

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
Newland
Lincoln
LN1 1YL

18 April 2016

Mid-Lincolnshire Local Access Forum Meeting

A meeting of the Mid-Lincolnshire Local Access Forum will be held on **Tuesday, 26 April 2016 at 2.00 pm** in **Admiralty Suite, Admiral Rodney Hotel, North Street, Horncastle, Lincs LN9 5DX** for the transaction of the business set out on the attached Agenda.

Yours sincerely

Tony McArdle
Chief Executive

Membership of the Mid-Lincolnshire Local Access Forum

Chris Padley, (Users of Local Rights of Way) (Chairman)
Dr Chris Allison, (Users of Local Rights of Way) (Vice-Chairman)
Councillor Denis Colin Hoyes MBE, (Lincolnshire County Council)
Councillor Daniel McNally, (Lincolnshire County Council)
Councillor Iain Colquhoun, (North East Lincolnshire Council)
Sandra Harrison, (Landowners)
Ray Shipley, (Landowners)
Sheila Brookes, (Users of Local Rights of Way)
Deborah North, (Users of Local Rights of Way)
Colin Smith, (Users of Local Rights of Way)
Richard Graham, (Other Interests)
David Mills, (Other Interests)
Katherine Mills, (Other Interests)
3 Vacancies (Land Owners)
2 Vacancies (Other Interests)

**MID-LINCOLNSHIRE LOCAL ACCESS FORUM AGENDA
TUESDAY, 26 APRIL 2016**

| Item | Title | Report Reference |
|-------------|--|-------------------------|
| 1 | Apologies for Absence | |
| 2 | Minutes of the previous meeting of the Mid Lincolnshire Local Access Forum held on 19 January 2016 | (Pages 7 - 14) |
| 3 | Update of action taken on the minutes of the previous meeting | |
| 3a | Minute 26 (b) Obstruction of Route from Saltfleet Paradise (Blackridge) to Seaview Access <i>(Chris Miller, Environmental Services Team Leader (Countryside Services) will give an update on the outcome of his discussions with the Environment Agency on the supposed obstruction of this route)</i> | |
| 3b | Minute 28 - The County Council's Budget Proposals for 2016/17 <i>(Chris Miller, Environmental Services Team Leader (Countryside Services), will provide an update on the outcome of the County Council's budget proposals for 2016/17 on Countryside Services)</i> | |
| 3c | Minute 31 - Offer from Network Rail to talk to Local Access Forums about Network Rail's Level Crossing Strategy <i>(Chris Padley, Chairman, to report back on his discussions with Chris Miller about inviting Network Rail to talk to the two Forums about their level crossing strategy)</i> | |
| 3d | Minute 35 - Lost Ways <i>(Chris Miller, Environment Services Team Leader (Countryside Services) to report the outcome of his discussions with Rosemary Harris, a member of South Lincolnshire Local Access Forum, about a training venue for both Forums to identify Lost Ways)</i> | |
| 4 | Report by the Chairman on his attendance at the Local Access Forum's National Conference in Leeds on 1 March 2016 | (Pages 15 - 16) |
| 5 | Lincolnshire Coastal Country Park <i>(A progress report by Richard Graham and Colin Smith on the latest developments in the Lincolnshire Coastal Country Park)</i> | (To Follow) |
| 6 | Lincolnshire Coastal Country Park Diversion Proposals <i>(To receive a verbal update from Chris Miller (Environmental Services Team Leader (Countryside Services) in connection to the Coastal Country Park Diversion Proposals. Attached is the documentation on the proposed diversions sent by Robin Carr Associates)</i> | (Pages 17 - 34) |

- 7 Countryside for All**
(A report by John Law, a representative on the South Lincs Local Access Forum, in connection with various funding streams for Countryside for All) (Pages 35 - 40)
- 8 North East Lincolnshire Countryside Access and Rights of Way Improvement Plan (ROWIP)**
(A report by Nicola Hardy, Public Rights of Way Mapping Officer, N E Lincs Council, in connection with the latest situation of their Council's ROWIP) (Pages 41 - 42)
- 9 Lincolnshire County Council Progress of Definitive Map Modification Orders (DMMOs) Work**
(A report by Chris Miller, (Environmental Services Team Leader (Countryside Services), which examines the latest DMMO cases only) (Pages 43 - 50)
- 10 North East Lincolnshire Progress of Definitive Map Modification Orders (DMMO)**
(A report by Nicola Hardy, Public Rights of Way Mapping Officer, N E Lincs Council, on the latest situation in connection with their Council's DMMOs) (Pages 51 - 52)
- 11 Lincolnshire County Council Progress of Public Path Orders (PPOs)**
(A report by Chris Miller, Environmental Services Team Leader (Countryside Services), which examines the latest PPO cases only) (Pages 53 - 54)
- 12 North East Lincolnshire Progress of Public Path Orders (PPOs)**
(A report by Nicola Hardy, Public Rights of Way Mapping Officer, N E Lincs Council, in connection with the latest situation with their Council's PPOs) (Pages 55 - 56)
- 13 Date and Time of the next meeting**
(6.00pm on Tuesday 19 July 2016 at Huttoft Village Hall)

Democratic Services Officer Contact Details

Name: **Steve Blagg**
Direct Dial **01522 553788**
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.

All papers for council meetings are available on:
www.lincolnshire.gov.uk/committeerecords

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Agenda Item 2



MID-LINCOLNSHIRE LOCAL ACCESS FORUM 19 JANUARY 2016

PRESENT: CHRIS PADLEY (CHAIRMAN)

Representing Lincolnshire County Council: Councillors D C Hoyes MBE and D McNally

Representing North East Lincolnshire Council: Councillor Iain Colquhoun

Representing Independent Members: Dr Chris Allison, Ray Shipley, Sheila Brookes, Deborah North, Colin Smith and Richard Graham

Officers: Steve Blagg (Democratic Services Officer), Christopher Marsh (Senior Highways Officer (Countryside)) and Chris Miller (Environmental Services Team Leader (Countryside Services))

Also in attendance: Alan Jones (Conservation Officer, Humber Nature Partnership)

23 RESIGNATION OF PETE SKIPWORTH

The Chairman informed the Forum of the resignation of Pete Skipworth from the Forum with immediate effect.

RESOLVED

That the Forum place on record its appreciation for Pete Skipworth's contribution to the work of the Forum and that a letter be sent to him to thank him for his work and to wish him well for the future.

24 APOLOGIES FOR ABSENCE

Apologies for absence were received from Sandra Harrison, David Mills Katherine Mills and Nicola Hardy (North East Lincolnshire Council)

25 MINUTES OF PREVIOUS MEETINGS OF LOCAL ACCESS FORUMS AS FOLLOWS:-

**MID-LINCOLNSHIRE LOCAL ACCESS FORUM
19 JANUARY 2016**

- 25a Minutes of the previous meeting of the Mid Lincolnshire Local Access Forum held on 21 July 2015

RESOLVED

That the minutes of the previous meeting of the Mid Lincolnshire Local Access Forum held on 21 July 2015, be agreed as a correct record and signed by the Chairman.

- 25b Minutes of the Joint Meeting of the Mid-Lincolnshire and South Lincolnshire Local Access Forums held on 20 October 2015

RESOLVED

That the minutes of the of the joint meeting of the Mid Lincolnshire and South Lincolnshire Local Access Forums held on 20 October 2015, be agreed as a correct record and signed by the Chairman.

- 26 ACTIONS ARISING FROM THE MEETING HELD ON 21 JULY 2015 (IF NOT ALREADY ON THE AGENDA)

- 26a Use of Parish Council Notice Boards to advertise vacancies on the Forums (minute 10 (c))

Chris Miller stated that because of changes to the staffing structure in his section he had not had an opportunity to consider the use of Parish Council Notice Boards to advertise vacancies on the Local Access Forums. He stated that a number of local authorities were experiencing similar problems in attracting new members and added that it was feasible to use Parish Notice Boards and that the National Association of Local Councils was another option.

- 26b Obstruction of Route from Saltfleet Paradise (Blackridge) to Seaview Access (minute 15)

Chris Miller stated that he had visited the site to view the obstruction of the route from Saltfleet Paradise (Blackridge) to Seaview Access but could not see any visible obstruction. He stated that he would have further discussions with the Environment Agency about this matter.

- 27 A REPRESENTATIVE FROM HUMBER NATURE PARTNERSHIP ATTENDED THE MEETING TO DISCUSS COASTAL ACCESS

Alan Jones, a Conservation Officer with the Humber Nature Partnership, gave a presentation on the work of the Humber Nature Partnership and stated that the aim of the Partnership was to deliver sustainable management of the Humber Estuary and its surrounding area which was a major SSSI in the UK. He stated that the Partnership was working with Natural England on the development of the England Coast Path in Lincolnshire.

Alan Jones responded to comments made by the Forum, as follows:-

- (a) The issue of the numerous access points for vehicles along the south side of the Humber had led to problems of litter and the dumping of rubbish.
- (b) Land in the Humber Estuary was mainly owned by the Port Authority.
- (c) Issues in connection with the proposed route of the England Coastal Path and linkages would need to be considered by the local authorities and Natural England.
- (d) Issues of "spreading room" and car parking would have to be carefully considered as these could have a detrimental effect on wildlife.
- (e) The Partnership did not own any land but it acted as a facilitator with agencies, e.g. RSPB and Wildfowlers.
- (f) The public was able to contact the Partnership to enquire about ownership of land in the Humber Estuary.

28 THE COUNTY COUNCIL'S BUDGET PROPOSALS FOR 2016/17

Chris Miller gave a verbal update of the County Council's budget proposals for 2016/17. He stated that there was a need for the Council to save £140m in the next four years and added that there were some difficult financial choices for the Council to make by 1 April 2016.

**29 CHANGES TO PRIORITIES, RESOLUTION OF TIMESCALES AND
PROACTIVE INSPECTION REGIMES**

The Committee received a report on the effects of budgetary constraints on the prioritisation and timescales of work undertaken by the County Council on Public Rights of Way.

Chris Miller responded to comments made by the Forum as follows:-

- (a) The reporting of complaints about rights of way would be addressed by re-centralising the reporting of complaints.
- (b) Parish Councils had the necessary powers to maintain rights of way but only a small minority were active in this area.

RESOLVED

That members respond to Steve Blagg, by 11 March 2016, with their comments on the various options to be considered by the County Council for the prioritisation of rights of way as detailed in the report and that a copy of each response be sent to members.

**30 DEVELOPMENT CONSULTATION PROCESSES OF PLANNING
AUTHORITIES WITH PARTICULAR REFERENCE TO LOUTH FLOOD
ALLEVIATION SCHEME**

Chris Padley referred to the lack of consultation by the District Planning Authority on the proposed diversion of a right of way as a result of the Louth Flood Alleviation scheme and Chris Padley stated that only the formal consultees had been consulted.

**MID-LINCOLNSHIRE LOCAL ACCESS FORUM
19 JANUARY 2016**

He stated that if the County Council had had a proper input into the planning process it might have been possible to suggest a more suitable route. Chris Padley enquired what the best method of advising the District Planning Authorities on these issues.

Chris Miller explained the process of consultation by District Planning Authorities and stated that on this particular issue his department had found out too late. John Stockdale, Senior Highways Officer, in his department should have been made aware of the application and its implications for rights of way at an earlier date. Chris Miller stated that a similar problem had occurred with the Tritton Knoll project.

Chris Miller agreed to raise this matter with the Strategic Planning Officer.

31 OFFER FROM NETWORK RAIL TO TALK TO LOCAL ACCESS FORUMS
ABOUT NETWORK RAIL'S LEVEL CROSSING STRATEGY

Chris Padley stated that he had received a request from Network Rail to talk to the Forum about Network Rail's proposals to close rights of way across railway lines. He stated that in the past different legislation had been used by Network Rail to close rights of way but recently the Secretary of State had issued new guidelines requesting that Network Rail should consult with Local Access Forums on proposed closures.

Chris Padley agreed to discuss Network Rail's request with Chris Miller and that subject to the outcome the necessary arrangements should be made to invite a representative of Network Rail to talk to the Local Access Forums.

32 TO CONSIDER THE EFFECT OF PUBLIC SPACE PROTECTION
ORDERS UNDER THE ANTI-SOCIAL BEHAVIOUR, CRIME AND
POLICING ACT 2014

Chris Padley referred to the introduction of a Public Space Protection Order under the Anti-Social Behaviour, Crime and Policing Act 2014, by West Lindsey District Council on a right of way in Gainsborough and the issues raised by its introduction. He stated that this particular Order had generated a lot of debate locally as the right of way was well used by the public.

Chris Padley stated that West Lindsey District Council had listened to the outcome of the public meeting to discuss this matter and had agreed to reconsider.

Chris Miller stated that if this was a right of way on the Definitive Map then the County Council would have been consulted. With regard to the legislation mentioned by Chris Padley there was no need to consult Local Access Forums or Highways. He stated that he would inform highways that if they received a request to respond to a similar Order then they should notify his section.

33 MAKING OUR NEEDS KNOWN AND INFLUENCING DECISION MAKERS
 - CONSULTATION

The Forum received a report by John Law, a member of the South Lincolnshire Local Access Forum, in connection with "making our needs known and influencing decision makers". The report outlined how Local Access Forums could ensure future matters raised as issues which effected national countryside access, did not go unnoticed and were treated as important matters by Natural England and Defra. This was especially important in view of the reduction in financial resources.

The Forum supported the proposals in the report but because of the lack of resources the proposals could only be seen as aspirational.

Officers stated that they were due to meet Natural England tomorrow and that the issues raised in John Law's report could be raised with them and subsequently raised at a regional level.

The Forum supported the proposals detailed in the report.

34 A PROPOSAL FOR FUTURE PERMISSIVE ACCESS IN STEWARDSHIP
 SCHEMES - CONSULTATION

The Forum received a report by John Law, a member of the South Lincs Local Access Forum, in connection with a proposal for the future of Higher Level Stewardship schemes. This followed concern by Local Access Forums nationally about the loss of all permissive access funding by the end of 2020. The report detailed a proposal to create a body representing Local Access Forums to influence the Government on this matter.

The Forum supported the proposals in the report.

35 LOST WAYS

The Forum received a report from John Law, a member of the South Lincolnshire Local Access Forum, in connection with progress of the Lost Ways Sub Group.

The Chairman referred to the excellent system of recording Lost Ways set up by the Leicestershire Local Access Forum and suggested that Leicestershire's system should be extended to Lincolnshire which would allow the public to examine and amend accordingly.

Comments made by the Forum included the need for training to identify Lost Ways and the need for a volunteer to work on the project.

Chris Miller agreed to speak to Rosemary Harris, a member of the South Lincolnshire Local Access Forum, about a training venue for both Forums, and keep the British Horse Society informed of the training arrangements.

**MID-LINCOLNSHIRE LOCAL ACCESS FORUM
19 JANUARY 2016**

36 COUNTRYSIDE FOR ALL

The Forum received a report from John Law, a representative of the South Lincolnshire Local Access Forum, in connection with progress of the Countryside for All Sub Group. With regard to current and future funding bids, the Sub Group had asked for the views of both Local Access Forums

RESOLVED

That the Sub Group be allowed:-

- (a) To apply to other funding bodies for the dementia friendly walk leader training places.
- (b) To draft speculative letters for funding, for the Local Access Forums approval and signature by the Chairman.
- (c) To write applications with other organisations to funders.

37 LINCOLNSHIRE COUNTY COUNCIL COUNTRYSIDE ACCESS AND RIGHTS OF WAY IMPROVEMENT PLAN - UPDATE

Chris Miller gave a verbal update of the County Council's Countryside Access and Rights of Way Improvement Plan. He stated that his section no longer had a Rights of Way Improvement Officer and added that the shortage of funding except for statutory matters meant that the need to produce a detailed Plan was no longer required. He stated that in future it was proposed to produce an annual report on the Plan to both Forums and that this would only highlight the main issues.

The Forum noted Chris Miller's comments and noted that there was a statutory duty to send the annual report to Defra.

38 NORTH EAST LINCOLNSHIRE COUNTRYSIDE ACCESS AND RIGHTS OF WAY IMPROVEMENT PLAN

The Forum received a report from North East Lincolnshire Council on their Rights of Way Improvement Plan objectives.

Councillor I Colquhoun highlighted the path surface improvements under the Strategic Urban Path Improvement Plan. With regard to the reinstatement of footpath 72, he stated that the line of the footpath agreed in 2010, had recently been enforced by the Planning Committee and they had agreed that any modification fee would be waived if the landowners took the initiative and put in a revised route acceptable to the public because if it was not possible to reach agreement the Planning Committee had agreed to enforce the line of the footpath agreed in 2010.

39 LINCOLNSHIRE COUNTY COUNCIL PROGRESS OF DEFINITIVE MAP
MODIFICATION ORDERS WORK

(Note: Councillor D C Hoyes MBE left the meeting)

The Forum received a report from the County Council in connection with progress of their Definitive Map Modification Orders.

Members were asked to email their comments on the new report format to chris.miller@lincolnshire.gov.uk

40 NORTH EAST LINCOLNSHIRE PROGRESS OF DEFINITIVE MAP
MODIFICATION ORDERS

The Forum received a report in connection with North East Lincolnshire Council's progress of their Definitive Map Modification Orders. NOTED.

41 LINCOLNSHIRE COUNTY COUNCIL PROGRESS OF PUBLIC PATH
ORDERS

The Forum received a report from the County Council in connection with the progress of their Public Path Orders. Officers explained that the new arrangements proposed in the Deregulation Act 2015 could make the process of dealing with Public Path Orders more cost neutral as the current arrangements allowed the Council to impose a charge to divert, extinguish or create public rights of way. NOTED.

42 NORTH EAST LINCOLNSHIRE PROGRESS OF PUBLIC PATH ORDERS

The Forum received a report from North East Lincolnshire Council on the progress of their Public Path Orders.

Councillor I Colquhoun stated that with regard to Public Path Order No. 14 (Ashby Cum Fenby BW91) the landowner had now withdrawn his appeal and the Order would now be implemented which was good news. NOTED.

43 DATES AND TIMES OF FUTURE MEETINGS

The following dates and times of future meetings of the Forum were agreed:-

2.00pm on Tuesday 26 April 2016 at Wragby Fire Station

6.00pm on Tuesday 19 July 2016 at Huttoft Village Hall

(Post meeting note – Wragby Fire Station is no longer convenient to use for the meeting arranged for 26 April 2016 and the alternative venue was now the Admiral Rodney Hotel, Horncastle)

The meeting closed at 4.45 pm

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Agenda Item 4

Meeting of the Mid Lincolnshire Local Access Forum on 26 April 2016

Report on Natural England Local Access Forum Conference in Leeds on 1 March 2016

Report by Christopher Padley, Chair of the Mid Lincolnshire Local Access Forum

I attended the above conference as Chair of the MLAF. I found the programme weighted towards presentations rather than workshops and discussions, compared with previous conferences, which I find a pity and I actually got more out of the day from the informal discussions over tea breaks etc, than from the talks.

The main talks I attended were, firstly, a presentation from a LAF in the north east on alternative funding. This was based on their experience in rather special circumstances, where there had been proposals for major new housing development on green field sites, and the developers had been keen to cover all the bases, so to speak, in terms of public benefit and good planning design. The LAF had been instrumental in winning funding from them for studies into the local path network, its shortcomings, opportunities and most of all the future needs should the development take place. An important part of this process had been one of gaining some small funding to start with which enabled the work towards drawing down larger funding to be carried out. Unfortunately, I think a lot of delegates were left feeling that the opportunities on which this example had been based are rare.

The other session was by the Disabled Ramblers Association, an organization I had not previously heard of. Their activity appears to be based entirely on mobility scooters, particularly the users of those robust type designed to go over rough ground. There was clearly an enormous benefit for this type of user from the ability to get out into the deep countryside, and even up mountains, together with the important social aspect of this activity. However, at the same time, I was left with unease at two aspects of this. One was the lack of exercise involved; the other was that the group is particularly adventurous and willing to travel using adapted vehicles to carry their scooters. I feel the work of LAFs should be focused on providing everyone with local access to their local countryside, etc, and towards the broad range of the disabled. This is not a criticism of the DRA, but a reminder that disability comes in many forms and degrees. It does pose in my mind the much broader question of how can we help people with disability to get exercise, not just access?

In the workshops I was particularly interested to hear more of the legal case known as "Andrews 2", by which the Court of Appeal has clarified the interpretation of enclosure awards in a very helpful way for those seeking to

make DMMO claims. The judgment is actually helpful over the interpretation of early nineteenth and eighteenth century local acts in general.

I was also interested to hear of successful use of the land registration system by some communities to protect for the public user some "white roads" awarded as private roads without the need to prove that they are public rights of way. Parishes have, in some cases, proved ownership of these roads and registered this ownership. As owners they are then able to open them to the public.

Overall, it was an interesting and useful day but, as often happens, in different ways to the ones I would have expected from the published programme.

Chris Padley

6 April 2016



Your Ref:
My Ref: RCA/LCC
Date: 2nd April 2016

PRE-ORDER CONSULTATION

Dear Sir/Madam

**Lincolnshire Coastal Country Park
Public Rights of Way Alteration Proposals**

Robin Carr Associates is in receipt of instructions from Lincolnshire County Council to undertake a package of work which seeks to implement a number of changes to the public rights of way network within the Huttoft and Anderby area. These are being pursued as part of the Lincolnshire Coastal Country Park project, summary details of which are enclosed.

We have recently concluded discussions with the various land owners affected by the proposals with a view to seeking their agreement to the changes. To this end please find attached a number of plans showing the proposals that have where land owner agreement has been secured.

The next stage of the process is to give interested parties the opportunity to submit any comments on the proposals and indicate whether or not they support them. Once the consultation exercise has been completed, each proposals proposal will be assessed against the relevant legislative criteria after which we will prepare an advisory report to assist the County Council in making a decision whether or not to proceed with each proposal to Order Making stage.

To this end I should like to invite you to submit and comments, representations and indications of support or objection within 6 weeks of the date of this letter. If you do propose to object to any proposal I should be obliged if you would indicate the grounds upon which the objection is made, and also any changes or amendments to the proposal which may assist in securing the withdrawal of the objection.

To assist with consultation responses, I have enclosed a pro-forma consultation form for each proposal should you wish to make use of it. If you prefer you are, of course, are welcome to respond by way of email or a letter, however I should request that comments on each proposal be clearly identified on a path by path basis. Please ensure that responses to this consultation are sent direct to me and not to the County Council. You can however be assured that the County Council will receive copies of all responses as part of our reporting process. Such responses may also be in the public domain in due course.

If you have any queries regarding the proposals, please do not hesitate to contact me.

Yours faithfully

Robin Carr

Robin Carr FIPROW MILAM (Cert)
Principal

Lincolnshire Coastal Country Park

Vision

To work towards creating a dynamic and extensive Coastal Country Park, along the Lincolnshire Coast, between Sandilands and Chapel St Leonards, providing high quality facilities for people and better protection for wildlife.

Purpose

The Lincolnshire Coastal Country Park will help facilitate:

- A sustainable, varied and attractive coastal landscape, rich in wildlife and attractive to visitors and residents in every season;
- A new green tourism destination with high quality accessible natural green space and opportunities to experience the area's cultural and natural heritage;
- Development of visitor or heritage centres, observatories and interpretation points;
- A vibrant, diverse and sustainable local community.

Membership

The Task Team includes representatives of the following partnership organisations:

- East Lindsey District Council
- Environment Agency
- Lincolnshire County Council
- Lincolnshire Wildlife Trust
- Lindsey Marsh Drainage Board
- Lincolnshire Tourism
- Natural England
- National Farmers Union

Reporting

The Coastal Country Park Task Team reports to the Lincolnshire County Council, including the Environmental Scrutiny Committee.

Project Area

The current project area stretches approximately 8 kilometres along the centre of the Lincolnshire coastline between Sandilands and Chapel St Leonards encompassing the villages of Huttoft and Mumby, part of Hogsthorpe, Anderby and Anderby Creek - an area of approximate 35 square kilometres.



**Lincolnshire County Council
Consultation Acknowledgement Form**

* Delete as appropriate

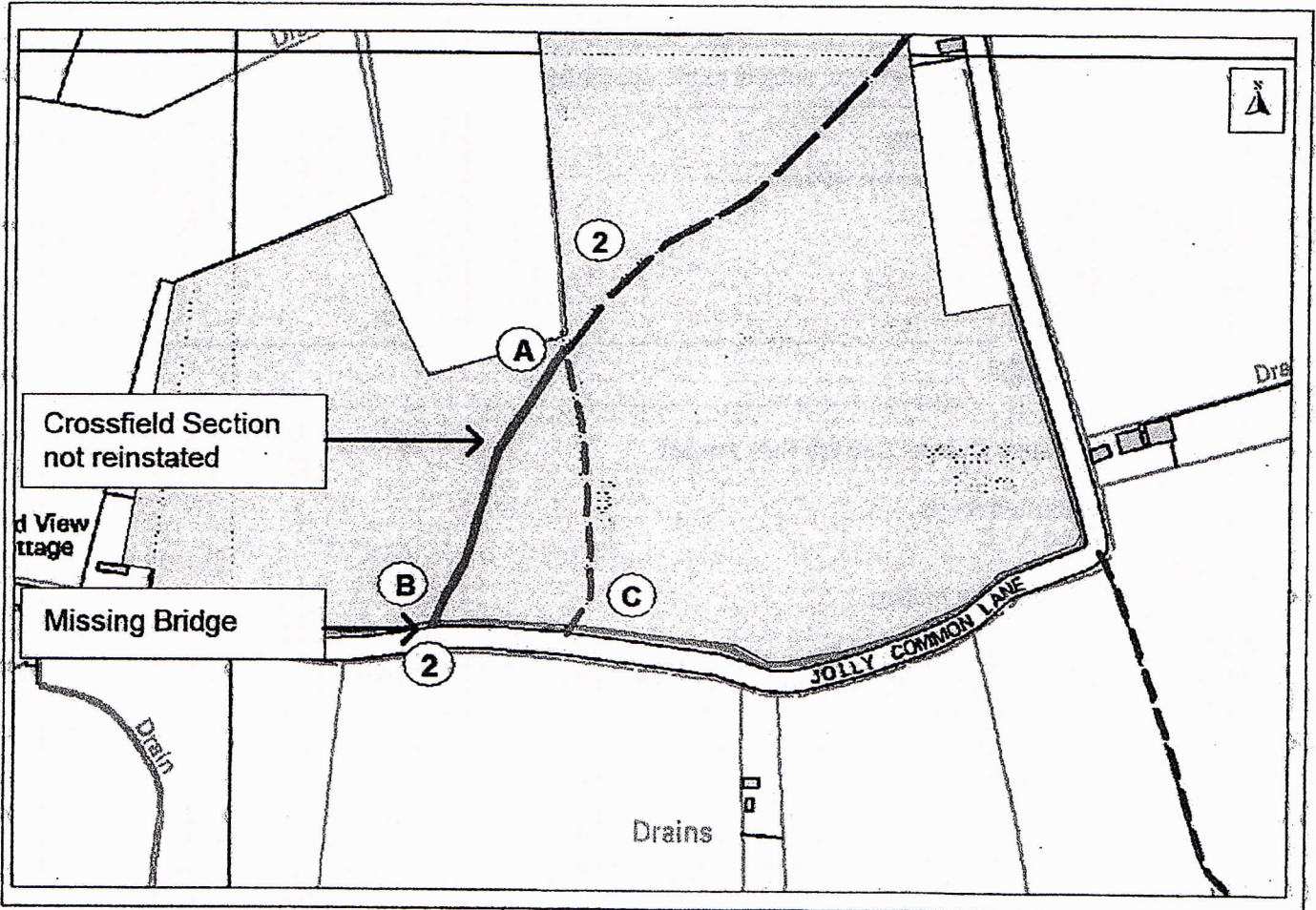
| | | |
|--|--|-------------------|
| Parish: Huttoft | Current Status: FP | Path No: 2 |
| Legislation: Highways Act 1980, Section 119 | Project Ref No: RCA/LCC/Huttoft 2 | |
| Proposal: Diversion of Footpath | | |
| A map of the above route, subject to the application is on the reverse of this form | | |
| Name & Address of Consultee: (Please state which, if any, organisation you represent) | | |
| Additional Information | | |
| Part of the Lincolnshire Coastal Country Park Project Path to be extinguished A – B Path to be Created A - C Width of New Footpath – 2 meters | | |
| Do you/your organisation support this proposal? (please give any reasons below) | | YES / NO |
| If “No” is there any way on which the proposal can be amended so as to address your objections/concerns? (please explain below) | | YES / NO |
| Any Additional Information or Comments: | | |
| Signed: Date: | | |

Please return the completed form to:

Robin Carr Associates
2 Friarage Avenue, Northallerton, North Yorkshire DL6 1DZ

Path No. Huttoft Public Footpath No. 2

Proposal Diversion of part of Huttoft Public Footpath No. 2 (A-B) onto the alignment B-C.



Landownership



Other Information The definitive alignment is currently unavailable.

Rights of Way & Countryside Access, R A Wills, Executive Director for Environment & Economy, City Hall, Orchard Street, Lincoln LN1 1DN

Lincolnshire
COUNTY COUNCIL

Key: Unaffected Footpath

Public Footpath
to be extinguished

Date: 13 November 2014

Footpath to be created

LEOP Boundary

Scale: 1:5000

This map is for information only and should not be regarded as the Definitive Map of Rights of Way. Reproduced from Ordnance Survey with the permission of the Controller of HMSO © Crown Copyright. Licence number 100028270.

**Lincolnshire County Council
Consultation Acknowledgement Form**

* Delete as appropriate

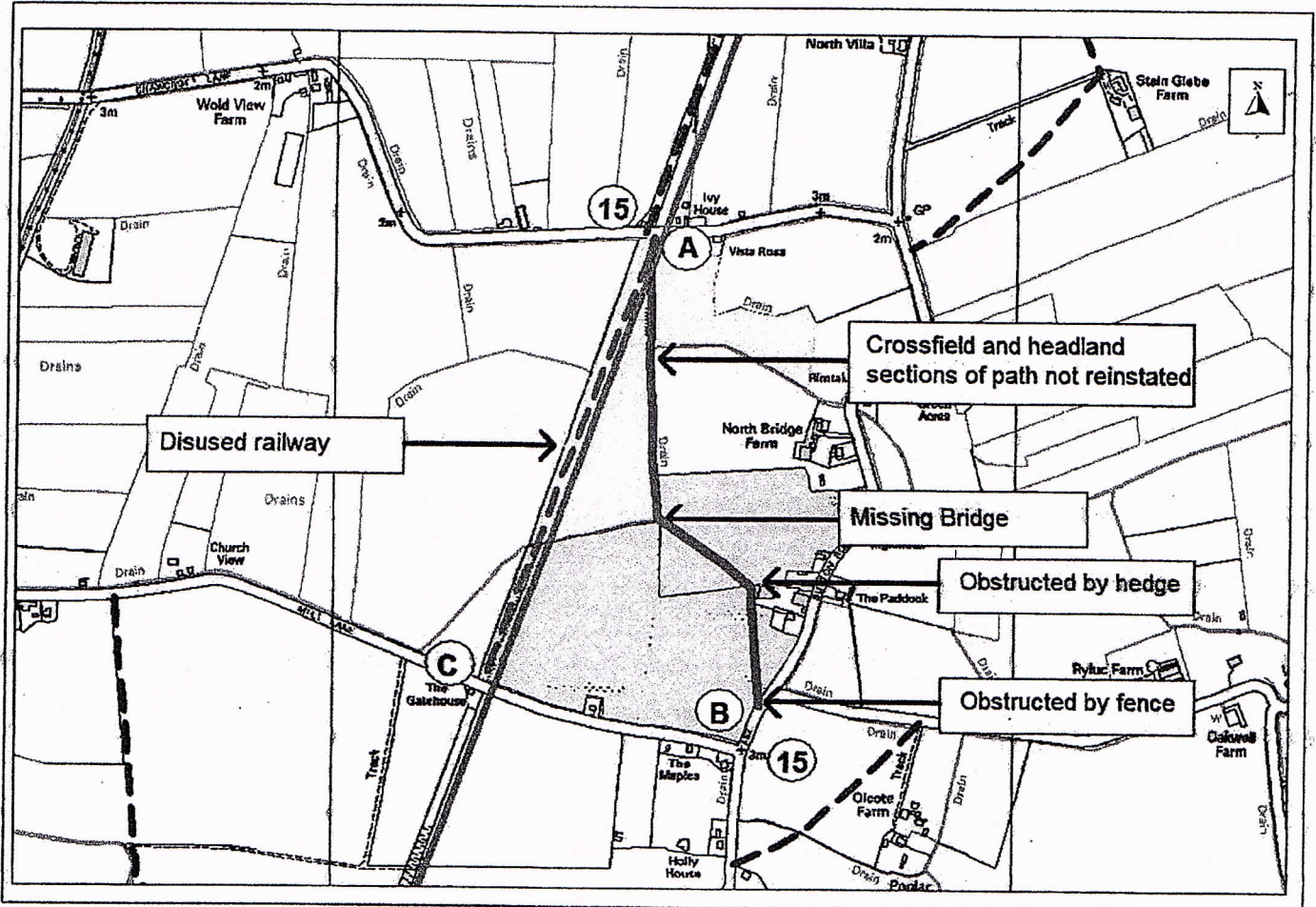
| | | |
|--|---|--------------------|
| Parish: Huttoft | Current Status: FP | Path No: 15 |
| Legislation: Highways Act 1980, Section 119 | Project Ref No: RCA/LCC/Huttoft 15 | |
| Proposal: Diversion of Footpath | | |
| A map of the above route, subject to the application is on the reverse of this form | | |
| Name & Address of Consultee: (Please state which, if any, organisation you represent) | | |
| Additional Information | | |
| Lincolnshire Coastal Country Park Project Path to be extinguished A – B Path to be Created A - C Width of New Footpath – 2 meters | | |
| Do you/your organisation support this proposal? (please give any reasons below) | | YES / NO |
| If “No” is there any way on which the proposal can be amended so as to address your objections/concerns? (please explain below) | | YES / NO |
| Any Additional Information or Comments: | | |
| Signed: Date: | | |

Please return the completed form to:

Robin Carr Associates
2 Friarage Avenue, Northallerton, North Yorkshire DL6 1DZ

Path No. Huttoft Public Footpath No. 15

Proposal Diversion of Huttoft Public Footpath No. 15 (A-B) onto the section of disused railway line extending from Crawcroft Lane to Mill Lane (A-C).



Landownership Land Registry Reference Numbers - Full landowner contact details available

| | | | |
|--|----------|--|----------|
| | LL342390 | | LL341287 |
| | TF5178SE | | LL194472 |

Other Information The definitive alignment is currently unavailable.

Rights of Way & Countryside Access, R A Wills, Executive Director for Environment & Economy, City Hall, Orchard Street, Lincoln LN1 1DN



| | | | |
|------------------------------------|--|------------------------|--|
| Key: Unaffected Footpath | | Footpath to be created | |
| Public Footpath to be extinguished | | LCCP Boundary | |

Date: 12 November 2014

Scale: 1:10000

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**Lincolnshire County Council
Consultation Acknowledgement Form**

* Delete as appropriate

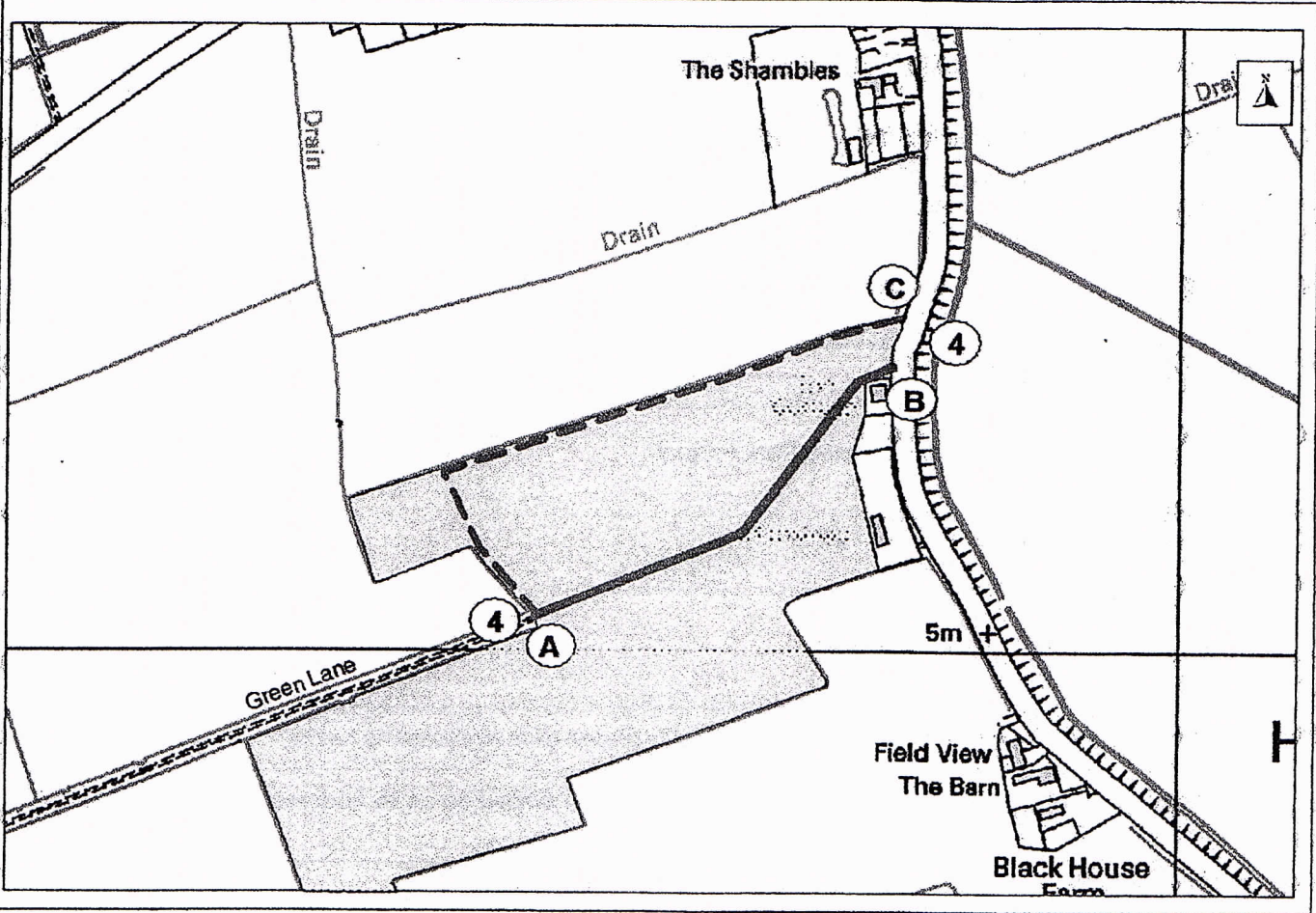
| | | |
|--|--|-------------------|
| Parish: Huttoft | Current Status: FP | Path No: 4 |
| Legislation: Highways Act 1980, Section 119 | Project Ref No: RCA/LCC/Huttoft 4 (2) | |
| Proposal: Diversion of Footpath | | |
| A map of the above route, subject to the application is on the reverse of this form | | |
| Name & Address of Consultee: (Please state which, if any, organisation you represent) | | |
| Additional Information | | |
| Part of the Lincolnshire Coastal Country Park Project Path to be extinguished A – B Path to be Created A - C Width of New Footpath – 2 meters | | |
| Do you/your organisation support this proposal? (please give any reasons below) | | YES / NO |
| If “No” is there any way on which the proposal can be amended so as to address your objections/concerns? (please explain below) | | YES / NO |
| Any Additional Information or Comments: | | |
| Signed: Date: | | |


Please return the completed form to:

Robin Carr Associates
2 Friarage Avenue, Northallerton, North Yorkshire DL6 1DZ

Path No. Huttoft Public Footpath No. 4


Proposal Diversion of the section of Huttoft Public Footpath No. 4 extending from Green Lane to Roman Bank (A-B) onto alignment A-C.







Landownership 

Other Information Green Lane is a public highway recorded on the List of Streets to its termination at point A.

Rights of Way & Countryside Access, R A Wills, Executive Director for Environment & Economy, City Hall, Orchard Street, Lincoln LN1 1DN



Key: Unaffected Footpath  Footpath to be created 

Public Footpath to be extinguished  LCCP Boundary 

Date: 12 November 2014

Scale: 1:5000

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**Lincolnshire County Council
Consultation Acknowledgement Form**

* Delete as appropriate

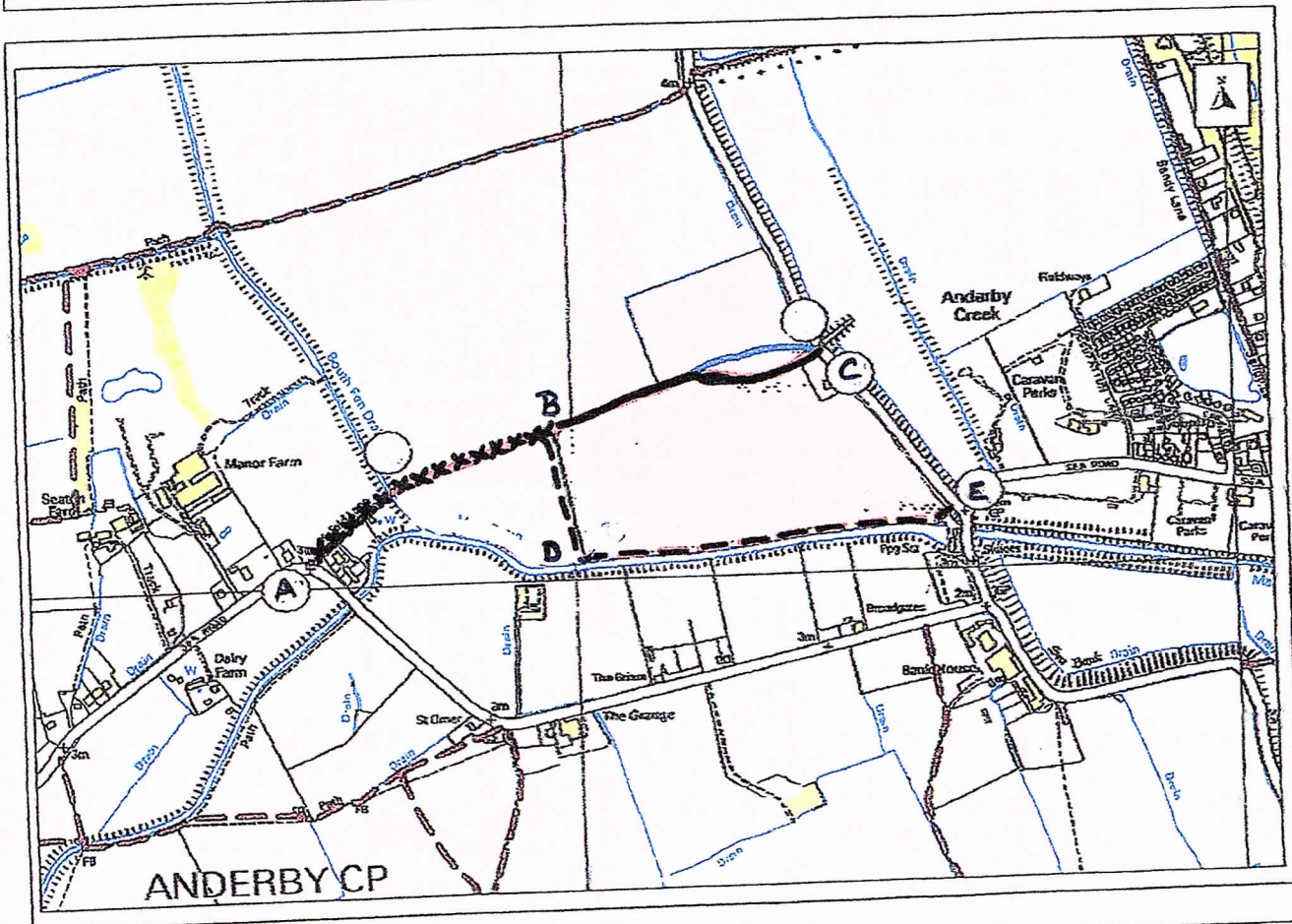
| | | |
|---|--|--------------------|
| Parish: Anderby | Current Status: FP | Path No: 17 |
| Legislation: Highways Act 1980, Section 116 | Project Ref No: RCA/LCC/Anderby17 | |
| Proposal: Magistrates Court Order | | |
| A map of the above route, subject to the application is on the reverse of this form | | |
| Name & Address of Consultee: (Please state which, if any, organisation you represent) | | |
| Additional Information | | |
| Part of the Lincolnshire Coastal Country Park Project Route A – B – C is shown on the list of Streets as well as on the Definitive Map as a footpath therefore rights for mechanically propelled vehicles will have been extinguished under NERCA 2006 This information takes precedent over text on the plan All highway rights other than Footpath to be extinguished A – B All highway rights to be extinguished B - C Footpath to be created B – D – E Width of New Footpath – 2 meters | | |
| Do you/your organisation support this proposal? (please give any reasons below) | | YES / NO |
| If "No" is there any way on which the proposal can be amended so as to address your objections/concerns? (please explain below) | | YES / NO |
| Any Additional Information or Comments: | | |
| Signed: Date: | | |

Please return the completed form to:

Robin Carr Associates
2 Friarage Avenue, Northallerton, North Yorkshire DL6 1DZ

Path No. Anderby Public Footpath No. 17

Proposal Diversion of the section of Anderby Public Footpath No. 17 extending from the Main Drain to Roman Bank () onto the northern bank of the Main Drain ().



Landownership



The remaining affected land is unregistered.

Other Information

Section / 1 is shown on the list of streets. Note - the section highlighted in blue runs on a separate alignment to Anderby Public Footpath No. 17.

Rights of Way & Countryside Access, R A Willis, Executive Director for Environment & Economy, City Hall, Orchard Street, Lincoln LN1 1DN

Key: Unaffected Footpath

Public Rights to be extinguished

Date: 12 November 2014

Footpath to be created

LCCP Boundary

Lincolnshire
COUNTY COUNCIL

Scale: 1:10000

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**Lincolnshire County Council
Consultation Acknowledgement Form**

* Delete as appropriate

| | | |
|---|---|--------------------|
| Parish: Anderby & Chapel St Leonards | Current Status: FP | Path No: 19 |
| Legislation: Highways Act 1980, section 119 | Project Ref No: TCA/LCC/Anderby 19 | |
| Proposal: Diversion of Footpath | | |
| A map of the above route, subject to the application is on the reverse of this form | | |
| Name & Address of Consultee: (Please state which, if any, organisation you represent) | | |
| Additional Information | | |
| Part of the Lincolnshire Coastal Country Park Project Path to be extinguished A – B Path to be Created C - D Width of New Footpath – 2 meters The proposed new path is available on a permissive basis and has been for some time | | |
| Do you/your organisation support this proposal? (please give any reasons below) | | YES / NO |
| If “No” is there any way on which the proposal can be amended so as to address your objections/concerns? (please explain below) | | YES / NO |
| Any Additional Information or Comments: | | |
| Signed: Date: | | |

Please return the completed form to:

Robin Carr Associates
2 Friarage Avenue, Northallerton, North Yorkshire DL6 1DZ



Public Rights of Way & Countryside Access, RA Wills, Executive Director for Environment & Economy, County Offices, Newland, Lincoln, LN1 1YL.



**Anderby and Chapel St Leonards
Public Footpath No. 19**

Date: 1 December 2015 Scale: 1:10000

| Key: | Public Footpath to be extinguished | Public Footpath to be created |
|------|------------------------------------|-------------------------------|
| | | |

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**Lincolnshire County Council
Consultation Acknowledgement Form**

* Delete as appropriate

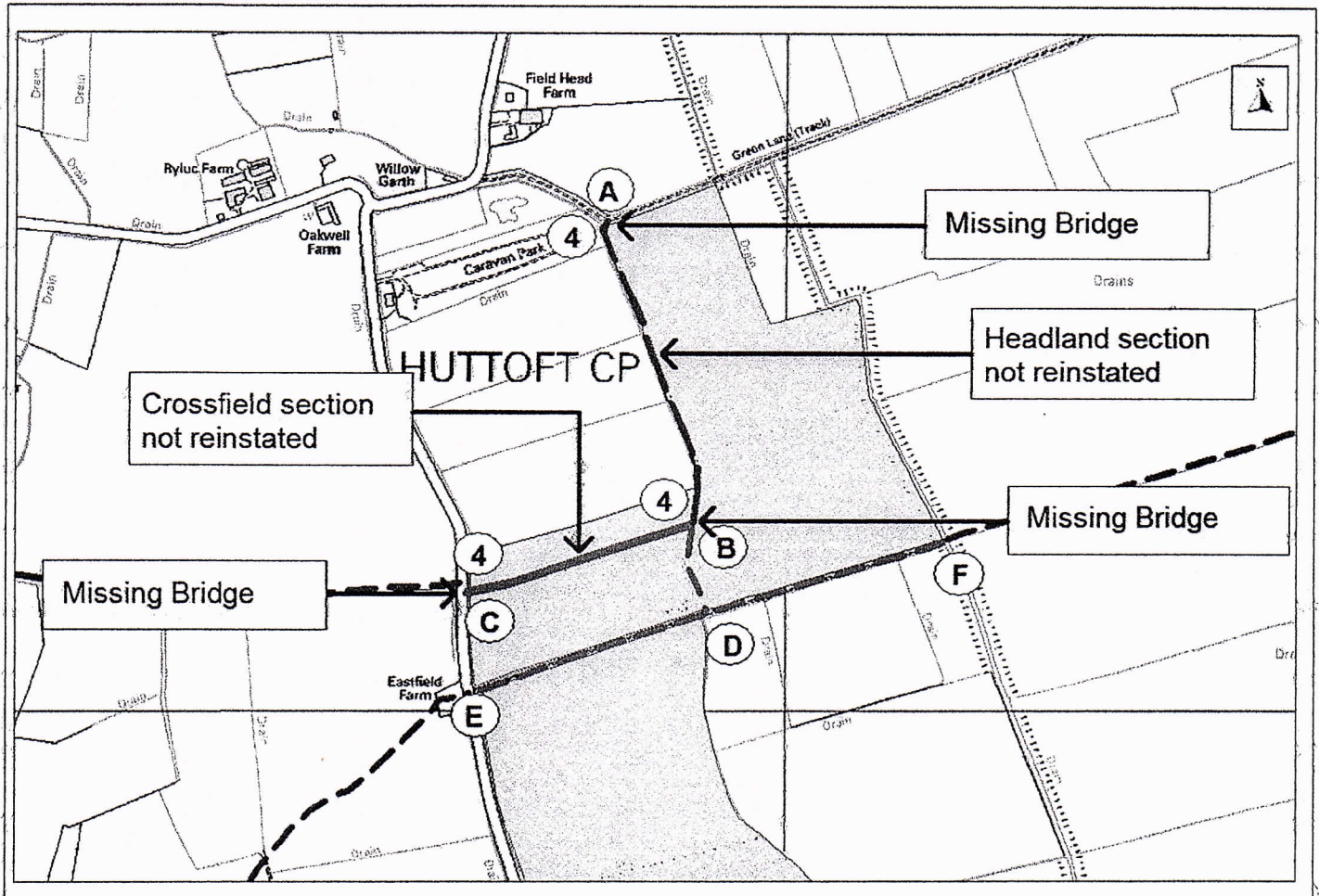
| | | |
|--|---|-------------------|
| Parish: Huttoft | Current Status: FP | Path No: 4 |
| Legislation: Highways Act 1980, Section 26 & 118 | Project Ref No: RCA/LCC/Huttoft 4(1) | |
| Proposal: Concurrent Extinguishment & Creation | | |
| Maps of the above route, subject to the application is attached to this form | | |
| Name & Address of Consultee: (Please state which, if any, organisation you represent) | | |
| Additional Information | | |
| Part of the Lincolnshire Coastal Country Park Project Path to be extinguished B - C Path to be Created E – F & B - D Width of New Footpath – 2 meters | | |
| Do you/your organisation support this proposal? (please give any reasons below) | | YES / NO |
| If “No” is there any way on which the proposal can be amended so as to address your objections/concerns? (please explain below) | | YES / NO |
| Any Additional Information or Comments: | | |
| Signed: Date: | | |

Please return the completed form to:

Robin Carr Associates
2 Friarage Avenue, Northallerton, North Yorkshire DL6 1DZ


Path No. Huttoft Public Footpath No. 4

Proposal Diversion of part of Huttoft Public Footpath No. 4 (B-C) onto alignment B-D-E. Also, creation of public footpath on alignment F-D.




Landownership Willoughby Farms Ltd, The Estate Office, Elsom Farm Bonthorpe, Alford. LN13 9TD





Other Information

-  -The definitive alignment A-B-C is currently available.
- Highway rights on section F-E 'removed from the County Road Map in May 1964' (List of Streets). The affected land is unregistered.

Rights of Way & Countryside Access, R A Wills, Executive Director for Environment & Economy, City Hall, Orchard Street, Lincoln LN1 1DN



Key:

| | | | |
|------------------------------------|---|------------------------|---|
| Unaffected Footpath |  | Footpath to be created |  |
| Public Footpath to be extinguished |  | LCCP Boundary |  |

Date: 12 November 2014

Scale: 1:10000



Public Rights of Way & Countryside Access
 R A Willis, Executive Director for Environment &
 Economy,
 City Hall, Orchard Street,
 Lincoln LN1 1DN

Huttoft Public Footpath No. 4
 Proposed Diversion

Date: 31 March 15 Scale: 1:3000

- Key:** Unaffected Public Footpath ● ● ● ● ● ● ● ●
- Footpath to be extinguished ———— X ————
- Footpath to be created ————

Agenda Item 7

COUNTRYSIDE FOR ALL – Report

Report by John Law (a representative on the South Lincs Local Access Forum)
for the South and Mid Lincs Local Access Forum Meetings on 20 and 26 April

2016

COUNTRYSIDE FOR ALL ROUTES

Lincolnshire

The new route literature should be available early May. We need to collate the new routes with the existing routes in the route folders. We were fortunate to obtain funding from Lincolnshire County Council to improve the route at Chambers Farm Wood and bring it back to a suitable standard.

The funding we have received from Bromhead Medical Charity will fund a further four route leaflets this year. We are currently looking at suitable routes. If you have any ideas of countryside routes which you feel are worth investigating please inform a member of the sub group.

The Woodland Trust have informed us that they may be able to invest in improvements to Owlet Wood near Gainsborough in 2017 and have asked for our advice. We have spoken to them about the route from the car park to the surfaced trail and this maybe something they can upgrade. So we may investigate whether they could fund the production of the leaflet. If not, it may be something we have to find funding for in 2017.

Just Lincolnshire has asked for our advice in relation to the Freedom Trail they are creating at Hill Holt Wood. If this can be made into an accessible trail for wheelchairs and mobility scooters it may be another site for producing countryside for all route literature in 2017.

The Sub Group has also been looking at how we can improve the current routes to enable people with a wider range of disabilities to enjoy them. We have identified four routes which we feel could be improved to provide increased access for people with disabilities. These are Hubbard's Hills, Chapel Six Marshes, Bourne Woods and Ashing Lane Nature Reserve.

Hubbard's Hills has two car parks, one which is privately run which is on a gradient which may be difficult for wheelchair users, the other is a roadside pull in/layby . The roadside car park appears to be part of the highway. It looks as if at one stage it did have disabled parking markings on the road. This road marking is worn and difficult to read.

Chapel Six Marshes belongs to Lincolnshire County Council and is part of the Coastal Country Park. The surface of the route is far from ideal as it forms a sticky mulch after rain. We have been informed it will cost approximately £6000 to provide

a surface which is fit for purpose. We have been in discussion with Chris Miller to see whether Natural England would fund this improvement and increase the route length as part of the Coastal Path. If Natural England will not provide this funding the Sub Group will be looking at other avenues of funding for this project.

Bourne Woods belongs to the Forestry Commission and is well used. The countryside for all route will need some attention in the near future, otherwise it will require significant funding to bring it back to the current standard. Discussions will take place later this year with the Forestry Commission and the Friends of Bourne Woods to investigate how we fund and make these improvements.

Ashing Lane Nature Reserve is owned by the Lincolnshire Wildlife Trust but managed by the Nettleham Woodland Trust. Although this is a fairly young site, as a nature reserve it has a lot of interesting features. In years to come it is going to be a very attractive site if it continues to be managed in the same manner. That is the reason it has been included as a countryside for all route. The issues that let this site down are the signage to the site, the road to the site and the car park. The Nettleham Woodland Trust have requested a “modest addition to a post at the A46/Ashing Lane junction of a standard 'footpath' sign marking the bridle way to Ashing Lane Nature Reserve,” to be erected by Lincolnshire County Council. The road to the site has numerous pot holes. The car park becomes very muddy after rain and access from the car park to the countryside for all route needs improvement. The Nettleham Woodland Trust and the Lincolnshire Wildlife Trust have stated that they are interested in working with us to obtain funding to make the improvements to the car park. The Sub Group will be having discussions with all parties this year to specify and cost the improvements. There may also be a case for increasing the length of the accessible route. Once we have agreement from all parties we will be looking for funding sources.

Action requested: That the Local Access Forums should write to the County Council's Environment and Economic Directorate to request:-

a) That the disabled road parking for Hubbard's Hills should be repainted

b) That the placement of the signage should be investigated and discussed with the Local Access Forums, Nettleham Woodland Trust and the Rights of Way team.

c) That the major potholes in Ashing Lane should be filled.

Rutland

The funding from Nineveh Trust will enable the Rutland Water Nature Reserve route to be printed. It is possible that Anglian Water may fund the printing rather than the Leicestershire and Rutland Wildlife Trust. We are currently awaiting the outcome of this.

The Woodland Trust stated in 2015 they would be planning a countryside for all route in Rutland in 2017. The Sub Group have recently contacted them to see if we can assist them. We are awaiting a response.

INCLUSIVE COUNTRYSIDE ACCESS COURSE

This course was funded by Bromhead Medical Charity and took place on 21 March at Willow Tree Fen. The course included delegates from the Lincolnshire Wildlife Trust, RSPB, Forestry Commission, Boston Woods Trust, Northamptonshire County Council Rangers and Sam Tate from the South Lincs and Rutland Local Access Forum. The reasons we requested funding for this course was to:

- a) Enable other organisations to have a better understanding of what inclusive countryside means.
- b) Display how they could improve their organisation’s sites to make them more accessible.
- c) Enable organisations to display and create their own route literature in the countryside for all format.

The feedback comments are below:

**INCLUSIVE COUNTRYSIDE ACCESS COURSE
FEEDBACK ANALYSIS**

21 March 2016

Total Attendance 9 Delegates

| | Poor | Satisfactory | Good | Excellent |
|---------------------|------|--------------|------|-----------|
| Course content | | | 2 | 7 |
| Course Presentation | | | 1 | 8 |
| Course Material | | | 2 | 7 |
| Venue | | 1 | 4 | 4 |

When asked - “Which of your organisation’s sites do you hope to improve accessibility?”:

The RSPB representative stated “Initially Frampton Marsh and Freiston Shore. Share knowledge with others across the region and maybe UK.”

The Boston Woods Trust representative stated “Fenside”

The Lincolnshire Wildlife Trust representatives stated “Willow Tree Fen” and “As many as possible”

The Forestry Commission representative stated - ”Will keep more of an open mind/awareness”

The Northamptonshire CC representative “for area A” - stated “All”

The Northamptonshire CC representative stated - “for area B” said “1 site”

When asked - “Which of your organisation’s sites do you hope to develop countryside for All leaflets for?”:

The RSPB representative stated “Initially Frampton Marsh and Freiston Shore. Share knowledge with others across the region and maybe UK .

The Boston Woods Trust representative stated “Fenside”

The Lincolnshire Wildlife Trust representatives stated “Willow Tree Fen” and “North Lincs reserves”

The Forestry Commission representative stated this was the publicity officer’s responsibility

The Northamptonshire CC representative “for area A” stated “All”

The Northamptonshire CC representative stated - “for area B” said “2 sites” .

These details together with other information and photos will be provided to the funding body.

DEMENTIA FRIENDLY WALKS

Lincolnshire

The Mablethorpe meeting on 21 January, held at the Marisco Medical Practice, was attended by Magna Vitae, Lincolnshire CC Public Health, the CCG and the Alzheimer’s Society. The Age UK representative could not attend due to illness. There was no representation from the GPs or the Patient Participation Group. A number of actions were agreed which included Magna Vitae holding two events at the Marisco Medical Practice. Magna Vitae still have had no real expression of interest from carers or people with dementia wanting to take part in walks from Mablethorpe. However, there has been interest in these activities taking place at Horncastle. Magna Vitae plan to deliver Dementia Friendly walks from Horncastle rather than Mablethorpe in the near future.

Walk Leader Training -Lincolnshire

Bromhead Medical Charity have provided funds for two courses, one for West Lindsey and the other in East Lindsey. The West Lindsey training took place at Richmond House, Gainsborough 19 April. The East Lindsey course has not been arranged yet but is expected to take place in May. The Sub Group will include the outcome of these courses in our next report to the LAFs.

Walk Leader Training –Rutland

The Nineveh Trust funds will enable 14 people to be trained as dementia friendly walk leaders for Rutland. Discussions will have taken place 12 April to look at training dates and venues. The adverts to volunteers will also be finalised at that meeting.

CHOICE UNLIMITED EVENT

The Choice Unlimited event is a one day event which is a market place for independent living. LCiL deliver the event with local partners. The event provides information, services, products and opportunities for disabled people, older people and carers. It is felt that the event will help promote our projects including health walks, countryside for all routes and the dementia friendly walks/strolls.

Lincolnshire

The meeting held at North Hykeham civic offices was disappointing. A number of people at the meeting felt it was not worth holding a Choice Unlimited event in Lincoln, as they believed the event delivered by Lincolnshire Sports covered all aspects disabled people required. A meeting maybe arranged towards the end of the year with other organisations to assess their requirements for 2017.

A meeting is going to be arranged in Boston to see whether a Choice Unlimited will help people in that part of the County.

Rutland

A second meeting has taken place with LCiL to progress the Choice Unlimited event. The date for the event at the Hub, Oakham has been set as 19 October 2016 from 1pm to 7pm. The Rutland team will showcase their event at the Leicester Choice Unlimited event at the Tigers. The Sub Group is attempting to obtain a TV of a reasonable size to use as part of the display providing a screen show. The Rutland table aims to attract businesses, disabled people and their carers to the Rutland Choice Unlimited event.

The Rutland event will be an ideal way of promoting the new dementia friendly strolls and the countryside for all routes.

FUNDING BIDS

With the success of the funding applications to Bromhead Medical Charity and the Nineveh Charitable Trust, there are no current open funding bids.

We are currently identifying the four new walks where we have now got funding for. Our initial thoughts include:

The Water Rail Way as it leaves Lincoln

Part of the Grantham Canal towpath

The Ostlers plantation

BUDGET IMPLICATIONS ON HEALTH WALKS AND DEMENTIA FRIENDLY WALKS

It was confirmed at the Walks Forum that the financial year 2016/17 is the final year for funding by Lincolnshire CC. The funding provided for 2016/17 is to prepare groups/organisations for post March 2017. The Sub Group has a meeting with Lincolnshire CC Public Health to discuss our proposals. It is stated and minuted in the Walks Forum meeting that our report went along way to help achieving funding for 2016/17

ACCESSIBILITY AMBASSADORS

The Sub Group is now investigating the possibility of training people who are disabled or carers to become accessibility ambassadors. The aim is for these ambassadors to work with organisations which allow public access to parks, countryside and green spaces, to influence them to improve accessibility for the disabled and young families with pushchairs.

NATIONAL WEB SITE FOR COUNTRYSIDE FOR ALL ROUTES

Work on this project had come to a standstill. We are now looking at restarting this project and investigating whether we can attract funding to carry out the work.

North East Lincolnshire ROWIP Objectives

| NELC ROWIP Key Action | Project Details | Comments | Update |
|-----------------------|---------------------------------------|---|---|
| KA08, KA11 & KA13 | Safer Road Crossings | Joint partnership project with road safety team to improve exit points onto busy A road and installation of information promotional boards. | Work is continuing in partnership with colleagues in our Road Safety team to look at solutions regarding FP21 Stallingborough which currently requires users to cross a busy interchange, particularly having regard to the increased traffic flows that will occur on completion of the new A18/A180 link road scheme. Furthermore, the determination of the Variation Order affecting BW91 Ashby Cum Fenby will hopefully provide a positive outcome to relocate the exit/entry point of this bridleway onto the A18 Barton Street. |
| KA5, KA9, KA11 & KA13 | Strategic Urban Path Improvement Plan | Project to deliver surface upgrades to existing well used paths in the urban area. | Path surface improvements have now been completed on BW80 Brigsley, Stallingborough FP21. East Ravendale BW168 to be addressed in due course. |
| 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. | Planning Committee have recently approved officers recommendation to enforce the line of FP72. |
| 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. |
| KA4 & KA5 | Policy Development | Produce & develop policies under which the Authority will deal with specific issues. | 'Gaps, gates and stiles' protocol has now been approved and adopted to address unnecessary limitations upon the network and formalise the application process for landowners for new furniture. |
| | Grimsby Bridleway Project | Scheme to address lack of bridle links from rural villages to urban area. | A project has recently commenced that is looking to create a bridle link to the urban area, using publicly accessible land alongside the River Freshney. |

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

Report to: **Mid-Lincolnshire Local Access Forum**
Date: **26 April 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**
- b) Executive Councillor Comments**
- c) Local Member Comments**
- 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 – Q4 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 |
|--|

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 to be submitted to Secretary of State. Agreement with objector to request minor modification to order which should the order confirmed |
| 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 – Statements of Grounds from objectors to be reviewed |
| 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. Written Representations – Site Visit with PIns 12/4/16 |
| 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 – Public Inquiry set to 15/11/2016 |
| 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 – Public Inquiry set to 15/11/2016 |
| 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 – Statement of Grounds from objectors reviewed – comments due back 4/5/2016 |
| 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 1 of 2016-17 following the later submission of a further 23 user evidence statements |
| Belton / Gt. Gonerby | 12 | PF | Belton to Great Gonerby (Gads Lane) | Yes | 01/11/83 | Submitted to PIns – Awaiting start date |
| North Somercotes / Marshchapel / Grainthorpe | 374 | PF | Upgrade of PF 18 to PB between Stonebridge Cottages, North Somercotes & Keyholme Lane, Marshchapel | Yes | 4/8/2014 | LCC Decision not to make an Order. W&CA81, Schedule 14 appeal made by applicant to Secretary of State |
| 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 – Written Representation procedure ongoing until 5/2016 – Boundary Book information from National Archives requested. |
| 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 | Order made and a number of objections received - Statement of Grounds being prepared for submission to Secretary of State |

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

| | | | | | | |
|---|-----|----|---|-----|----------|---|
| Coningsby | 182 | PF | School Lane to Dogdyke Road | Yes | 06/11/97 | Order made and under advertisement until 11/5/2016 |
| Louth | 363 | PF | Claimed deletion of part of PF5 and addition of PF | Yes | 08/03/13 | Decision not to make order made and no appeal received |
| 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. Further user evidence forms received |
| 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 - 9**

(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) – 157 still outstanding inclusive of those awaiting determination by the Secretary of State at 7 April 2016**

APPENDIX B – Appeals against prioritisation Q4 2015-16

There have been no appeals determined in this quarter although two appeals have been submitted but are yet to be heard.

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 |
| Coningsby | 182 | PF | Claim | School Lane to Dogdyke Road | Yes |
| Colsterworth / Gunby & Stainby | 259 | PF | Deletion / | 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 |
| Skegness | 364 | PF | Claim | Claimed Footpath from PF 969 to PF 301 along sea defence | Yes |
| North Somercotes / Marshchapel / Grainthorpe | 374 | PF | Upgrade | Upgrade of PF 18 to PB between Stonebridge Cottages, North Somercotes & Keyhole | Yes |
| Caythorpe & Frieston/Fenton/Fulbeck/Leadenham | 383 | PB | Claim | Claimed bridleway from Fenton to Fulbeck Grange (routes around former Fulbeck A | Yes |
| Navenby | 384 | PB | Claim | Claimed bridleway from Grantham Road to Doncaster Gardens | Yes |
| Belton / Gt. Gonerby | 12 | PF | Claim | Belton to Great Gonerby via Gonerby Grange (Gadds 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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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 | Discussions with the developer of this land have been positive and an outline Planning application has recently been submitted that will provide for the claimed route within the site. |
| DMMO 6 | Cleethorpes | New Clee Sidings (Fuller Street Bridge to Salvesen Road) | Footpath and Restricted Byway | 20/03/08 | The opposed Order is with the Secretary of State for determination. ABP have requested a public inquiry, to take place during the next 12 months. |
| 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. |
| DMMO 8 | Grimsby | Macaulay Lane to Newhaven Terrace | Claimed Footpath | 17/04/08 | Development of the Country Park has almost completed, which includes the provision of a footpath along claimed line. Legal dedication of the path will be arranged in due course to legalise path as Public Footpath which will resolve claim. |
| DMMO 9 | Grimsby | Ferriby Lane to Bradley | Claimed Bridleway | 17/05/08 | Discussions have commenced with landowners and developers to arrange Dedication agreements to legalise the claimed route, which has been accepted by and provided for by them on the ground during the ongoing Scartho Top development. |

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County Council

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

| | |
|------------|--|
| Report to: | Mid-Lincolnshire Local Access Forum |
| Date: | 26 April 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. These are currently being preliminarily consulted upon following negotiation of agreements with the occupiers and owners
- Level crossing diversion orders at Tallington and Whisby the latter is currently being preliminary consulted upon
- An order to divert an obstructed bridleway onto an adjacent occupiers land at Blankney – The order has been negotiated to add a route behind a hedge onto arable land as opposed to through a residential garden.

- 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.

North East Lincolnshire Public Path Orders

| Ref No. | Location & Path No. | Type of Order | Self Initiated or Application | Progress Notes |
|---------|-------------------------|---------------|----------------------------------|---|
| PPO 4 | Waltham FP72 | HA s119 | Self initiated | Planning Committee have recently approved officers recommendation to enforce the line of FP72. |
| PPO 14 | Ashby Cum Fenby BW91 | HA s119 | Self initiated | The objector withdrew their objection therefore the Order was returned to the Highway Authority as an unopposed Order. The necessary ground works will have been completed and the bridleway open for public use by the time this meeting takes place. |
| PPO 15 | Stallingborough FP21 | HA s118 & s26 | Self initiated | The Orders have been referred back to Committee to be formally withdrawn following the discovery of a technical error in the wording. Officers are now considering possible alternatives to the diversion route in light of the number of objections received during the consultation period. |
| PPO 16 | Humberston FP52 | HA s119 | Self initiated | Diversion order to be made to relocate and reinstate this path which has been unavailable for some time. |
| PPO17 | South Killingholme FP94 | HA s119 | Initiated by North Lincs Council | Application made by landowner to divert most of FP94 over the County Boundary into North East Lincolnshire on the grounds that it is necessary to combat issues of crime and antisocial behaviour. |

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