claimed Public Footpath from Sandhurst Road to The Promenade	12/08/2008	No	126
Spotter / East Ferry	332	PF	Claimed Public Footpath from Becks Lane to Gainsborough Road	28/08/2008	No	127
Scotton	333	PF	Claimed Public Footpath from Gainsborough road to pf 4	28/08/2008	No	128
Lincoln	334	PB	Claimed Public Bridleway from Boswell Drive to Doddington Road	29/09/2008	No	129
Old Somerby	335	PB	Claimed Public Bridleway from junction of Church Lane and The Pastures to PB	15/05/2009	No	130
Ropsley & Humby	337	PB	Claimed Public Bridleway & upgrade of Ropsley FP9 (pt) and FP18 Somerby	15/05/2009	No	131
Snitterby/Bishop Norton	336	PF	Claimed Public Footpath Snitterby Carr PF68 (Brown's Bridge) to Grid Ref TF	06/07/2009	No	132
Upton	338	PF	Claimed Public Footpath from High Street to PF 50	27/07/2009	No	133
Raithby/Hundleby	339	BOAT	From B1195 road along Raithby PB 133 & part Hundleby PB 133 to Raithby d	07/09/2009	No	134
Billingborough	341	PF	Claimed Footpath Low Street to Whiteleather Square	27/01/2011	No	135
Colsterworth	345	PF	Claimed Footpath from Old Woolsthorpe Rd to Bridge End	20/02/2011	No	136
Grantham/Londonthorpe and Harrowby	346	PF	Claimed Footpaths in Londonthorpe and Harrowby	21/03/2011	No	137
Boston	347	PF	Claimed Footpath from Ingelaw Ave to Punchbowl Lane	24/06/2011	No	138
Bourne	348	PF	Claimed Footpath from Beaufort Drive to Bourne Woods	29/06/2011	No	139
North Somercotes	349	PB	Claimed Bridleway from Warren Road around North Somercotes Warren	09/08/2011	No	140
Heapham & Upton	350	PB	Claimed Bridleway from Common Lane to Cow Lane	02/12/2011	No	141
Long Bennington	351	PF	Claimed Footpath from Back Lane to PF17	29/02/2012	No	142
Long Bennington	352	PF	Claimed Footpath from Wheatshaf Lane to PF17	11/04/2012	No	143
Londonthorpe and Harrowby	356	PB	Claimed Bridleway from Turnor Road (RB 6) to Harrowby Lane	19/06/2012	No	144

Appendix C – Outstanding Modification Order Cases

Benniworth	358	PF	Part of PF9		25/07/2012	No	145
Caythorpe and Frieston	359	PF	Claimed Footpath between Old Lincoln Road and PF4 and PF to PF5		05/10/2012	No	146
Sudbrooke	360	PF	Claimed footpaths in Sudbrooke Park		04/12/2012	No	147
Foston	361	PF	Claimed bridleway from 16 Chapel Lane to Restricted Byway No.5		16/01/2013	No	148
Upton	362	PF	Claimed BOAT from Heapham Road to Slingers Wood		11/02/2013	No	149

North East Lincolnshire Public Path Orders

Self initiated

Ref No.	Location & Path No.	Type of Order	Application	Progress Notes
PPO 4	Waltham FP72	HA s119	Self initiated	Members approved officers request to re-make 2010 PPO. Preparations underway to advertise new diversion order very soon. Landowner arranging legal diversion of footpath to avoid dangerous pre-war bridges and reinstate use following long term closure on the grounds of public safety. Order has now been drafted and will be advertised very shortly. Proposed diversion route has been finalised with landowner and pre-consultation has taken place without opposition. Looking to make an order very soon.
PPO 5	Healing FP 46	HA s119	Appl.	
PPO 9	Aylesby/Lacey BW 101	s119 & s118		
PPO 10	Aylesby/Lacey x2 Creations			
PPO 12	Immingham FP 13	H A s119	Appl.	Safe diversion route over golf course agreed with owner. Looking to progress application later this year.

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Report Reference: **10.2**

Open Report on behalf of Richard Wills - Executive Director - Communities

Report to:	South Lincolnshire & Rutland Local Access Forum, Mid Lincolnshire Local Access Forum
Date:	10th & 23rd April 2013
Subject:	Public Path Order Progress Report 1 April 12 to 31 March 13

Summary:
A report as to the progress made on resolving Public Path Orders

Recommendation(s):
That the report be noted

1. Background

The County Council has a power to divert, extinguish or create public rights of way either of its own volition or following an application to do so from the public.

2. Summary

The County Council has a current workload of **23** outstanding cases. These include applications for diversions, creations and extinguishments as well as cases directly initiated by LCC.

No. of Applications Received or Cases Initiated Since 1st April 2012 – 7

Anderby	<i>Diversion of Public Footpath 16</i>
Halton Holegate	<i>Diversion of Public Footpath 213</i>
Woodhall Spa	<i>Extinguishment of PF 154 Creation of Public Bridleway (Spa Trail)</i>
Louth	<i>Diversion of PF 5</i>
Harmston	<i>Extinguishment of spur of PF 3</i>
Castle Bytham	<i>To give permanent effect to a temporary diversion order for mineral extraction over public footpath</i>

Tallington	<i>Diversion of PFs 1,2,4 & 5 associated with rail crossing on application by Network Rail</i>
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- a) There have been **5** orders confirmed with associated Legal Event Modification Orders since 1st April 2012.

Scothern	<i>Diversion of PF 149</i>
Halton Holegate	<i>Diversion of Public Footpath 213</i>
Stapleford	<i>Temporary Minerals Diversion of PF 1</i>
Mablethorpe & Sutton	<i>Diversion & Extinguishment PF 321</i>
Harmston	<i>Extinguishment of spur of PF 3</i>

- b) The County Council have confirmed **3** further case and is awaiting confirmation that the new routes are available And Legal Event Modification Orders to be made

Great Gonerby	<i>Diversion of PF 2</i>
Anderby	<i>Diversion of PF 16</i>
Castle Bytham	<i>Diversion of PF 6</i>

- c) The County Council have determined to take no further action on **4** further cases since 1st April 2012

Lincoln	<i>Diversion of PF 41 (Rails Crossing Order) determined by Planning & Regulation Committee</i>
Eagle & Swinethorpe	<i>Diversion of PF 3</i>
Louth	<i>Diversion of PF 5</i>
Woodhall Spa	<i>Extinguishment & Creation of Bridleway – PF 154</i>

- d) **0** cases await determination by the Secretary of State

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- e)

	2011-12	2012-13
Orders confirmed & Legal Event Modification Orders completed	5	5
Orders confirmed awaiting Legal Event Modification Orders		3
Orders not confirmed	0	0
Cases abandoned	1	4

3. Consultation

a) Scrutiny Comments

n/a

b) Executive Councillor Comments

n/a

c) Local Member Comments

n/a

d) Policy Proofing Actions Required

n/a

4. Background papers

No background papers within Section 100D of the Local Government Act 1972 were used in the preparation of this report.

This report was written by Chris Miller - Countryside AccessManager, who can be contacted on 01522 782070 or countryside_access@lincolnshire.gov.uk.

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