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NOTE – At the commencement of the meeting there will be a public forum for up to 15 minutes which will offer members of the public the opportunity to make statements or ask questions.



County Offices
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12 January 2016

South Lincolnshire and Rutland Local Access Forum Meeting

A meeting of the South Lincolnshire and Rutland Local Access Forum will be held on **Wednesday, 20 January 2016 at 2.00 pm** in **Council Chamber, South Kesteven District Council, St Peter's Hill, Grantham, Lincs NG31 6PZ** for the transaction of business set out on the attached Agenda.

Yours sincerely

Tony McArdle
Chief Executive

Membership of the South Lincolnshire and Rutland Local Access Forum

Councillor Ray Wootten, (Lincolnshire County Council) (Chairman)
John Law, (Other Interests) (Vice-Chairman)
Councillor David Brailsford, (Lincolnshire County Council)
Councillor William Cross, Rutland County Council
Bryan Bowles, (Landowners)
Rosemary Harris, (Landowners)
Audrey Morley, (Landowners)
Andrew Childs, (Users of Local Rights of Way)
Alec Hill, (Users of Local Rights of Way)
Sam Tate, (Users of Local Rights of Way)
John Williams, (Users of Local Rights of Way)
Ian Cox, (Other Interests)
Dr Rebecca Johnson, (Other Interests)
Paul Marshall, (Other Interests)
Barbara Smitheringale, (Other Interests)
1 Vacancy (Users of Local Rights of Way)
2 Vacancies (Land Owners)

**SOUTH LINCOLNSHIRE AND RUTLAND LOCAL ACCESS FORUM AGENDA
WEDNESDAY, 20 JANUARY 2016**

Item	Title	Report Reference
1	Apologies for Absence	
2	Minutes of previous meetings of Local Access Forums as follows: -	
2a	Minutes of the previous meeting of the South Lincolnshire and Rutland Local Access Forum held on 22 July 2015	2a (Pages 7 - 16)
2b	Minutes of the Joint Meeting of the Mid-Lincolnshire and South Lincolnshire and Rutland Local Access Forums held on 20 October 2015	2b (Pages 17 - 22)
3	Actions Arising from the meeting held on 22 July 2015 (if not already on the agenda)	~
4	The County Council's Budget Proposals for 2016/17 <i>(To receive a verbal update on the latest situation in connection with the County Council's budget for 2016/17)</i>	(Verbal Report)
5	Prioritisation of path, associated works timescales and proactive inspection regimes <i>(To receive a report by Chris Miller (Countryside Access Officer), which seeks the views of the Forums before a report is submitted to a meeting of the County Council's Environmental Scrutiny Committee)</i>	5 (Pages 23 - 28)
6	Higher Level Stewardship sites <i>(A verbal update by John Law (Vice-Chairman, South Lincolnshire and Rutland Local Access Forum), which seeks the views of the Forum)</i>	(Verbal Report)
7	County Farms <i>(To receive a verbal update by John Law (Vice-Chairman, South Lincolnshire and Rutland Local Access Forum), on County Farms)</i>	(Verbal Report)
8	Lost Ways Sub-Group <i>(A report by John Law (Vice-Chairman, South Lincolnshire and Rutland Local Access Forum), which provides an update of the work of the Sub Group)</i>	8 (Pages 29 - 30)
9	Countryside for All Sub-Group <i>(A report by John Law (Vice-Chairman, South Lincolnshire and Rutland Local Access Forum), which provides an update on the survey of seven Rights of Way)</i>	9 (Pages 31 - 42)

- 10 Countryside Access and Rights of Way Improvement Plan Update**
- 10a Rutland County Council** **10a**
(To receive a report from Stuart Crook (Public Rights of Way Officer, Rutland County Council)) (Pages 43 - 44)
- 10b Lincolnshire County Council** (Verbal Report)
(To receive a report by Chris Miller (Countryside Access Manager, Lincolnshire County Council))
- 11 Definitive Map Modification Orders**
- 11a Rutland County Council** **11a**
(To receive a report from Stuart Crook (Public Rights of Way Officer, Rutland County Council)) (Pages 45 - 46)
- 11b Lincolnshire County Council** **11b**
(To receive a report by Chris Miller (Countryside Access Manager, Lincolnshire County Council)) (Pages 47 - 54)
- 12 Public Path Orders Progress Report**
- 12a Rutland County Council** **12a**
(To receive a report from Stuart Crook (Public Rights of Way Officer, Rutland County Council)) (Pages 55 - 56)
- 12b Lincolnshire County Council** **12b**
(To receive a report by Chris Miller (Countryside Access Manager, Lincolnshire County Council)) (Pages 57 - 58)
- 13 Dates and Times of Future Meetings** ~
(There are normally four meetings of the Forum arranged in each year – January, April, July (AGM) and October. The meetings in April and July are normally arranged in the evening. The views of the Forum are sought)

Democratic Services Officer Contact Details

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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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www.lincolnshire.gov.uk/committeerecords

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SOUTH LINCOLNSHIRE AND RUTLAND LOCAL ACCESS FORUM 22 JULY 2015

PRESENT: COUNCILLOR R WOOTTEN (CHAIRMAN)

Representing Lincolnshire County Council: None.

Representing Rutland County Council: None.

Representing Independent Members: John Law, Rosemary Harris, Alec Hill, John Williams, Ian Cox, Dr Rebecca Johnson, Paul Marshall and Barbara Smitheringale.

Officers: Andrea Brown (Democratic Services Officer), Stuart Crook (Public Rights of Way Officer), Chris Miller (Environmental Services Team Leader (Countryside Services)) and Andrew Savage (Senior Countryside Access Officer).

1 ELECTION OF CHAIRMAN

The meeting was opened by Councillor R Wootten who welcomed all present to Barratt Court in Skegness.

Nominations for the Chairman of the South Lincolnshire and Rutland Local Access Forum were invited.

Councillor R Wootten was nominated by Mr J Williams and seconded by Mr P Marshall. No other nominations for the post of Chairman were received.

RESOLVED

That Councillor R Wootten be elected as Chairman for the forthcoming year.

2 ELECTION OF VICE-CHAIRMAN

The Chairman nominated Mr J Law as Vice-Chairman and this was seconded by Mr I Cox. No other nominations for the post of Vice-Chairman were received.

The Chairman thanked Mr Law for all the hard work undertaken for the Local Access Forum and for attending a considerable number of meetings on his behalf.

RESOLVED

That Mr John Law be elected as Vice-Chairman for the forthcoming year.

2

**SOUTH LINCOLNSHIRE AND RUTLAND LOCAL ACCESS FORUM
22 JULY 2015**

3 APOLOGIES FOR ABSENCE

Apologies for absence were received from Mrs Audrey Morley and Councillor David Brailsford.

4 MINUTES OF THE PREVIOUS MEETING OF THE SOUTH LINCOLNSHIRE AND RUTLAND LOCAL ACCESS FORUM HELD ON 29 APRIL 2015

One amendment was noted by the Vice-Chairman at Minute Number 49 where paragraph 3 should read as follows:-

Leicestershire LAF was more advanced with the Lost Ways project than other LAFs in the region. The Vice Chairman was looking to ensure the neighbouring LAFs provided and were provided with cross border lost ways information.

RESOLVED

That the minutes of the meeting held on 29 April 2015, noting the amendment above, be approved by the Chairman as a correct record.

5 ACTIONS ARISING FROM THE MINUTES OF THE PREVIOUS MEETING (IF NOT ALREADY ON THE AGENDA)

There were no actions arising from the minutes of the last meeting in addition to those already listed on the agenda for consideration.

At this point of the proceedings, Councillor Wootten gave thanks to the Forum for electing him as Chairman for another year and to Mr Marshall for arranging the venue for the meeting.

The Chairman proposed to take agenda items 8, 9 and 10 as accepted, due to the number of items to be considered, unless members had any specific questions they wished to ask. This was agreed.

6 JOINT ANNUAL REPORT 2014/15

Consideration was given to a report which provided a summary of the work of both the South Lincolnshire and Rutland Local Access Forum and the Mid Lincolnshire Local Access Forum.

Andy Savage, Senior Countryside Access Officer, presented the report and confirmed that the format was the same as in previous years. The Chairmen of both forums were thanked for their introductions to the report.

Pages 25 and 26 of the report alluded to the membership of both forums and suggestions on how to successfully fill the vacancies were requested. It had been suggested at the meeting of the Mid Lincolnshire Local Access Forum the previous evening to include something in the Parish Council update.

Regulations stated what the minimum and maximum levels should be for fair and equal representation on Local Access Forums within each area therefore it was important to ensure those vacancies were filled. It was also important to ensure that the Forum remained quorate at each meeting.

It was suggested that Sarah Grundy, Historic Environment Officer, Lincolnshire County Council, to promote to all user groups. This was agreed.

RESOLVED

That the Countryside Access and Definitive Map Manager for Lincolnshire County Council contact Sarah Grundy, Historic Environment Officer, to progress promotion of the Local Access Forums to user groups with the counties of Lincolnshire and Rutland.

7 COASTAL ACCESS

Mr Paul Marshall, South Lincolnshire & Rutland Local Access Forum Member, gave a presentation on Coastal Access within Lincolnshire.

Following his retirement, Mr Marshall moved to the Skegness area to enjoy the coast but found that he was unable to use the coastal footpaths as they were inaccessible on a mobility scooter due to the sand blowing from the beach on to the footpath. On further investigation, he found it difficult to ascertain who was responsible for the footpaths as he was advised by the Council that this was the responsibility of the Environment Agency and the Environment Agency advising that it was the responsibility of the Council.

As a further example, the beach at Chapel St Leonards was privately owned and not maintained by the current owner. Two seal carcasses had been washed up on this particular beach and were left there until they became skeletons.

Following this, Mr Marshall started a group called Skegness and District Coastal Access for All and, in 2003, they met with a Councillor from West Lindsey District Council and a representative from the Environment Agency but the conclusion was not to take any action. Undeterred, the group liaised with a local farmer who used a digger to clear the footpath enabling it to be reopened.

Volunteers were then sought and support was received from Winthorpe Caravan Park and the Army Cadets which resulted in the footpath being cleared on a regular basis with the use of a Bobcat. Unfortunately, a story was published on the front page of the local newspaper about a child who had been stuck with a needle on the path. The group have since worked tirelessly to ensure that this type of incident did not reoccur.

They have linked with the Government, Surfers Against Sewerage, nearby Butlins as well as the local community and undertaken a considerable amount of work to make the footpath usable. Groups of young people from Butlins cleared 25 bags of litter in

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one afternoon, for example. Although this had made a huge difference to residents and tourists alike, the problems remained.

In addition to these problems, it had become apparent that one local campaigner was canvassing the local councils, MP and volunteers to deter people from volunteering with the message that this was the "job of the Council". As a result, volunteer numbers were dwindling and the group were now struggling to keep the momentum going.

Councillor C J Davie, Executive Councillor for Economic Development, Environment, Planning and Tourism, Lincolnshire County Council, was now involved as it was proposed to open a cycle path from Gibraltar Point to Chapel St Leonards. An additional issue was the access to the coastal path on the land owned by the Golf Club, which had been previously discussed at the Local Access Forum.

The Chairman thanked Mr Marshall for his presentation and congratulated the group on their success to-date. He then asked what the Forum could do to help.

Mr Marshall requested that the route across the Golf Course be opened. Butlins were hiring bikes and mobility scooters to their guests but they were still unable to get to the town of Skegness due to the land on the Golf Course being inaccessible.

At a meeting with Natural England, the Countryside Access and Definitive Map Manager and the Senior Countryside Access Officer, two stretches of coast had been discussed (Norfolk to Skegness Pier and Skegness Pier to Donna Nook) and the stretch presented by Mr Marshall would be part of those discussions. He explained that Golf Courses were exempt from spreading room but not from the national trail, which this section would form part of. Should this go ahead and on completion of the trail, maintenance would become the responsibility of Lincolnshire County Council although the build-up of sand on the trail had not been considered. Other issues for consideration would be cattle and the landowner responsibility to make provisions to keep their cattle away from the trail.

Natural England had asked to attend the next meeting of the Forums to discuss this issue therefore it was proposed to hold a joint meeting with the Mid Lincolnshire Local Access Forum to discuss Deregulation.

RESOLVED

That the Countryside Access and Definitive Map Manager discuss the possibility of a joint meeting with the Chairmen of both the South Lincolnshire & Rutland Local Access Forum and the Mid Lincolnshire Local Access Forum.

8 COUNTRYSIDE ACCESS AND RIGHTS OF WAY IMPROVEMENT PLAN UPDATE

8a Rutland County Council

Members were comfortable with the content of the report and raised no additional questions or comments.

RESOLVED

That the update be noted.

8b Lincolnshire County Council

Consideration was given to a report from Lincolnshire County Council which outlined the progress made in the implementation of Lincolnshire Countryside Access and Rights of Way Improvement Plan.

Members were comfortable with the content of the report and raised no additional questions or comments.

RESOLVED

That the update be noted.

9 DEFINITIVE MAP MODIFICATION ORDERS

9a Rutland County Council

Consideration was given to a report from Rutland County Council.

Members were comfortable with the content of the report and raised no additional questions or comments.

RESOLVED

That the update be noted.

9b Lincolnshire County Council

Consideration was given to a report from Lincolnshire County Council which detailed the progress of Definitive Map Modification Order work since the inception of the current prioritisation policy (October 2006 to April 2015) including current caseloads.

Members were comfortable with the content of the report and raised no additional questions or comments.

RESOLVED

That the update be noted.

10 PUBLIC PATH ORDERS PROGRESS REPORT

10a Rutland County Council

Consideration was given to a report from Rutland County Council which provided an update on Public Path Orders within the county.

During discussion, the following point was noted:-

- In relation to Path Ref D85 (Langham) the owners had applied for the previous diversion when the lodge was built but had withdrawn this as the units were not on the market. Now that the units were being sold, they had resubmitted a new application which was supported by Langham Parish Council. Although this was in preliminary consultation at the present time, it was thought this would be dealt with swiftly because the definitive line had been blocked;

RESOLVED

That the update be noted.

10b Lincolnshire County Council

Consideration was given to a report from Lincolnshire County Council which provided an update on the progress of Public Path Orders in the county.

Members were comfortable with the content of the report and raised no additional questions or comments.

RESOLVED

That the update be noted.

11 LOST WAYS SUB-GROUP

The Vice Chairman provided a verbal update and advised that he had received an email from DEFRA which he would circulate to all Members of the Forum. As the Deregulation guidelines were awaited, there was not much more to add at this time.

It was agreed that this would form part of the Deregulation discussions at the proposed joint meeting of the South Lincolnshire & Rutland Local Access Forum and the Mid Lincolnshire Local Access Forum.

RESOLVED

That the update be noted.

12 COUNTRYSIDE FOR ALL SUB-GROUP

Consideration was given to a report from the Vice-Chairman of the South Lincolnshire and Rutland Local Access Forum which provided an update on the work of the Countryside for All Sub-Group.

Due to the resignation of Mr Gordon Norris due to his heavy workload with charities for the disabled, the Forum were asked for a volunteer to assist Mr P Marshall in auditing and surveying the routes, in particular the use of the inclinometer. The next meeting of the sub-group was scheduled for 4th August 2015.

The sub-group had been promoting countryside for all routes, health walks, dementia friendly walks and walking using PRoW to various organisations using a slide show. A meeting took place with representatives of the Lincolnshire East Clinical Commissioning Group in Skegness earlier in the day on 22 July. The Clinical Commissioning Group agreed to present the slide show to the next meeting of their GP liaison representatives. The aim is to encourage the practices to display the slideshow in their reception areas.

The Vice-Chairman asked if both county councils could provide a web page of links to businesses, such as pubs and restaurants who wish to promote their business and have accessible toilets available for their customers.

The PowerPoint presentation was available also and it was asked that this be sent to the Countryside Access and Definitive Map Manager so it could be added to the Lincolnshire County Council website.

The Chairman advised that he would pass on the report and contact details of the Vice-Chairman to the South West Lincolnshire Clinical Commissioning Group for their information also.

RESOLVED

1. That the report be noted;
2. That officers would contact their respective Economic Development Teams for a list of businesses to promote the walks to also;
3. That the officers would investigate the issue.

13 FUNDING

Consideration was given to information provided by the Vice-Chairman which was brought forward from the last meeting.

Unfortunately, due to the lack of progress made on this item, the Vice-Chairman proposed that this be deferred to the next meeting.

RESOLVED

That this item be deferred to the next meeting of the South Lincolnshire and Rutland Local Access Forum.

14 JOINT DISABILITY SUB-GROUP - BID SUBMISSION

Consideration was given to a report from the Vice-Chairman of the South Lincolnshire and Rutland Local Access Forum which provided Forum Members with the projects which would benefit from the funding should this bid be successful.

It was thought that the outcome would be available for this meeting but this remained outstanding. Advice received suggested that the decision would be made early August 2015 therefore it was asked to defer this item to the next meeting.

RESOLVED

That this item be deferred to the next meeting in anticipation of the bid outcome.

15 COUNTRYSIDE ACCESS EDUCATION PACK - DOWNLOAD

Consideration was given to a report from the Vice-Chairman of the South Lincolnshire and Rutland Local Access Forum which provided information about the education resources available in Lincolnshire.

A request was made to share the Lincolnshire Countryside Access Education Pack with other Councils. The Countryside Access and Definitive Map Manager was happy for the link to be shared but stressed that the document had been designed for Lincolnshire and not generically and for other Authorities to bear that in mind.

It was agreed to be important to promote this to young people within the county but to keep the content current. The Chairman agreed to raise this with Debbie Barnes, Executive Director for Children's Services at Lincolnshire County Council.

RESOLVED

That the report be noted.

16 CONSULTATION - MAKING OUR NEEDS KNOWN AND INFLUENCING
DECISION MAKERS

The Vice-Chairman requested that Agenda Items 16 and 17 be taken together as part of the same update. This was agreed.

Consideration was given to a report and draft questionnaire from the Vice-Chairman of the South Lincolnshire and Rutland Local Access Forum which invited discussion and comment from Forum Members.

The reports and consultation documents had been sent to various Local Access Forums for their comment. The result would then be sent to Mid and West Berkshire LAF and circulated to members for their information. If Members were in agreement, the final documents would then be sent to Kristina Gould at Natural England. Copies would also be sent to the LAFs in the East Midlands region, West Midlands region and the South East region asking them to complete the consultation documents and return them to the South Lincolnshire and Rutland Local Access Forum for analysis. Following the completion of the analysis the Forum would discuss how this should be taken forward.

RESOLVED

1. That the reports for agenda items 16 and 17 be noted;
2. That the proposed process be agreed.

17 PROPOSAL FOR FUTURE PERMISSIVE ACCESS IN STEWARDSHIP SCHEMES

Please refer to minute number 17 for the details of this item as it was agreed with the Forum to take Agenda Items 16 and 17 together.

18 HORSE RIDING ROUTE MAPS

Consideration was given to a selection of maps which members were asked to comment on their style and information presented to be used whilst horse riding.

The Countryside Access and Definitive Map Manager explained that these had been brought forward from the last meeting but that a decision had been made. Some compromise had been agreed with the publisher to attempt to meet all needs.

There were mixed opinions about what riders may need of their maps but Members were generally content with the option chosen.

RESOLVED

That the update be noted.

19 SOLAR FARMS

Dr R Johnson, South Lincolnshire and Rutland Local Access Forum Member, gave a verbal address to the Forum in regard to a potential planning application for a 100 hectare solar farm in the Parish of Lenton, Keisby, Osgodby and Hanby situated in the south of Grantham.

The issue for the forum to consider was the plan to use the bridleway as construction access and the view of the company was that they had not had an issue before so would probably keep them open.

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The Planning Authority was South Kesteven District Council (SKDC) and they had advised that no application had yet been submitted although an Environmental Impact Assessment had been requested. Since that assessment was undertaken the site plan had changed.

Officers advised that Planning Officers would not usually request the comments of the Local Access Forums when considering planning applications. Early engagement was always wise and it was unusual that SKDC had not suggested that the applicant contact Lincolnshire County Council. Additionally, there was a clear political stance within the County in respect of solar farms. There was nothing to prevent the Forum providing advice to the authority and planning for the Section 94 body.

The Countryside Access and Definitive Map Manager advised that he would raise the issue with Councillor C J Davie, Executive Councillor for Economic Development, Environment, Planning and Tourism to seek his views.

The Chairman offered, as an SKDC Councillor, to make enquiries about the application and advise Dr Johnson of the position.

RESOLVED

1. That the Chairman make enquiries about this particular application to South Kesteven District Council;
2. That the Countryside Access and Definitive Map Manager raise this particular application with the Executive Councillor for Economic Development, Environment, Planning and Tourism, Councillor C J Davie.

20 NEXT MEETING OF THE SOUTH LINCOLNSHIRE AND RUTLAND LOCAL ACCESS FORUM

The next meeting of the South Lincolnshire and Rutland Local Access Forum was scheduled for Wednesday 21st October 2015 at 6.00pm and was to be held in Grantham.

Further to discussions, it would be confirmed if a joint meeting would be held between the South Lincolnshire Local Access Forum and the Mid Lincolnshire Local Access Forum on Tuesday 20th October 2015.

RESOLVED

That the date of the next meeting be confirmed as soon as possible.

The Chairman thanked Members for their attendance and closed the meeting.

The meeting closed at 8.15 pm.

Agenda Item 2b

1

JOINT MEETING BETWEEN MID-COLNSHIRE AND SOUTH LINCOLNSHIRE & RUTLAND LOCAL ACCESS FORUMS 20 OCTOBER 2015

PRESENT:

Representing Lincolnshire County Council: Councillors D McNally and R Wootten

Representing other Councils: Councillor Iain Colquhoun (North East Lincolnshire Council) and Councillor William Cross (Rutland County Council)

Representing Independent Members: Chris Padley, Colin Smith, Sandra Harrison, Ray Shipley, Richard Graham, David Mills, Katherine Mills, Alec Hill, Sam Tate, Rosemary Harris, Ian Cox, John Law, Paul Marshall and Barbara Smitheringale

Officers: Steve Blagg (Democratic Services Officer), Chris Miller (Environmental Services Team Leader (Countryside Services)) and Stuart Crook (Public Footpaths Officer, Rutland County Council)

1 APPOINTMENT OF CHAIRMAN

Following consultations between the Chairmen of both the South Lincolnshire and Mid-Lincolnshire Local Access Forums before the meeting it was agreed that Chris Padley would chair this meeting.

2 APOLOGIES FOR ABSENCE

Apologies for absence were received from Dr Chris Allison (Mid Lincolnshire Local Access Forum (MLAF), Councillor D Brailsford (Lincolnshire County Council, South Lincolnshire Local Access Forum (SLAF), Bryan Bowles (SLAF), Sheila Brookes (MLAF), Dr Rebecca Johnson (SLAF), Audrey Morley (SLAF), Deborah North (MLAF), Pete Skipworth (MLAF) and John Williams (SLAF).

3 PRESENTATION BY NATURAL ENGLAND ON PROPOSALS FOR THE ENGLAND COAST PATH IN LINCOLNSHIRE

The Chairman welcomed Roger Gerry, Lucy Heath, Emily Ledder and Tracy O'Shea, from Natural England, to the meeting.

A presentation was made by Natural England in connection with their proposals to install the England Coast Path in Lincolnshire. The presentation included details of the national context, background and legislation, coastal access rights in detail and coastal access on the Lincolnshire coast.

Comments made by the Forums and responses given by Natural England included:-

1. What was the legal status of the path?

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Natural England (NE) stated that the legal status of the path was a unique right of way on the coast and from a legal perspective it was covered by the Marine and Coastal Access Act 2009, the Countryside and Rights of Way Act 2000 and the National Parks and Access to Countryside Act 1949. Some sections of the path were on current rights of way but not all would appear on the Definitive Map. The legal process for any realignment of the route was laid out in legislation and involved consultations with the local authority and landowners. Confirmation of the final route required the approval of the Secretary of State.

2. Was there any compensation package for landowners affected by the proposals?

NE stated that there was no compensation available for landowners affected by the proposals for the path.

3. Was there a limit on how far the path could be realigned in the event of a problem?

NE stated that there was no limit on how far the path could be realigned in the event of a problem. NE was currently planning on the path lasting fifteen years on current proposals for its alignment. NE stated that some foreshore sections of the path in East Yorkshire were moving two metres a year and that the eroded deposits were ending up in Lincolnshire. In the event of a landslide or some similar incident it would be necessary to talk to landowners to find an alternative route.

4. Problems of access for wheelchair/pushchairs in the Skegness area in the vicinity of the golf course.

NE stated that this matter would be examined. NE would liaise with the golf club and the local community about this issue. Money would also be made available to the local authority for maintenance of the path.

5. What was the annual maintenance cost of the path and what help would local authorities receive?

NE stated that they would fund 75% of the maintenance costs with the local authority expected to meet the remaining 25%. The precise details would be set out in an Agreement. There was a funding formula but the actual cost would not be known until the completion of the path. The local authority would have responsibility on how any funding for maintenance was spent once the path was handed over to them by NE.

6. What precautions were in place to protect nesting birds?

NE stated that an assessment of nesting sites would be undertaken by NE during the planning stage of the path to ensure that the necessary protection was in place.

NE gave a presentation of the proposed route between Sutton Bridge and Mablethorpe and the expected completion date was 2018.

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Comments made by the Forums and responses given by NE included:-

1. What enforcement measures were in place in the event of the path being blocked?

NE stated that this would be the responsibility of the local authority once the path had been handed over. Legally, no one could obstruct the path's route and the local authority was required to give notice if the path was not cleared with the costs being met by the landowner.

2. What was the situation if an existing Right of Way passed through an industrial complex?

NE stated that each aspect of the route of the path was considered on its merits.

3. Was the landowner responsible for the removal of any styles or gates along an existing Right of Way proposed for the path?

NE would be responsible for the initial costs of bringing the path in line with "England Coast Path (ECP) standard" and this included replacing existing styles with more accessible gates. Once the path was open it would be the access authority's responsibility to maintain the infrastructure of the ECP. The landowner would only be responsible if they deliberately did something that would cause damage to the ECP.

4. The project was excellent but how was the local authority expected to meet its 25% of the maintenance cost when local government was already experiencing severe funding reductions and with further cutbacks expected?

NE stated that in the preparation arrangements an assessment would be made of the costs involved. NE would fund 75% of the long term maintenance costs.

The Chairman stated that the local authority would examine the implications of the maintenance of the path cost in due course.

Volunteers were a great resource, there were people such as ramblers who want to maintain a good standard and were willing to volunteer their time to maintain the ECP.

Also, organised fun runs/marathons where people involved agreed to pick-up the litter before and after the event and the money raised donated to maintaining the path.

Natural England stated that for the new path in Norfolk new circular routes had been installed to link in with the coastal path. The footfall had increased significantly which had generated income for local businesses some of which could be used to maintain the coastal path, this was a possibility for Lincolnshire.

Using these previously successful methods on other stretches the council can encourage local management and maintenance at a low cost.

4

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It was agreed to send the presentations by Natural England to Forum members.

The meeting noted that following a restructuring of the Countryside Services area Andrew Savage, Senior Countryside Officer, had taken up a new position within the Countryside Services area and would no longer be attending Forum meetings. It was agreed that a letter should be sent to him, to thank him for his service and support to the Forums.

RESOLVED

(a) That the presentation by Natural England on proposals by Natural England to install the England Coast Path in Lincolnshire be noted.

(b) That the presentations made by Natural England be sent to the Forums.

(c) That a letter be sent to Andrew Savage, Senior Countryside Officer, to thank him for his support to both Forums and to wish well in his new position.

4 THE PROPOSED EFFECTS OF THE DE-REGULATION ACT 2015

The Forums received a report on the provisions affecting public rights of way work in the De-regulation Act 2015 and the likely consequences.

Officers stated that the Act had been given Royal Assent in March 2015 and contained within it a number of provisions based on a "rights of way reform package" based on the deliberations of a stakeholder working group made up of people representing users, landowners and local authorities. Officers outlined the various changes under three major headings – Changes to the procedures for Definitive Map and Modification Orders; the introduction of the Definitive Map "cut off" provisions from the Countryside and Rights of Way Act 2000 and the the Right to apply for a Public Path Order (PPOs diversions/extinguishments).

Officers responded to comments from the Forums as follows:-

1. The local authority was able to dismiss "irrelevant" objections to make an order but must have regard to the advice of the Secretary of State which as yet was unavailable.

2. With regard to modifications to the Definitive Map and Statement it was possible to change the status of a route from a Bridleway to a footpath and a landowner was able to ask questions of the local authority in this respect.

3. In connection with a local authority making a Definitive Map and Modification Order the balance of probabilities test was preferable to the previous "reasonably alleged test".

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4. With regard to the position in connection with a right of way which was not recorded but which had been in use since 1949 the regulations would address this matter.

5. All streets on the Exemption Street List were required to be shown on the List by 2026. However, it was not possible to add a Byway Open to Traffic after 2026.

On this matter, a member of the public was permitted to ask a question.

Officers responded to a member of the British Horse Society about the classification of routes and it was stated that these routes appeared on both the official List of Streets and the Definitive Map and Statement. The Lost Ways Sub Group might examine the anomalies to try to establish exactly what rights existed. The member of the public expressed concern about the quality of the List of Streets and officers agreed that, whilst the legislation was not the same as for Definitive Maps, the County Council had in-house protocols to ensure that the List was properly maintained.

RESOLVED

That the report be noted and that a further report be presented to both Forums when the regulations are known.

5 LOST WAYS SUB-GROUP - REMIT

The Forums received a report from John Law which sought the approval of both Forums to the remit of the Lost Ways Sub-Group. John Law stated that the Sub-Group sought to advise and assist the local authorities with the aim of protecting and enhancing the rights of way network before the 2026 cut-off date for claims based on historic evidence.

John Law stated that it might be necessary to come back to the Forums with more details on the remit and that in Rutland someone had offered to volunteer to assist in the mapping of the routes.

RESOLVED

That the Forums give their approval to the remit of the Lost Ways Sub-Group as detailed in John Law's paper.

The meeting closed at 8.05 pm

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Open Report on behalf of Richard Wills - Executive Director for Environment & Economy

Report to:	Mid-Lincolnshire and South Lincolnshire and Rutland Local Access Forums
Date:	19 & 20 January 2016
Subject:	Prioritisation of path, associated works timescales and proactive inspection regimes

Summary:

A report into the proposal that due to budgetary constraints the scheme of prioritisation of paths and the associated works timescales requires alterations alongside the County Council's proactive inspection regimes.

Recommendation(s):

That the report is considered and formal written advice to the Authority from the Local Access Forum is provided

1. Background

With Central Government support grants reducing and the attendant pressures this brings to Local Government services it is inevitable that attention must be given to review current practices to ensure that they remain feasible.

As a consequence of direct funding and staffing decreases over a number of years the Rights of Way service is required to review the following elements of its work.

- a) the prioritisation of public rights of way
- b) the timescales to which the County Council will commit to undertake different types of works, in itself linked to the priority of the individual right of way.

2. The Prioritisation of Public Rights of Way

The County Council has operated a system of prioritising individual rights of way based on their character and usage for many years with the existing system rooted in a study done in 1994.

The need for such a system is based on the finite level of resources available to deliver an extensive remit of maintenance and enforcement across a widely dispersed network of 4000 km in total length. In common with the well-recognised "classification" system for roads (A, B, C etc) it has been the position of the County

Council that some rights of way have a greater value to the public than others and it is only right that resources are allocated accordingly when required.

The current levels of prioritisation can be defined as follows:

Priority 1	Routes actively promoted by Lincolnshire County Council (e.g. Viking Way, Bridle Trails, Recreational Walk Routes)
Priority 2	Routes that are known to be well used, predominantly close to settlements <u>or</u> routes promoted by other bodies and specifically endorsed by Lincolnshire County Council
Priority 3	All other available routes.
Priority 4	Routes that could only be made available by the significant investment of capital resources or requiring extensive legal work to resolve alignments and obstructions.

Source: Highways & Traffic Guidance Note 73 "Path Prioritisation Policy, Standard Issue Resolution Timescales & Inspection Regimes" 1/4/2013

Officers are currently considering what alterations may be appropriate in the current resource climate to ensure that the limited funding is allocated wisely and to the greatest benefit for the public.

Options may include:

- The reduction in the number of levels of prioritisation
- The altering of the types of route that attract a priority (e.g. promoted routes are not considered of any greater value than routes used predominantly by local communities)
- Removal of routes promoted by others as a specific priority
- Retaining the existing set of priorities

The County Council does however believe that there will be a number of routes which it will be clear that only significant investments in financial or officer resource will enable the route to be made available (the current priority 4 routes). It is not envisaged that there will be a change to this concept.

3. Timescales for the Resolution of Commonly Encountered Reports / Problems

The prioritisation of any individual path or way will determine what timescales may be achieved to resolve user complaints. There will be occasion when the type or scale of any problem may preclude being able to meet these timescales however officers will ensure that correspondents are informed if this is the case.

Currently the matrix for resolution of commonly encountered issues is demonstrated as follows:

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					

Source: Highways & Traffic Guidance Note 73

The County Council will align any evaluation of the priority scheme against the likely availability of resources and officers ability to inspect paths reactively.

Options may include:

- Only committing to a timescale for highest priority routes with all others being subject to the availability of resources.
- Extending the timescales for types or problems
- Giving greater priority to a certain type of problem
- Considering the closure of routes on health and safety grounds e.g. where an existing bridge has failed and there are insufficient resources to replace.

4. Proactive Inspections

The County Council does currently undertake limited proactive inspections but, due to significant numbers of reactive works in some areas (mainly North and South Kesteven) this is not necessarily possible across the whole County.

Proactive inspections ensure that the network is maintained in a safe condition (with urban paths being inspected for trips etc on an annual basis by Highways Officers) as well as ensuring that routes remain easy to use and to limit the number of complaints made to the Council.

The current regime is as follows:

Priority 1:	Once per annum.
Priority 2:	Split over two year cycle.
Priority 3:	Split over a three year cycle.
Priority 4:	When routes are programmed for reopening based on available resources.

Source: Highways & Traffic Guidance Note 73

As with the resolution of works this may require alignment to any new scheme of prioritisation of paths.

The Council also considers that there is a likelihood that the number of complaints made concerning the network will rise and as a consequence officers will have to spend more time on reactive work.

The Council still values its proactive inspections and may consider altering the cycles and will also consider whether to retain the link to priority of paths or alternatively to commit to inspecting all paths in a geographic area (e.g. groups of parishes) in any given year. The cycle may possibly be spread over a greater period of time

5. Summary

The County Council is undeniably facing greater resource pressures and challenges than in very many years. Since an increase in staffing levels in 1994 and 2002 the quality of Lincolnshire's Rights of Way has visibly improved. Whilst it is recognised that less input from the Authority will mean some routes become less easy to use it is considered that the efforts of the last two decades has ensured that the majority of the network is generally available and the emphasis going forward is to ensure that this quality does not decrease significantly to the extent that paths that have been made available fall into such disrepair that only significant inputs of resource will restore them.

5. Consultation

a) Has Local Member Been Consulted?

n/a

b) Has Executive Councillor Been Consulted?

n/a

c) Scrutiny Comments

n/a

d) Policy Proofing Actions Required

n/a

6. Background Papers

[Highways & Traffic Guidance Note 73 "Path Prioritisation Policy, Standard Issue Resolution Timescales & Inspection Regimes" 1/4/2013](#)

This report was written by Chris Miller, Environmental Services Team Leader – Countryside Services who can be contacted on 01522 782070 or countryside_access@lincolnshire.gov.uk.

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Agenda Item 8

LOST WAYS

Report for LAF 19th & 20/01/16 meeting

1. The sub group's Remit

Now the remit has been approved by both LAFs the sub group have a clear project definition.

2. The Process

The sub group have agreed on the checklist for researchers to follow. The method of prioritising routes to research has also been agreed and is displayed below:

- a. Possible Lost Ways
- b. Believed County Roads not identified as ORPAs on current OS mapping
- c. Dead-end routes on current definitive map
- d. Mixed-status routes on current definitive map
- e. Any other routes not publicly maintained.
- f. CSS Permissive Routes which would enhance the network Other Permissive Routes.
- g. Cycleways and ORPAs
- h. Existing DMMO Applications.
- i. Any route which is currently in public use, or of perceived public benefit which is threatened as a result of development of any type should be given a priority irrespective of its category as soon as the threat is apparent.

3. Rutland Unrecorded Ways

We have been fortunate in Rutland as two members of the Leicestershire and Rutland Ramblers have been seconded onto our group and they have provided the base data for research in spreadsheet and map format.

4. Lincolnshire Unrecorded Ways

Miriam (Mid Linc's) is in the process of pulling together data on anomalies, missing links, mapping errors and critical gaps for Lincolnshire. We are still hoping we can get someone interest in compiling all the Lincolnshire data into spreadsheet and mapping format as we have in Rutland.

5. Training

The BHS has provided training in lost ways. However the closest training was held at Kenilworth and this was not convenient for people living in Lincolnshire. The BHS appears to be prepared to deliver the training close to us but we do need to find a suitable free venue.

DOES THE LAF HAVE ANY SUGGESTIONS WHERE THIS TRAINING COULD BE PROVIDED?

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Agenda Item 9

Countryside For All – Report

Report for LAF meetings 19th & 20/01/16

Countryside For All routes

We are surveying 10 routes this financial year, six of the original routes and four new routes. Please see below for the current status of our progress:

4 Original routes available for artwork and printers

1 Original route (Chambers Farm Wood) deteriorated and requires funding to bring it up to standard. We are investigating funding opportunities, to bring the route back up to standard. If no funding is available this route will be excluded from the countryside for all pack.

1 Original route, Chapel Six Marshes, to be completed and available for artwork and printers January.

3 New routes, the Spa Trail Horncastle, Frampton Marsh and Hubbards Hills available for artwork and printers.

1 New route, Ashing Lane Nature Reserve, Nettleham, hoping to have available for artwork and the printers by the end of January.

Bourne Wood is one of the original routes which has been surveyed. Both Bourne Wood and Chambers Farm Wood are owned by the Forestry Commission. Discussions will take place later in the year to ensure the Bourne Wood route is maintained to the correct standard.

Dementia Friendly Walks

The programme of walks is growing. There is an issue at Mablethorpe where there is a lack of attendance. A meeting is taking place with the Clinical Commissioning Group, the GP practice, the Patient Participation Group, Age UK, Magna Vitae, Alzheimer's Society and ourselves, to resolve this problem.

Choice Unlimited Event

Lincolnshire:

Choice Unlimited is an event which will help promote our countryside for all routes and the dementia friendly walks/strolls. We have organised a meeting with the CEO of LCiL which delivers the Choice Unlimited event. The meeting is to ensure the Lincoln event happens this year and to look at the possibility of launching other events around the County.

Rutland:

An initial meeting re staging this event in Rutland took place in November. The group are aiming for the event to take place October/November 2016. A follow up meeting to discuss further details with a number of representatives of disabled organisations is due to take place in January.

Current Funding Bids

Lincolnshire:

The Bromhead Medical funding application is attached to this report. The application included funding for:

- a) An Inclusive Countryside Access course for external organisations.
- b) Artwork and printing of four more countryside for All routes for 2016
- c) Fourteen walk leader training places. Of which seven are for East Lindsey and seven for West Lindsey.

Rutland:

The funding application for the training of fourteen Dementia Friendly Walk Leader places has been submitted to the Nineveh Charitable Trust. The outcome of the application will not be known until late March. It is felt by some that we should not wait until March to know whether we have been successful and we should apply to other funding bodies in the meantime. Unfortunately there has not been the support to enable us to progress in this area. The sub group are therefore asking the LAF to vote on whether the sub group can investigate and apply to other funding bodies for the Dementia Friendly Walk training places. The vote being:

Do we agree to allow the sub group to apply to other funding bodies for the dementia friendly walk leader training places?

Future Funding Bids

As funding is tight and getting tighter, with many chasing a smaller pot of money, the sub group need to look at other ways of attracting funding. The sub group requires clarification of whether they can draft speculative letters, for the LAF's approval, to be sent to businesses requesting funding. In some cases it may also be beneficial to write joint applications with other organisations which require funding for the same project. We need to know if this is permissible and if so whether the LAF is in agreement for the sub group to operate in this manner. If the above complies with the regulations the following votes are to take place:

Do we agree to allow the sub group to draft speculative letters for funding, for the LAF's approval and Chair's signature?

Do we agree to allow the sub group to write joint applications with other organisations to funders?

Budget implications on Health Walks and Dementia Friendly Walks

The Walks Forum meeting will have taken place 7th January. At this meeting it is expected we may know more about how the budget implications will affect the Health Walks and Dementia Friendly Strolls/Walks. A verbal update will be provided on the outcome of this meeting.

LAF Conference

Natural England has requested that we deliver a presentation/workshop on countryside for all at both the Leeds and Bristol event. We have declined this offer, but arranged with Natural England for Dementia Adventure to provide a half hour slot at both venues. Dementia Adventure is the organisation which provides the training for our dementia friendly strolls/walks

2016 Lincolnshire Wolds Walking festival

The Wolds Walking Festival organisers have asked for a dementia friendly walk and a walk for the disabled to be included in the festival. Magna Vitae for East Lindsey are going to provide a dementia Friendly stroll/walk at Hubbards Hills. The disability sub group are organising the walk for the disabled at Chambers Farm Wood. This walk is suitable for wheelchairs and mobility scooter and will start at 2pm Tuesday 31st May. Any additional help from members of the LAF will be greatly appreciated. Please let John Law know if you will be able to assist at this event.

Clinical Commissioning Groups

A meeting has been arranged with the East Leicestershire and Rutland CCG to explain what we are doing in terms of countryside for all routes and dementia friendly walks. The CCG will also be asked about funding streams for both of these projects.

Dementia Action Alliance

A presentation will be delivered by the sub group in February to the Leicester, Leicestershire and Rutland Dementia Action Alliance. This will focus on how we are delivering the dementia friendly walks in Lincolnshire and how we aim to increase the walks programme in Lincolnshire and develop a programme for Rutland. The aim is to see if we can discover any other funding streams for ourselves and also encourage Leicester and Leicestershire to create a dementia friendly walks programme.

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**BROMHEAD
MEDICAL CHARITY**

**Application Form for
Bromhead Lincolnshire Healthcare Fund 2016**

Applicants should read "Bromhead Lincolnshire Healthcare Fund 2016, Guidance notes" to assist in the completion of this application.

Name of Organisation : South Lincolnshire & Rutland Local Access Forum (LAF)

Name of Applicant : John Law

Role in Organisation : Vice Chairman

Address for Correspondence : 35 The Leys
Countesthorpe
Leicester
LE8 5PJ

Telephone number : 0116 2477176

Email : john.law_32@yahoo.co.uk

Status of Organisation

(eg Registered Charity, Unincorporated Association, Friendly Society) : The LAF is an independent statutory body, set up as a result of the Countryside and Rights of Way Act (CRoW) 2000 and exists to represent the interests of everyone concerned with access to the countryside.

Have you applied elsewhere for funding for this same project? (give details) :

NO

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Information about the Proposed Project/Spending

Title : Inclusive countryside access for all

What sum are you requesting?

£ (Max £5,000)
3953.10 inc. VAT

What is the total cost of the Project/Activity?

3953.10 inc. VAT

Further Financial details should be included in the following section.

Please describe the Project or Group for which you are requesting a grant. (include as much information as possible, including any financial information, business plans, etc – existing documents can be appended to this application form)

South Lincolnshire and Rutland LAF have created a disability sub group with the Mid Lincolnshire LAF. The aim is to improve access to the countryside for the disabled. We have undertaken a number of successful projects which include:

- a) Obtaining funding to deliver an inclusive countryside access course.
- b) Auditing accessible countryside routes and obtaining funding for design and printing of the routes.
- c) Obtaining funding to deliver dementia friendly walk leader training in Lincolnshire.

We are now looking for further funding to help improve the lives of the people in Lincolnshire with disabilities and their carers. Following feedback from our completed projects, it is clear that we need to provide more choices and more walks from different locations. If this application is successful we will be able to achieve this. This project uses the projects displayed above to deliver a better Lincolnshire for people with disabilities and their carers as identified below.

Inclusive countryside access course.

This was previously delivered to a number of external organisations. The result of this is the Leicestershire and Rutland Wildlife Trust has audited a route for inclusive access at their Rutland Water Nature Reserve. The Woodland Trust is also planning to carry out similar audits for routes in Leicestershire, Lincolnshire and Rutland in the future. We now have had further interest from the RSPB in Lincolnshire, Lincolnshire Wildlife Trust, Boston Woods Trust and the Forestry Commission in Lincolnshire. Providing these organisations with training should ensure more accessible countryside for all routes are developed and route literature provided in the countryside for all format. This is a one day course delivered by a professional trainer. The total cost of this course is £446.70 (see appendix A for details).

Auditing accessible countryside routes and obtaining funding for design and printing of the routes.

The route literature provides factual information to enable people with disabilities to make a judgement on whether the route is suitable for them. Current routes in Lincolnshire are displayed at <http://microsites.lincolnshire.gov.uk/countryside/visiting-the-countryside/countryside-for-all/> if you click on the location on the map you will see an example of a route. There are a further four routes being prepared which will be completed and printed March 2016. We require funding to produce route literature for a further four routes by the end of 2016. The total cost of four routes including VAT is £1574.40 (see appendix A for details).

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Dementia friendly walks in Lincolnshire.

Natural England's Greening Dementia Project displays positive outcomes from people with dementia experiencing the Natural Environment (as shown in appendix A attached). This is proof that dementia friendly walks are beneficial to people with dementia and their carers. We previously obtained funding to deliver dementia friendly walk leader training in Lincolnshire. The training was provided by Dementia Adventure. We now have approximately 50 walk leaders trained. The walk leaders are providing regular sensory strolls for people with dementia and their carers from 10 locations across Lincolnshire. Examples of what we are trying to achieve can be seen in the following clips:

<https://www.youtube.com/watch?v=x9-LiP66tl>

<https://www.youtube.com/watch?v=k2U3aahx5nE>

East Lindsey district through Magna Vitae provide three walks per week from different locations in the district. West Lindsey district launched a monthly dementia friendly stroll 1st December at Gainsborough and wish to increase the frequency of these strolls. They also are aiming to provide a programme of dementia friendly strolls from Market Rasen. Both East and West Lindsey require additional walk leaders to be trained. Fourteen trained walk leaders will enable both districts to deliver these improvements. The districts will be supplying match funding by providing the walk leader training aspect of the dementia friendly walk leader training and the training venue free of charge. The total cost of the training including VAT is £1932.00 (see appendix A for details).

Summary

All aspects of this project are aimed at improving the quality of life for people with disabilities and their carers.

What are the likely timescales of the Project/Activity? : Dementia friendly walk leader training completed by May 2016, inclusive countryside access course completed by June 2016, countryside for all routes printed by December 2016.

Please indicate how your proposed Project/Activity meets the Objects of Bromhead Medical Charity : The inclusive countryside access course and creation of countryside for all route literature will enable more people with disabilities to access the countryside. Natural England has provided evidence that access to the countryside improves peoples health and general well being. Increasing the number of dementia friendly strolls will help not only those with dementia but their carers as well. The Natural England Greening Dementia project displays positive outcomes from people with dementia experiencing the Natural Environment as shown in Appendix A attached.

I/We apply to the Bromhead Medical Charity for funds to be used only for the Project/Activity detailed above and will be spent in 2016. To the best of my/our knowledge and belief all information provided in this application is true and accurate.

Signed *John M Law*

Date 24 / 12 / 15

Name in block capitals: JOHN M LAW

For and on behalf of:

Councillor Ray Wootten, Chairman of the South Lincolnshire and Rutland Local Access Forum

Please return completed form to:
Bromhead Medical Charity, 20 Craypool Lane, Scothern, Lincoln, LN2 2UU
Telephone: 01673 861412 Email: bromheadmedical@aol.com
Charity Registration No 511893 Company Registration No 1566912

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APPENDIX A

EXTRACT FROM NATURAL ENGLAND'S GREENING DEMENTIA PROJECT

The Natural England's Greening Dementia Project displays a collection of evidence, showing positive outcomes from people with dementia experiencing the Natural Environment which include:

- Improved emotional state: reduced stress, agitation, anger, apathy and depression
- Improved physical health: skin health, fitness, sleeping patterns, eating patterns
- Improved verbal expression
- Improved memory and attention
- Improved awareness: multi-sensory engagement and joy
- Improved sense of well-being, independence, self-esteem and control
- Improved social interaction and a sense of belonging

Carers of people with dementia suffer from stress and isolation. Providing the sensory strolls also delivers respite for the carers and enables them to socialise with people.

FUNDING REQUIREMENT

	£
<u>Inclusive countryside access course.</u>	
One days training	300.00
Travelling and Admin Time (3.5 hours at £25 per hour)	87.50
Travel expenses (148 miles at £0.40 per mile)	59.20
<u>Auditing accessible countryside routes and obtaining funding for design and printing of the routes.</u>	
Art and design work	625.00
Printing 3000 leaflets	687.00
VAT @ 20%	262.40
<u>Dementia friendly walks in Lincolnshire.</u>	
One days training for 14 delegates (£ 115 per person)	1610.00
VAT @ 20%	322.00
Total funding required inclusive of VAT	£3953.10
Total VAT included above	£ 584.40

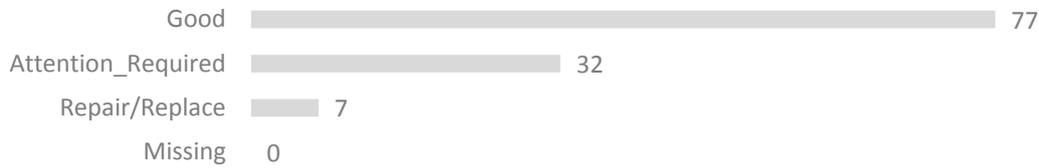
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Agenda Item 10a

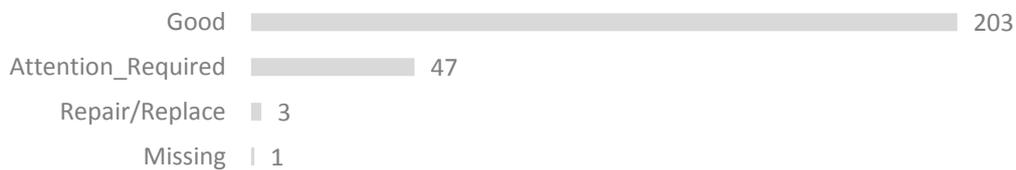
Rutland Rights of Way Improvement Plan: Update (05/01/2016)

Preliminary results from asset condition survey [162/320km surveyed]

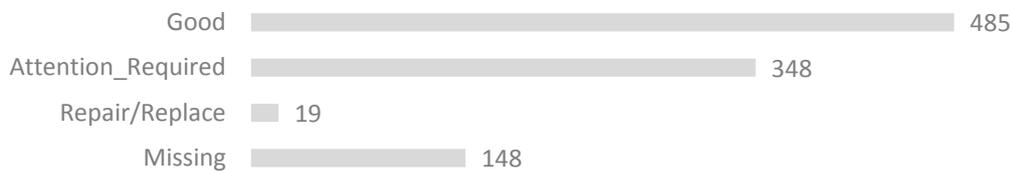
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Gate condition:



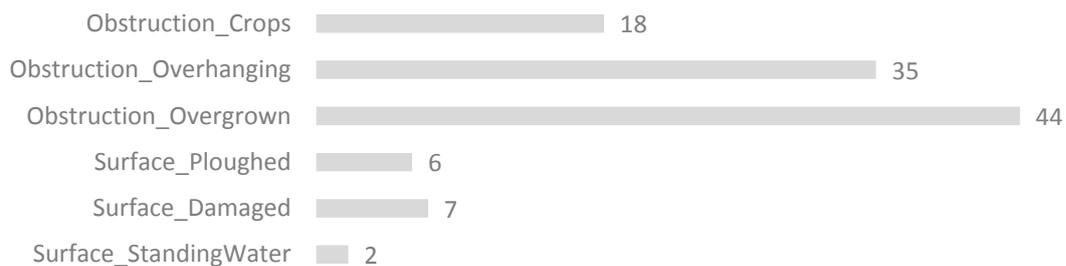
Sign Condition:



Stile condition:



Issue type:



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Definitive Map Modification Orders update - Rutland County Council - Jan 2016

Location	Status	Path Ref	Legislation	File Date	Comments
Preston	Footpath	Barbers Lane	WCA s53(3)(b)	17/12/2003	Waiting for legal to submit to PINS
Braunston	Footpath		WCA s53(3)(b)	22/07/2011	Waiting for legal to submit to PINS
Thorpe-by-Water	Footpath		WCA s53(3)(b)	08/11/2013	
Oakham	Footpath		WCA s53(3)(b)	04/12/2013	
Clipsham	Footpath		WCA s53(3)(b)	12/11/2014	
Ketton	Footpath		WCA s53(3)(b)	18/09/2015	

Since Oct 2015:

0 Orders confirmed
 0 Case referred
 0 New cases received
 0 Order declined

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Open Report on behalf of Richard Wills, Executive Director for Environment & Economy

Report to: **Mid-Lincolnshire and South Lincolnshire and Rutland Local Access Forums**
Date: **19 & 20 January 2016**
Subject: **Definitive Map Modification Orders - Ongoing**

Summary:

A report on the progress of Definitive Map Modification Order Currently being undertaken.

Recommendation(s):

That the report is noted & formal written advice provided as required.

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.

Appendix A, provides an outline of the position of cases currently deemed to be "active" within the prioritisation policy.

2. 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

3. Appendices

These are listed below and attached at the back of the report	
Appendix A	Outline summaries of "active" modification order cases
Appendix B	Appeals against prioritisation – Q3 2015-16
Appendix C	Outstanding Modification Order Cases (Link) – Paper copies available on request

4. 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, Team Leader – Countryside Services, who can be contacted on 01522 782070 or countryside_access@lincolnshire.gov.uk.

APPENDIX A - Outline Summaries of "active" modification order cases

PARISH	CASE No.		CASE TITLE	FORMAL APP?	Date	UPDATE
Ancaster	2	BOAT	Regrade from RB to BOAT	Yes	13/11/91	Currently revisiting extensive file work from long standing case
Alford	344	BOAT	Claimed BOAT from Hanby Lane to New Cemetery	Yes	01/04/93	Order made for footpath status only. One objection received concerning limitation. LCC intends to submit to Secretary of State with a request to modify the order by removal of reference to the limitation
Colsterworth / Gunby & Stainby	259	PF	Colsterworth FP14 & Stainby PF 1(pt)	No	19/05/04	Submitted to Secretary of State 21/12/2015 Order made to delete part of PF 14 and realign a section of PF 1
Ancaster	309	BOAT	Addition of a BOAT along Heath Lane in the parish of Ancaster	Yes	23/03/06	Submitted to Secretary of State 17/8/2015. Public Inquiry date set as 5-6/4/2016.
Utterby	354	PF	Claimed Footpath from Grange Lane to Holy Well Lane	Yes	08/05/12	Submitted to the Secretary of State 8/12/2015
Utterby	355	PF	Claimed Footpath from Grange Lane to former railway and beyond	Yes	08/05/12	Submitted to the Secretary of State 8/12/2015
New Leake	353	PF	Claimed Footpath from Spilsby Rd to Spilsby Rd	Yes	30/05/12	Submitted to the Secretary of State 18/11/2015
Skegness	364	PF	Claimed Footpath from PF 969 to PF 301 along sea defence	Yes	30/05/13	Analysis of user evidence and an apparent lack of intention to dedicate. LCC Decision due Quarter 4 of 2015-16
Belton / Gt. Gonerby	12	PF	Belton to Great Gonerby (Gads Lane)	Yes	01/11/83	Documentary evidence currently under review
North Somercotes / Marshchapel / Grainthorpe	374	PF	Upgrade of PF 18 to PB between Stonebridge Cottages, North Somercotes & Keyholme Lane, Marshchapel	Yes	4/8/2014	User evidence being evaluated alongside submission of a lack of intention to dedicate by the Environment Agency (through bylaws). LCC Decision due Q4 2015-16
South Willingham / Benniworth	96	PF	Claimed PF from Grange farm, Low Barns to road south of Skirbeck House	Yes	30/04/86	Submitted to the Secretary of State 26/11/2015
South Willingham	97	PF	Hainton Rd to High St	Yes	30/04/86	Awaiting information from owner's agents. Land affected was held in trust and it is possible that it can be demonstrated that there was no capacity to dedicate the route
South Willingham / Hainton	98	PF	Moors Lane to A157	Yes	30/04/86	Awaiting information from owner's agents. Land affected was held in trust and it is possible that it can be demonstrated that there was no capacity to dedicate the route
South Willingham	99	PF	Moors lane to Poplar Fm	Yes	30/04/86	Awaiting information from owner's agents. Land affected was held in trust and it is possible that it can be demonstrated that there was no capacity to dedicate the route
Woodhall Spa	193	PF	Mill Lane to R.Witham Bank	Yes	12/05/98	Original Order found to be fatally flawed (notation errors) – New order to record the route as a RB made 9/12/2015 – objection period ends 8/2/2016 – As the order route has been built over by a dwelling the case is linked to an accompanying diversion order should the route be added to the Definitive Map & Statement

APPENDIX A - Outline Summaries of "active" modification order cases

Coningsby	182	PF	School Lane to Dogdyke Road	Yes	06/11/97	Evaluation of user and documentary evidence ongoing alongside pre decision consultation
Louth	363	PF	Claimed deletion of part of PF5 and addition of PF	Yes	08/03/13	Documentary Evidence being evaluated. Support for application withdrawn by applicant – LCC Decision due Q4 2015-16
Caythorpe & Frieston / Fenton / Fulbeck/ Leadenham	383	PB	Claimed bridleway from Fenton to Fulbeck Grange (routes around former Fulbeck Airfield)	Yes	05/03/15	Review of User evidence. Routes across airfield stopped up legally. Review of lack of intention to dedicate (Statutory Declaration) ongoing.
Navenby	384	PB	Claimed bridleway from Grantham Road to Doncaster Gardens	Yes	16/04/15	Review of evidence ongoing – route subject to dwelling obstructions and proposed development

BOAT – Byway Open to All Traffic

RB – restricted Byway

PB – Public Bridleway

PF – Public Footpath

- **2015-16 cases completed - 8**

(Submission to Secretary of State, order confirmed unopposed or where a decision not to make an order has been made)

- **2015-16 new cases received – 2**

- **Total Number of cases (Formal application or Self-initiated) - 158**

APPENDIX B – Appeals against prioritisation Q3 2015-16

There have been no appeals in this quarter.

Appendix C – Outstanding Modification Order Cases

Parish	File	Status	Proposal	Further details	Formal applicatio
Ancaster	2	RB	Claim	to BOAT	Yes
Alford	344	BOAT	Claim	Claimed BOAT from Hanby Lane to to New Cemetery	Yes
Colsterworth / Gunby & Stainby	259	PF	Deletion / Realignment	Colsterworth FP14 & Stainby FP 1(pt)	No
Ancaster	309	BOAT	Claim	Addition of a BOAT along Heath Lane in the parish of Ancaster	Yes
Utterby	354	PF	Claim	Claimed Footpath from Grange Lane to Holy Well Lane	Yes
Utterby	355	PF	Claim	Claimed Footpath from Grange Lane to former railway and beyond	Yes
New Leake	353	PF	Claim	Claimed Footpath from Spilsby Rd to Spilsby Rd	Yes
Heapham	360	PF	Variation of Particulars	Variation of Statement for PF 57	Yes
Skegness	364	PF	Claim	Claimed Footpath from PF 969 to PF 301 along sea defence	Yes
Belton / Gt. Gonerby	12	PF	Claim	Belton to Great Gonerby (Gads Lane)	Yes
South Willingham / Benniworth	96	PF	Claim	Claimed PF from Grange farm, Low Barns to road south of Skirbeck House	Yes
South Willingham	97	PF	Claim	Hainton Rd to High St	Yes
South Willingham / Hainton	98	PF	Claim	Moors Lane to A157	Yes
South Willingham	99	PF	Claim	Moors lane to Poplar Fm	Yes
Woodhall Spa	193	PF	Claim	Mill Lane to R.Witham Bank	Yes

ACTIVE CASEWORK

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Public Path Orders update - Rutland County Council - Jan 2016

Location	Status	Path Ref	Legislation	Application Date	Comments
Uppingham	Footpath	E268	TCPA s257	15/12/2005	Planning Issue (Possible revocation order?)
Caldecott	Bridleway	E315	HA s119	N/A	Order to be drafted
Lyddington	Footpath	E314	HA s119	N/A	Order to be drafted
Clipsham	Bridleway	E135	TCPA s257/S261	N/A	Waiting on opinion from Legal Services
Clipsham	Bridleway	E134	HA s119	N/A	Order to be drafted
Langham	Footpath	D85	HA s119	24/04/2015	Instructions issued to legal to make/publish Order
Hambleton	Footpath	E341	HA s119	07/05/2015	Waiting on opinion from Legal Services (point of termination)

Since Oct 2015:

- 0 Orders made
- 0 Orders confirmed
- 0 Order came into operation
- 0 Orders abandoned
- 0 Cases referred
- 0 New case opened

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Open Report on behalf of Richard Wills, Executive Director for Environment & Economy

Report to:	Mid-Lincolnshire and South Lincolnshire and Rutland Local Access Forums
Date:	19 & 20 January 2016
Subject:	Progress of Public Path Orders

Summary:

A report on the progress of Public Path Orders.

Recommendation(s):

That the report is noted and formal written advice given where required

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. The Council may also enter into agreements with landowners regarding the dedication of public rights.

2. Summary of ongoing cases

The County Council is currently working on a number of cases most notably as follows.

- A package of diversions to realign routes in the Coastal Country Park area including the potential dedication of a bridleway over a current footpath.
- Level crossing diversion orders at Tallington and Whisby
- An order to divert an obstructed bridleway onto an adjacent occupiers land at Blankney
- A diversion to enable the managed realignment of the coastal sea defence at North Somercotes
- The extinguishment of a short section of Restricted Byway at Barrowby currently subsumed into an area at the junction with the A1.

- The dedication of a new bridleway at Swinhope to improve equestrian access for a potential promoted trail.

These public path orders have been undertaken as they fall within one of three of the following strategic areas

- Applications from members of the public where public benefit in the proposal can be demonstrated in line with Council's Rights of Way Improvement Plan.
- Cases that form part of wider green infrastructure schemes (Coastal Country Park, Witham Valley Country Park etc.)
- Cases forming part of wider Council strategies (Road / Rail Partnerships, Environmental strategies)

The County Council will be reviewing its position of public path orders when greater detail regarding the Deregulation Act 2015 regulations is known.

3. Consultation

a) Has Local Member Been Consulted?

n/a

b) Has Executive Councillor Been Consulted?

n/a

c) Scrutiny 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, who can be contacted on 01522 782070 or countryside_access@lincolnshire.gov.uk .