



County Offices  
Newland  
Lincoln  
LN1 1YL

6 July 2018

**Definitive Map and Statement of Public Rights of Way Sub-Committee**

A meeting of the Definitive Map and Statement of Public Rights of Way Sub-Committee will be held on **Monday, 16 July 2018 at 10.30 am in Council Chamber, County Offices, Newland, Lincoln LN1 1YL** for the transaction of the business set out on the attached Agenda.

Yours sincerely

A handwritten signature in black ink that reads 'Keith Ireland'.

Keith Ireland  
Chief Executive

**Membership of the Definitive Map and Statement of Public Rights of Way Sub-Committee**

**(7 Members of the Council)**

Councillors C L Strange (Chairman), H Spratt (Vice-Chairman), T R Ashton, D Brailsford, S R Dodds, I G Fleetwood and C Matthews



**DEFINITIVE MAP AND STATEMENT OF PUBLIC RIGHTS OF WAY SUB-  
COMMITTEE AGENDA  
MONDAY, 16 JULY 2018**

<b>Item</b>	<b>Title</b>	<b>Pages</b>
<b>1</b>	<b>Apologies/Membership Changes</b>	
<b>2</b>	<b>Declarations of Members' Interests</b>	
<b>3</b>	<b>Minutes of the previous meeting of the Statement of Public Rights of Way and Definitive Map Sub Committee held on 7 November 2016 for information only</b>	5 - 6
<b>4</b>	<b>Appeals against the prioritisation of Definitive Map Modification Orders</b>	
<b>4a</b>	<b>Case No. 389 - Alleged Public Footpath between Stixwould Road and King Edward Crescent, Woodhall Spa</b>	7 - 26
<b>4b</b>	<b>Case No. 352 - Alleged public footpath between Wheatsheaf Lane and Kirton Lane, Long Bennington</b>	27 - 46
<b>4c</b>	<b>Case No. 375 - Alleged Public Footpath between Public Footpath 754 and Public Bridleway 1, Cranwell and Byard's Leap</b>	47 - 64

Democratic Services Officer Contact Details

Name: **Steve Blagg**  
Direct Dial **01522 553788**  
E Mail Address [steve.blagg@lincolnshire.gov.uk](mailto: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](http://www.lincolnshire.gov.uk/committeerecords)





**DEFINITIVE MAP AND STATEMENT  
OF PUBLIC RIGHTS OF WAY SUB-  
COMMITTEE  
7 NOVEMBER 2016**

**PRESENT:-** Councillors D Brailsford, G J Ellis, D McNally, Mrs H N J Powell and W S Webb

Officers in attendance:-

Steve Blagg (Democratic Services Officer) and Chris Miller (Environmental Services Team Leader (Countryside Services))

14 ELECTION OF CHAIRMAN

In the absence of the Chairman, it was moved by Councillor G J Ellis, seconded by Councillor Mrs H N J Powell, and

RESOLVED

That W S Webb be elected Chairman of the Sub Committee for this meeting only.

Councillor W S Webb in the Chair

15 APOLOGIES FOR ABSENCE/REPLACEMENT MEMBERS

An apology for absence was received from Councillor D C Hoyes MBE.

16 DECLARATIONS OF MEMBERS' INTERESTS

Councillor D McNally requested that a note should be made in the minutes that he had not had an opportunity, to date, to remove a reference on his Declarations of Pecuniary Interest form to the fact that he no longer owned a house in Ludborough and also requested that a note should be made in the minutes that he was a member of East Lindsey District Council's Planning Committee.

17 MINUTES OF THE PREVIOUS MEETING OF THE DEFINITIVE MAP AND STATEMENT OF PUBLIC RIGHTS OF WAY SUB COMMITTEE HELD ON 4 JULY 2016

RESOLVED

That the minutes of the previous meeting held on 4 July 2016, be agreed as a correct record and signed by the Chairman.

**DEFINITIVE MAP AND STATEMENT OF PUBLIC RIGHTS OF WAY SUB-COMMITTEE**  
**7 NOVEMBER 2016**

18 APPEAL AGAINST THE PRIORITISATION OF DEFINITIVE MAP MODIFICATION ORDER NO. 378 – LUDBOROUGH – CLAIMED FOOTPATH ALONG TRACK RUNNING TO AND FROM PUBLIC FOOTPATH 107

The Sub-Committee received a report in connection with an appeal against the prioritisation of DMMO No. 378 (Ludborough) – Claimed Footpath along track running to and from Public Footpath 107.

The Chairman read out a statement submitted by Councillor T Bridges, the Local Division Member for Louth Rural North, in connection with DMMO No. 378. The Chairman stated that Councillor Bridges supported the views of Ludborough Parish Council in connection with DMMO No. 378 and had concerns about proposals to construct a solar farm in the vicinity of the route. The Sub-Committee noted that the comments made by Councillor Bridges about the solar farm were in connection with a planning application submitted to East Lindsey District Council and were not considered relevant to the DMMO No. 378.

RESOLVED (unanimous)

Application	Current Priority	Decision	Reason for Decision
Appeal against the prioritisation of DMMO No. 378 (Ludborough) – Claimed Footpath along track running to and from Public Footpath 107	147	Move application higher up the priority list of cases and officer time be allocated to investigate the case as soon as it became available	Meets exception criteria No. 8 (where the route will significantly assist in achieving a Countryside and Rights of Way Improvement Plan Objective or Statement of Action)

The meeting closed at 11.40 am



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

Report to: **Definitive Map & Statement of Public Rights of Way Sub-Committee**  
Date: **16 July 2018**  
Subject: **Appeal against the prioritisation of DMMO 389: Woodhall Spa – Alleged public footpath between Stixwoud Road and King Edward Crescent**

**Summary:**

An appeal against the prioritisation of DMMO 389: Woodhall Spa – Alleged public footpath between Stixwoud Road and King Edward Crescent

**Recommendation(s):**

That consideration is given to the appeal to upgrade the priority of the modification order case.

## 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 Applicant for the DMMO, Mr S Munday of Woodhall Spa, has appealed against the current priority of DMMO 389 being an application to record a public footpath between Stixwold Road and King Edward Crescent.

Appendix A is a brief case synopsis including the reasons for the appeal.

## **2. Conclusion**

That Mr Munday has made a valid appeal against the current prioritisation of the case which requires consideration by this sub-committee.

## **3. Consultation**

### **a) Scrutiny Comments**

### **b) Executive Councillor Comments**

### **c) Local Member Comments**

### **d) Policy Proofing Actions Required**

n/a

## **4. Appendices**



These are listed below and attached at the end of the report	
Appendix A	Case Synopsis – Woodhall Spa DMMO 389: Alleged public footpath between Stixwould Road and King Edward Crescent
Appendix B	Location mapping
Appendix C	Extract from 1906 Ordnance Survey Map
Appendix D	Electronic OS Mapping
Appendix E	Letter of Appeal
Appendix F	DMMO Priority List at 25.06.2018
Appendix G	Site photographs 1-6 dated June 2017

## 5. Background papers

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

Highways & Traffic Guidance Note 33 – Prioritisation of Definitive Map Modification Orders - <b>HAT 33/3/11</b>
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This report was written by Catherine Beeby, who can be contacted on 01522 782070  
or [Catherine.Beeby@lincolnshire.gov.uk](mailto:Catherine.Beeby@lincolnshire.gov.uk).

Appendix A – Case Synopsis – Woodhall Spa DMMO 389 – Alleged public footpath between Stixwould Road and King Edward Crescent

## **Wildlife & Countryside Act 1981, Section 53 Definitive Map Modification Order Proposal**

### **1. Application**

The Application to record the route concerned as a public footpath was submitted by Mr S Munday on 25.05.2017.

### **2. Location Plan of Route**

See Appendix B of this report.

### **3. Evidence in support of the application**

17 User Evidence testimonies have been submitted in support of the proposal, indicating usage over a period between 1956 and 2017. Of these 5 cover the apparent twenty-year period of statutory dedication (1997-2017).

Some standard preliminary documentary evidence copies are held by the Council. These include an extract from the 1905 Ordnance Survey Map and documents relating to the definitive map for the area.

### **4. Background**

The route in question provides off-road access to the St Andrew's Church of England Primary School. Additional access is available via a recorded public footpath which follows the Jubilee Park's main drive, parallel to the Application route and on the other side of the playing field.

No event giving rise to the DMMO Application seems to have occurred. The Applicant refers to various development proposals in Woodhall Spa which he believes would result in a significant increase in pupil numbers at the primary school and hence demand for car parking at the start and end of the school day along the residential streets near the school. He believes that recording of the route as a public right of way may relieve some of the demand for school-related on-street parking. He states that the Jubilee Park drive is relatively narrow and that there is little room available for users of the accompanying public footpath when lorries, motorhomes, caravans etc are accessing the park and caravan park. It is noted that speed bumps and 10 mile per hour advisory speed limit signs are present along the drive followed by the public footpath.

Outline planning permission for a development of 150 dwellings referred to by the Applicant was granted by East Lindsey District Council on 04.05.2018 (reference S/215/00136/17).

Planning application documents confirm the request by the local education authority for a contribution to fund a new classroom block at the primary school.

## **5. Current Priority & Original Officer Assessment**

Officer opinion following initiation of the proposal was that none of the exception criteria applied to it, as the route was available on the ground, was used and had no obstructions. The case is currently ordered at number 147 of 151 outstanding cases (as at 27.06.2018).

## **6. Appeal**

An appeal request for a change of priority relying on Criterion 8 of the Policy has been received from DMMO Applicant Mr S Munday (Appendix E). Criterion 8 is as follows:

*8. Where the route will significantly assist in achieving a Countryside and Rights of Way Improvement Plan Objective or Statement of Action (available at <http://www.lincolnshire.gov.uk/countryside>).*

The Appeal's main points are as follows:

- The recorded public footpath along the Jubilee Park's main drive presents a hazard to pedestrians due to the potential for conflict with vehicles.
- The Appeal route becomes boggy and unsuitable for use in winter and recording of the route as a public right of way would increase the potential for surface improvements. The route presents a health and safety hazard to children in winter.
- The Appeal route may assist the school to develop in response to planned residential development in Woodhall Spa, by the provision of a third access route.
- Parking on King Edward road is under pressure at the start and end of the school day, and the situation would become worse if the planned developments go ahead.

Appendix B – Woodhall Spa DMMO 389 – Alleged PF between Stixwold Road and King Edward Crescent

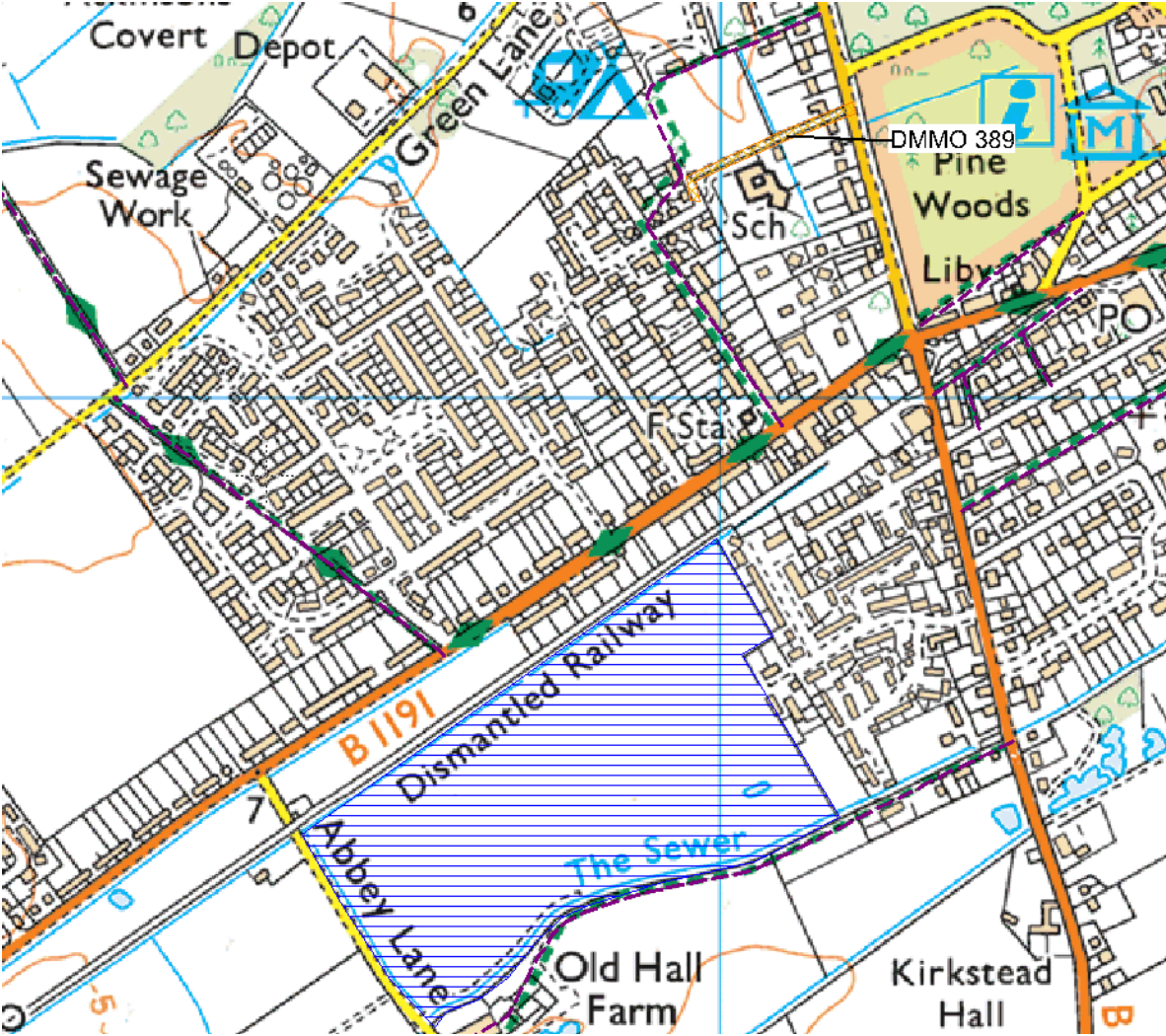


Fig.1. – Location mapping (DMMO proposal route shown by an orange polygon, Planning Application S/215/00136/17 area shown by a blue polygon)

Appendix C – Woodhall Spa DMMO 389 – Alleged PF between Stixwold Road and King Edward Crescent

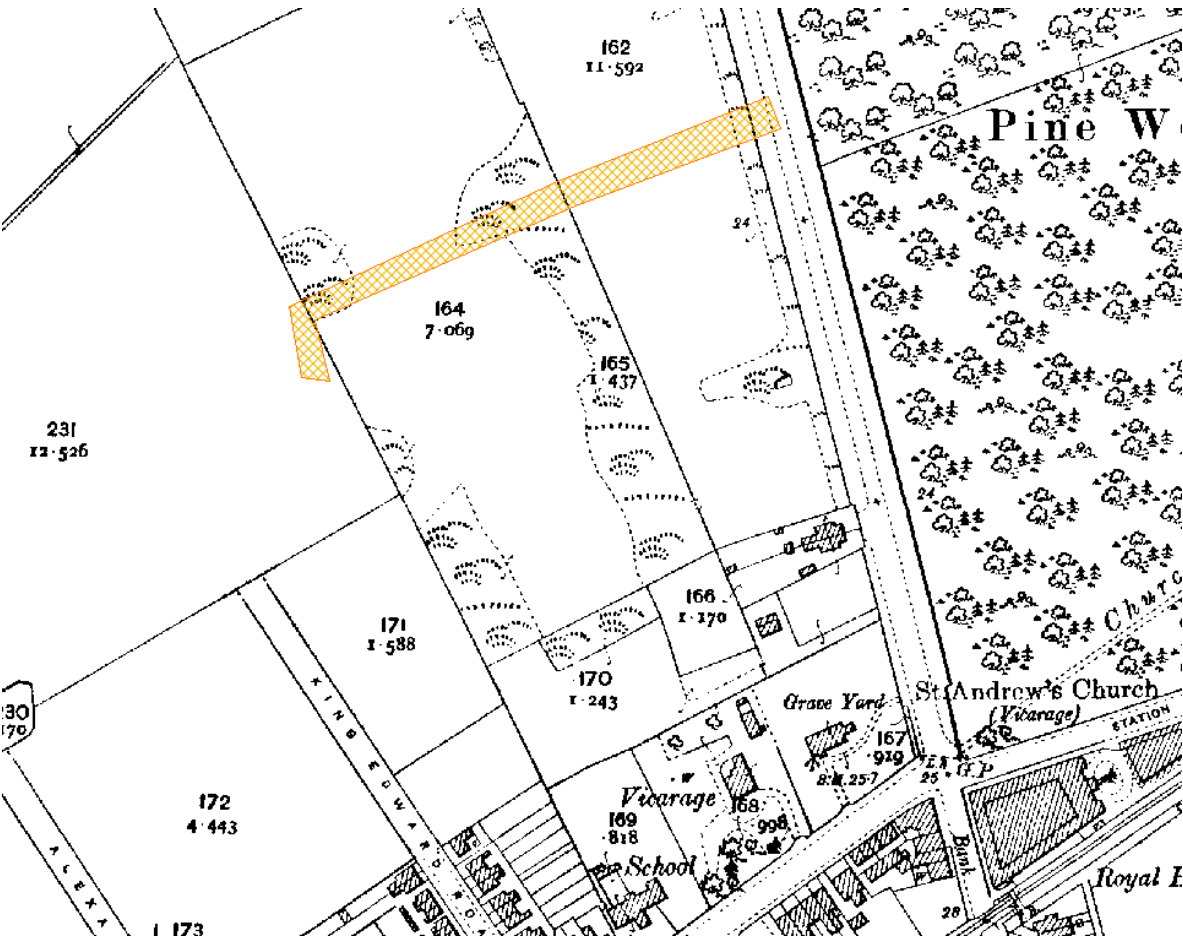


Fig. 2. – Extract from 1906 Ordnance Survey

Appendix D – Woodhall Spa DMMO 389 – Alleged PF between Stixwold Road and King Edward Crescent

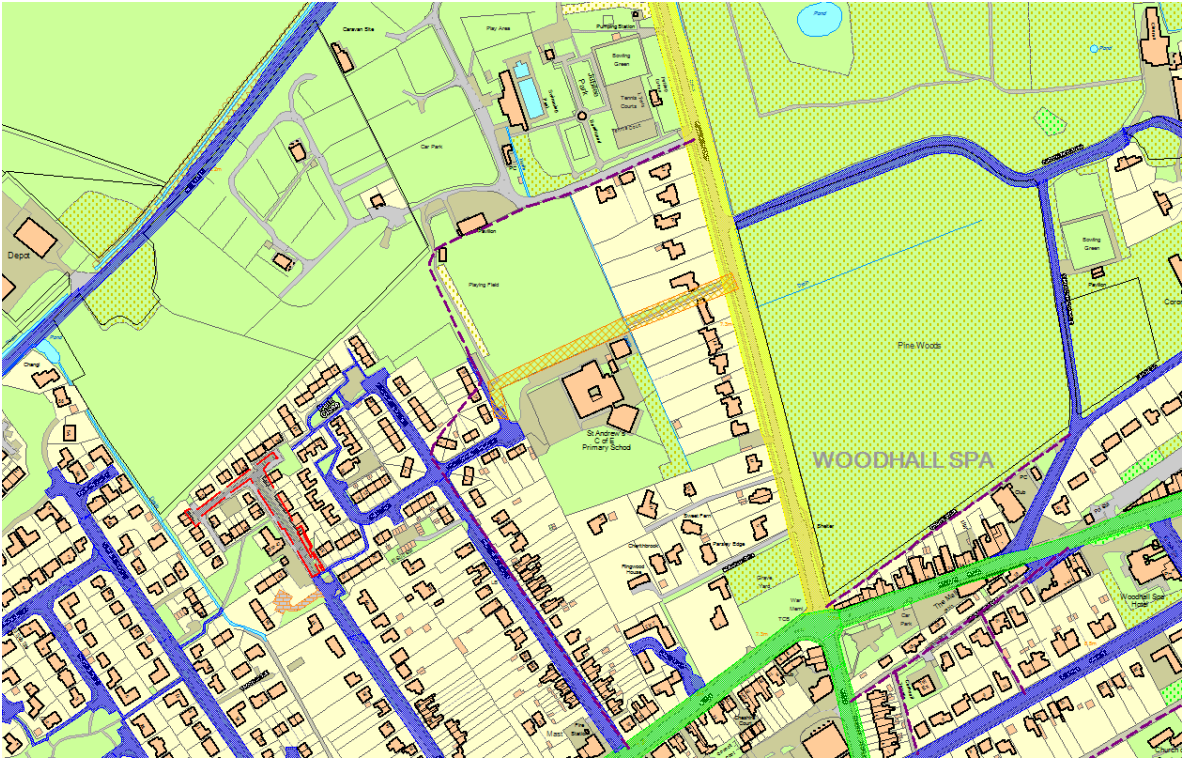


Fig 3. – Electronic OS Mapping

## Appendix E – Woodhall Spa DMMO 389 – Alleged PF between Stixwold Road and King Edward Crescent

From: Steve Munday [REDACTED]  
To: Andrew Pickwell  
Cc: Catherine Beeby; Laura Dring  
Subject: RE: DMMO/389/WOODHALL SPA - ALLEGED FOOTPATH BETWEEN STIXWOULD ROAD AND EDWARD CRESCENT

Sent: Mon 09/04/2018 11:51

Many thanks for your email. I have noted that DMMO 389 has moved down the list from 144 to currently 146.

My reason(s) for writing to yourselves was as follows:

- a. To ascertain if there had been any movement on the list – which you have kindly answered – grateful if you could send to me the fully updated list accordingly.
- b. To appraise yourselves of changes to the local environment that may affect the application.

Indeed with the latter in mind, besides the development of housing off Witham Road (300 properties), outline planning permission was also granted on the 7 Dec 17 for 250 properties off of Gleneagles Drive; a further application to build 360 properties off of Tattershall Road was withdrawn in Jan 18 but I understand that planning remains in situ for some 82 properties. I understand that one of the reasons given for withdrawing the application on Tattershall Road was concerning infrastructure/St Edmunds School. Further minor developments are already currently under construction off of Stixwold Road and Horncastle road etc.

For those living in the development off of Gleneagles Drive this would again mean walking down Witham Road, then King Edward Road etc – however, I suspect that many will drive given the distance to the school.

Given that King Edward Road has significant residency car parking already which currently causes delays to parents at peak times taking children to/from school, the situation would in all probability become significantly worse. As a result more will use alternatives such as Jubilee Park and Stixwold Road. As no doubt will those from the proposed Tattershall Road development when/if this proceeds.

As mentioned in my supporting case, parking restrictions in Jubilee Park have become more so with limited access to the Cricket Club car park (often closed) and that Public Footpath 154 has been and still has a low wooden barrier that prevents people using the full route of that footpath – rather they have to use the road (entrance to Jubilee Park) and then access the cricket field through a gap in the wooden barrier or continue around the cricket club car park to the tarmacked footpath that runs towards the school. The entrance roadway is relatively narrow and when lorries (eg Dustbin, Delivery), motorhomes, caravans are accessing the park and Petwood Caravan Park there is little or no room for pedestrians, pushchairs or persons using electric buggies. There is not a pavement per se. Hence, many parents and disabled/elderly people use the snicket and proposed route of my DMMO application as it is clearly safer.

As to the proposed DMMO – and having spoken to many there would I believe be positive support toward funding etc in order to help put in place a suitable footpath for use by all (pedestrians, cyclists, mothers with pushchairs, electric buggy users et al). I would be hopeful that the Parish Council would also assist in this regard.

I am not aware of what a new classroom block may consist of or indeed if there is any other plans for the school given the significant proposed increase in housing. However, the proposed footpath may assist in allowing the school to develop/put in place an alternative (3<sup>rd</sup> entrance).

Yours Sincerely

Steve Munday

*Letter of Appeal (1 of 2)*

Appendix E – Woodhall Spa DMMO 389 – Alleged PF between Stixwold Road and King Edward Crescent

From: Steve Munday [REDACTED]  
To: Catherine Beeby [REDACTED]  
Cc:  
Subject: RE: DMMO/389/WOODHALL SPA - ALLEGED FOOTPATH BETWEEN STIXWOLD ROAD AND EDWARD CRESCENT

Sent: Thu 28/06/2018 08:11

Hi Catherine

Many thanks for your email.

Yes Criterion 8 is correct.

Best regards

Steve

Steve Munday

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From: Catherine Beeby [REDACTED]  
Sent: 27 June 2018 11:19  
To: Steve Munday [REDACTED]  
Subject: RE: DMMO/389/WOODHALL SPA - ALLEGED FOOTPATH BETWEEN STIXWOLD ROAD AND EDWARD CRESCENT

Dear Mr Munday,

I write to confirm that the DM&S Sub Committee will now meet on Mon 16<sup>th</sup> July to consider your appeal into your above Application's Priority System place. I am currently producing the report I will present to the Committee, and wanted to check which of the attached Priority System policy Criteria you believe that the Application may now meet.

I had surmised from your email below that you may believe the Application meets Criterion 8 of the Policy, and would appreciate confirmation of whether this is correct. A link to the Rights of Way Improvement Plan is below:

<https://www.lincolnshire.gov.uk/signin.aspx?rtn=https://www.lincolnshire.gov.uk/countryside/public-rights-of-way/countryside-rights-of-way-improvement-plan/120916.article?size=zoom&height=auto&width=600>

Kind regards,  
Catherine Beeby



Appendix F – Woodhall Spa DMMO 389 – Alleged PF between Stixwold Road and King Edward Crescent  
DMMO Priority List at 27.06.2018

Parish	File	Status	Further details	Application/Acceptance	Active	Priority Ranking
Middle Rasen	72	PF	Caistor Rd to Gatehouse Lane	05/08/1987	Yes	1
Ancaster	2	RB	to BOAT	13/11/1991	Yes	2
Coningsby	182	PF	School Lane to Dogdyke Road	06/11/1997	Yes	3
Heapham & Upton	350	PB	Claimed Bridleway from Common Lane to Cow Lane	02/12/2011	Yes	4
Tetford	365	PF	Addition of missing link to PF 33	30/09/2013	Yes	5
Ludborough	378	PF	Claimed footpath along track running to and from PF107	06/10/2014	Yes	6
Navenby	384	PB	Claimed bridleway from Grantham Road to Doncaster Gardens	16/04/2015	Yes	7
Heydour	48	PF	PF to be diverted - from Southerm end of PF 3 to church Lees	01/01/1985	Yes	8
Aunsby & Dembleby	5	PROW	see file	11/07/1985	Yes	9
Mablethorpe and Sutton	106	PF	High St to Broadway	16/09/1985	Yes	10
Burgh-le-Marsh	18	PF	Faulkers Lane	10/02/1987	Yes	11
Stamford	101	PF	Cherry Holt Lane to Priory Rd	03/04/1987	Yes	12
Lincoln	390	PB	Claimed bridleway between riverside cycle path and Hall Drive	29/06/2017	No	13
Holbeach/Fleet	392	PF	Claimed footpath between Damgate Road and Branches Lane	01/09/2017	No	14
Springthorpe	393	PROW	Enclosure Award investigation: Bratt Field Middle Road	07/09/2017	No	15
Heapham/Springthorpe	394	PROW	Enclosure Award investigation: Green La/Kirton Gate Lane/Bratt Field South Road	07/09/2017	No	16
Springthorpe	397	BOAT	Between Bratt Field Road and Heapham Restricted Byway 1117	23/11/2017	No	17
Springthorpe	398	BOAT	Between Bratt Field Road and Green Lane	23/11/2017	No	18
Coningsby	400	PF	Deletion of extant definitive line of section of PF224 to the east of School Lane	23/04/2018	No	19
East Stockwith / Morton	27	PF	PF from Willowbank Lane to Walkerith Road	04/06/1987	No	20
Linwood / Market Rasen	60	PF	Buslingthorpe R/way Bdge	18/06/1987	No	21
Gainsborough	36	PF	White's Wood Lane to FP22	07/09/1987	No	22
Belchford	11	PB	Ings Lane	25/01/1988	No	23
Skidbrooke with Saltfleet Haven	85	PF	The Haven	30/03/1988	No	24
Leasingham	272	PF	Claimed PF from PF2 to PF3 in the Parish of Leasingham	21/10/1988	No	25
Friesthorpe / Buslingthorpe / Lissington etc	32	PB	BW from Lissingley Lane to Shortwood Lane	08/05/1989	No	26
Linwood / Legsby	59	PF	Linwood Church to Bleasby	11/07/1989	No	27
Great Gonerby / Marston	41	PF	Cliff Lane	01/01/1990	No	28
Sutton St James	108	BOAT	Badgate	01/02/1990	No	29
Market Rasen / Tealby	68	PF	from PF163	15/03/1990	No	30
Welbourn (etc..)	117	BOAT	Ermine St	04/04/1990	No	31
Glentham	38	PF	From church gates	07/04/1991	No	32
Middle Rasen	69	PB	PB514 to BOAT	22/05/1991	No	33
Kettlethorpe	55	BOAT	Know as Westmoor Lane	19/08/1991	No	34
Fulletby	35	BOAT	Mill Street	22/05/1992	No	35
Rothwell / Cabourne	81	BOAT	PB24 to BOAT	15/06/1992	No	36
Great Gonerby	40	PF	PF6 to join RB 5	21/12/1992	No	37
Bassingham	9	PF	Claimed PF from Brocklebank Close to playing field	27/10/1993	No	38
Navenby	154	PF	'The Smoots'	22/05/1996	No	39
Fulletby	162	PF	School Lane	10/10/1996	No	40
Beckingham/Brant Broughton	167	PF	PF 5 to BW and missing link	12/12/1996	No	41
Little Carlton/Legbourne	185	PB	'Blind Lane' from PB 624 ( Manby)	22/01/1998	No	42
Uffington	188	PB	Newstead Rd, Belmesthorpe to Seven Acre Wood (county bdy)	30/01/1998	No	43
Louth / Keddington / Brackenborough / Fotherby	186	PB	Grimsby/Louth Railway Line ( part from Keddington Rd crossing to Little Grimsby bridge)	03/02/1998	No	44
Horncastle	195	PF	Boston Road to the Wong	23/05/1998	No	45
Grantham	194	PF	Denton Ave to PF 16	28/05/1998	No	46
Halton Holegate	201	PF	Northorpe Road to Ashby Road	17/08/1998	No	47

Appendix F – Woodhall Spa DMMO 389 – Alleged PF between Stixwold Road and King Edward Crescent  
DMMO Priority List at 27.06.2018

Anderby Creek	203	PF	Occupation Road to Beach (via Rowan Court)	10/10/1998	No	48
Rothwell / Swallow	220	PF 23	Realignment of Footpath 23	02/01/2001	No	49
Hundleby	224	PF	PF366	26/02/2001	No	50
Barrowby	237	PF	PF13 to PB, Casthorpe Rd to parish boundary	08/05/2002	No	51
Skillington & Stoke Rochford	239	BOAT	BOAT from Crabtree Rd to parish boundary between Stoke Rochford & Easton and Wyville Cum Hungerton	05/06/2002	No	52
Skillington	240	BOAT	Claimed BOAT from Skillington village to "The Drift" along Buckminster Lane	05/06/2002	No	53
Tealby	238	PF	Claimed footpath from footpath 132 through Thorpe Mill to The Road	25/06/2002	No	54
Woolthorpe by Belvoir	242	BOAT	Claimed upgrade from PB to BOAT "Longmoor Lane"	03/07/2002	No	55
Osbourneby / Aunsby & Dembleby	248	BOAT	Upgrade from RB (Mickling Meadow Rd)	02/04/2003	No	56
Harlaxton / Grantham	247	BOAT	Claimed BOAT from Gorse Lane to Great North Road	23/04/2003	No	57
Branston & Mere	253	PF	Claimed PF along bank of river Witham from Bardney bridge to Bardney Lock	29/10/2003	No	58
Spilsby	254	BOAT	Claimed BOAT along Pooles Lane	24/11/2003	No	59
South Somercotes	257	PF	Claimed PF Southfields Lane / Town street of the Church	02/03/2004	No	60
Norton Disney	263	PB	Claimed PB at Norton Disney Newark Rd to Swinderby Rd	13/05/2004	No	61
Holton Le Clay	266	BOAT	Claimed BOAT "The Smoothing" Holton Le Clay	21/09/2004	No	62
Leasingham	267	BOAT	Upgrade of PB 10 Moor Lane to Leasingham Parish Boundary	16/11/2004	No	63
Leasingham / Sleaford	268	BOAT	Upgrade of PB 6 New Lane Claim from Leasingham Parish Boundary	16/11/2004	No	64
Heckington	269	BOAT	Upgrade of PF 3 Heckington Claim from A17 to PF 3 Heckington	15/12/2004	No	65
Snitterby	270	PF	PF from High St to Bridle Walk and PF 70	04/01/2005	No	66
Aslackby & Laughton	277	BOAT	Upgrade of RB 12 to BOAT	22/02/2005	No	67
Pointon & Sempringham / Aslackby & Laughton	276	BOAT	Upgrade RB 9 & 13 to BOAT ( Pethley Lane)	24/02/2005	No	68
Threkingham / Billingborough	275	BOAT	Upgrade PB 4 Claim from Parish boundary to Folkingham Road	25/02/2005	No	69
Allington / Foston	271	BOAT	Upgrade of RB 5 and RB 7 (Marston Lane)	14/03/2005	No	70
Kirby La Thorpe	274	PF	Claimed PF from The Hoplands to PF 1	17/03/2005	No	71
Belton & Manthorpe / Syston	278	BOAT	Claimed BOAT from Heath Lane to High Dike "Beggars Lane"	13/06/2005	No	72
Asterby	279	PF	Claimed Public Footpath from Goulceby Lane to Public Footpath No.18	18/07/2005	No	73
Ropsley & Humby / Ingoldsby	281	BOAT	Upgrade of PB 30 & PB 14 to BOAT	27/08/2005	No	74
Ingoldsby/Bitchfield & Bassingthorpe	282	BOAT	Upgrade of PB 16 to BOAT and Claimed BOAT	27/08/2005	No	75
Osgodby / Owersby	285	PF 91	PF 91 Osgodby realignment	30/09/2005	No	76
Helpingham	286	BOAT	Upgrade of RB 17 to Boat	23/10/2005	No	77
Pointon & Sempringham / Billingborough	290	BOAT	Upgrade of RB 15 to BOAT & Realign " Primrose Lane"	25/10/2005	No	78
Ropsley & Humby / Boothby Pagnell	287	BOAT	Upgrade of PF27 Ropsley & Humby to BOAT and claimed BOAT in Boothby Pagnell	26/10/2005	No	79
Boothby Pagnell / Old Somerby	291	BOAT	Upgrade of PF 7 to BOAT Claimed BOAT from PF7 to BW7 Upgrade of BW7	29/10/2005	No	80
Pointon & Sempringham	289	BOAT	Claimed BOAT from West Road to Pethley Lane	30/10/2005	No	81
Irham / Edenham	294	BOAT	Claimed BOAT from Irham Lane to Bulby Lane, Irham	05/11/2005	No	82
Lenton Keisby and Osgodby	292	BOAT	Upgrade of PB 3 to BOAT	06/11/2005	No	83
Lenton Keisby and Osgodby / Irham	293	BOAT	Claimed BOAT from RB 12 to PB 9 and Upgrade of PB 9 to BOAT	06/11/2005	No	84
Lenton Keisby and Osgodby / Irham	295	BOAT	Claimed BoAT from Irham BR9 to Elsthorpe Road	09/11/2005	No	85
Burton Coggles / Corby Glen	297	BOAT	Upgrade of BC BW1, RB2 & CG RB9	05/12/2005	No	86
Great Sturton / Ranby / Hemingby / Belchford	296	BOAT	Upgrade of RB61 to BOAT	12/12/2005	No	87
Aunsby & Dembleby	298	BOAT	Upgrade of RB5	06/01/2006	No	88
Folkingham	299	BOAT	Upgrade of PF 8 to BOAT	27/01/2006	No	89
Hough on the Hill	300	BOAT	Upgrade of RB22 to BOAT	27/01/2006	No	90
Kirby Underwood	301	PB	Claimed bridleway from Rippingale PB16 to Stainfield Road	30/01/2006	No	91
Lissington / Holton Cum Beckering	303	BOAT	Upgrade of PB 904 in Lissington and PB 904 in Holton Cum Beckering to a BOAT	06/02/2006	No	92
Great Gonerby / Barrowby	302	BOAT	Upgrade of RB 7 and PF6 in Great Gonerby and PF 11 in Barrowby to BOATS	07/02/2006	No	93
Long Bennington	304	BOAT	Upgrade of RB 12 to BOAT	14/02/2006	No	94
Foston	305	BOAT	Upgrade of PB 3 and RB 5 to a BOAT	16/02/2006	No	95
Westborough and Dry Doddington / Stubton	306	BOAT	Upgrade of PB 12 (W&DD) and PF 3 & RB 7 (Stubton) to a BOAT	22/02/2006	No	96
Westborough and Dry Doddington / Stubton / Claypole	307	BOAT	Addition of a BOAT in Westborough and DD, upgrade of RB 5 & 6 in Stubton and upgrade of BW 8 in Claypole	22/03/2006	No	97
Searby	311	PB	Addition of a bridleway from Owmy Road to Howsham Lane	03/08/2006	No	98
Lincoln	313	PF	Claimed footpath from Church Drive to Tritton Road, Lincoln	27/12/2006	No	99
Skegness	317	PF	Claimed footpath from Albany Close to Albany Road, Skegness	15/03/2007	No	100
Lutton	325	PF	Claimed footpath from School Lane to Blazegate	17/07/2007	No	101
Gainsborough	319	PF	Claimed footpath from Bowling Green Rd to Bayard St	20/08/2007	No	102

Appendix F – Woodhall Spa DMMO 389 – Alleged PF between Stixwould Road and King Edward Crescent  
DMMO Priority List at 27.06.2018

Lincoln	320	PF	Claimed footpath from Dunkirk Road to Breedon Drive	21/09/2007	No	103
East Ferry	321	PF	Claimed footpath from East Ferry High St. to River Trent (county boundary)	24/09/2007	No	104
Heighington	323	PF	Claimed footpath along Bracken Hill Lane and Third Hill Road	04/10/2007	No	105
West Ashby / Fulleby	327	PB	Upgrade of PB No. 57 to RB	28/03/2008	No	106
Sturton by Stow	328	PF	Claimed footpath from Bonniwells Lane (PF82) to Tillbridge Lane	10/04/2008	No	107
Swineshead	329	PF	From Tarry Hill to Station Road	21/07/2008	No	108
Lincoln	330	PF	Claimed Footpath between Skellingthorpe Road and Rochester Drive	30/07/2008	No	109
Mablethorpe and Sutton	331	PF	Claimed Public Footpath from Sandhurst Road to The Promenade	12/08/2008	No	110
Scotter / East Ferry	332	PF	Claimed Public Footpath from Becks Lane to Gainsborough Road	28/08/2008	No	111
Scotton	333	PF	Claimed Public Footpath from Gainsborough road to pf 4	28/08/2008	No	112
Lincoln	334	PB	Claimed Public Bridleway from Boswell Drive to Doddington Road	29/09/2008	No	113
Old Somerby	335	PB	Claimed Public Bridleway from junction of Church Lane and The Pastures to PB 7	15/05/2009	No	114
Ropsley & Humby	337	PB	Claimed Public Bridleway & upgrade of Ropsley FP9 (pt) and FP18 Somerby Rd to Ropsley Road	15/05/2009	No	115
Snitterby / Bishop Norton	336	PF	Claimed Public Footpath Snitterby Carr PF68 (Brown's Bridge) to Grid Ref TF023933	06/07/2009	No	116
Upton	338	PF	Claimed Public Footpath from High Street to PF 50	27/07/2009	No	117
Raithby / Hundleby	339	BOAT	From B1195 road along Raithby PB 133 & part Hundleby PB 133 to Raithby old churchyard	07/09/2009	No	118
Billingborough	341	PF	Claimed Footpath Low Street to Whiteleather Square	27/01/2011	No	119
Colsterworth	345	PF	Claimed Footpath from Old Woolsthorpe Rd to Bridge End	20/02/2011	No	120
Grantham / Londonthorpe and Harrowby Without	346	PF	Claimed Footpaths in Londonthorpe and Harrowby	21/03/2011	No	121
Boston	347	PF	Claimed Footpath from Ingelow Ave to Punchbowl Lane	24/06/2011	No	122
Bourne	348	PF	Claimed Footpath from Beaufort Drive to Bourne Woods	29/06/2011	No	123
North Somercotes	349	PB	Claimed Bridleway from Warren Road around North Somercotes Warren	09/08/2011	No	124
Long Bennington	351	PF	Claimed Footpath from Back Lane to PF17	29/02/2012	No	125
Long Bennington	352	PF	Claimed Footpath from Wheatsheaf Lane to PF17	11/04/2012	No	126
Londonthorpe and Harrowby Without	356	PB	Claimed Bridleway from Turnor Road (RB 6) to Harrowby Lane	19/06/2012	No	127
Bennington	357	PF	Part of PF9	25/07/2012	No	128
Caythorpe and Frieston	358	PF	Claimed Footpath between Old Lincoln Road and PF4 and PF to PF5	05/10/2012	No	129
Sudbrooke	359	PF	Claimed footpaths in Sudbrooke Park	04/12/2012	No	130
Foston	361	PB	Claimed bridleway from 16 Chapel Lane to Restricted Byway No.5	16/01/2013	No	131
Upton	362	BOAT	Claimed BOAT from Heapham Road to Slingers Wood	11/02/2013	No	132
Gainsborough	368	PF	Claimed footpath from Market Place to Caskgate Street	02/10/2013	No	133
Folkingham	369	PF	Claimed footpath from A15 to copse at end of PF3	30/12/2013	No	134
Glentworth	370	PF	Claimed footpath between PF91 and Dog Kennel Road	14/04/2014	No	135
Glentworth/Harpswell	371	PF	Claimed footpath between Homeyard Farm & Hermitage Farm	20/05/2014	No	136
Deeping St. James	372	PF	Claimed footpath between PF9 and PB12	25/06/2014	No	137
Sleaford	373	PF	Claimed bridleway between Lincoln Road (A15) to PF3	01/08/2014	No	138
Cranwell & Byard's Leap	375	PF	Addition of PF between PF754 and PB1	27/08/2014	No	139
Cranwell & Byard's Leap / Brauncwell	376	PF	Addition of PF between PF4 and Brauncwell PF12	27/08/2014	No	140
Horncastle	380	PF	Claimed footpath from Jessop Close and Mareham Road	08/12/2014	No	141
Louth	382	BOAT	Claimed BOAT from Northgate to Spout Yard Car Park	23/02/2015	No	142
Aisthorpe / Brattleby	381	PB	Claimed bridleway between Low Farm, Aisthorpe and Thorpe Lane, Brattleby	20/04/2015	No	143
Wellingore	387	PF	Addition of PF over northernmost end of Cross Lane	07/08/2015	No	144
Sleaford	386	PF	Claimed footpath from Eastgate to PF15	22/08/2016	No	145
Grantham	388	PF	Claimed footpath between Great Gonerby PF4 and PF8	26/04/2017	No	146
Woodhall Spa	389	PF	Claimed footpath between Stixwould Road and King Edward Crescent	26/05/2017	No	147
Westborough & Dry Doddington	391	PB	Alleged bridleway along Baker's Lane to PB2 & alleged footpath between PF1 & Church Lane	10/08/2017	No	148
Little Steeping	395	PF	Station Road to Main Road	15/09/2017	No	149
Haconby	396	PF	Deletion of part of PF15	18/09/2017	No	150
Mablethorpe and Sutton	399	PROW	Claimed bridleway and footpath between the ends of 2 sections of Marian Avenue	27/11/2017	No	151

Appendix G – Woodhall Spa DMMO 389 – Alleged PF between Stixwoud Road and King Edward Crescent  
Photo 1: looking west at the route from Stixwoud Road



Appendix G – Woodhall Spa DMMO 389 – Alleged PF between Stixwould Road and King Edward Crescent  
Photo 2: where the route meets the playing field, looking west



Appendix G – Woodhall Spa DMMO 389 – Alleged PF between Stixwould Road and King Edward Crescent  
Photo 3: looking west, further along the playing field



Appendix G - Woodhall Spa DMMO 389 – Alleged PF between Stixwold Road and King Edward Crescent  
Photo 4: looking west where the route meets a tarmac path next to the primary school



Appendix G – Woodhall Spa DMMO 389 – Alleged PF between Stixwold Road and King Edward Crescent  
Photo 5: looking south towards King Edward Crescent





Appendix G – Woodhall Spa DMMO 389 – Alleged PF between Stixwould Road and King Edward Crescent  
Photo 6: looking north at the route from King Edward Crescent



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

**Report to:** Definitive Map & Statement of Public Rights of Way Sub-Committee  
**Date:** 16 July 2018  
**Subject:** Appeal against the prioritisation of DMMO 352: Long Bennington – Alleged public footpath between Wheatsheaf Lane and Kirton Lane

**Summary:**

An appeal against the prioritisation of DMMO 352: Long Bennington – Alleged public footpath between Wheatsheaf Lane and Kirton Lane

**Recommendation(s):**

That consideration is given to the appeal to upgrade the priority of the modification order case.

## 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.

Applicant Long Bennington Parish Council has appealed against the current priority of DMMO 352 being an application to record a public footpath between Wheatsheaf Lane and Kirton Lane.

Appendix A is a brief case synopsis including the reasons for the appeal.

## **2. Conclusion**

That the Parish Council has made a valid appeal against the current prioritisation of the case which requires consideration by this sub-committee.

## **3. Consultation**

### **a) Scrutiny Comments**

### **b) Executive Councillor Comments**

### **c) Local Member Comments**

### **d) Policy Proofing Actions Required**

n/a

## **4. Appendices**

These are listed below and attached at the end of the report	
Appendix A	Case Synopsis – Alleged public footpath between Wheatsheaf Lane and Kirton Lane
Appendix B	Location mapping
Appendix C	Extract from 1906 Ordnance Survey Map
Appendix D	Electronic OS Mapping
Appendix E	Letter of Appeal
Appendix F	Planning Application Block Plan
Appendix G	DMMO Priority List at 27.06.2018

## 5. Background papers

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

Highways & Traffic Guidance Note 33 – Prioritisation of Definitive Map Modification Orders - <b>HAT 33/3/11</b>
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This report was written by Catherine Beeby, who can be contacted on 01522 782070  
or [Catherine.Beeby@lincolnshire.gov.uk](mailto:Catherine.Beeby@lincolnshire.gov.uk).

Appendix A – Case Synopsis – Long Bennington – Alleged public footpath between Wheatsheaf Lane and Kirton Lane

**Wildlife & Countryside Act 1981, Section 53  
Definitive Map Modification Order Proposal**

**1. Application**

Long Bennington Parish Council submitted a DMMO Application seeking to record a public footpath between Wheatsheaf Lane and Kirton Lane in Long Bennington in 2011.

**2. Location Plan of Route**

See Appendix B of this report.

**3. Evidence in support of the application**

6 User Evidence testimonies have been submitted in support of the proposal, indicating usage over a period between 1956 and 2008. None of these cover the apparent twenty-year period of statutory dedication (1991-2011), however no assessment of the potential for a qualifying common law period of use has been made.

Some standard preliminary documentary evidence copies are held by the Council. These include an extract from the 1905 Ordnance Survey Map and documents relating to the definitive map for the area.

**4. Background**

The DMMO Application was submitted in early 2012, along with another application by the parish council to record a public footpath between Back Lane and Wheatsheaf Lane, which has been registered as Application reference 351 (see Appendix D).

Some of the evidence indicates that a shop, known as Brown's, was once present at the route's northern end. Garden waste and rubble appears to have been deposited on the route since the shop was closed.

**5. Current Priority & Original Officer Assessment**

Officer opinion following initiation of the proposal was that none of the exception criteria applied to it, as there was adequate alternative provision using highways and public rights of way. The case is currently ordered at number 126 of 151 outstanding cases (as at 27.06.2018).

## **6. Appeal**

An appeal request for a change of priority relying on Criterion 2 of the Policy has been received from Long Bennington Parish Council (Appendix E). Criterion 2 is as follows:

*2) Where there is a significant threat to the route, likely to cause a permanent obstruction with no means of resolving the problem by way of diversion.*

The Appellant cites in evidence South Kesteven District Council ("SKDC") Planning Application S16/2338, which was granted on 12.05.2017. This application is for the demolition of an existing dwelling and the erection of four single storey dwellings.

The planning application Block Plan (see Appendix F) shows a double garage potentially affecting the route of the alleged public footpath. The Block Plan indicates that the space available between the garage wall and its neighbouring boundary is 1.1 metres, which is the width available at that point for any alleged public right of way.

The SKDC Planning department has made the following comments on the matter:

"In the event that the DMMO app was approved and a PROW designated before the development started, it would be possible for the applicant to apply to SKDC to make an amendment to the planning permission to move the position of the garage so that the PROW would not be obstructed – this is a relatively simple and inexpensive process and I can see no obvious reason why such an application would not be approved".

## **7. Site Visit**

The Senior Definitive Map Officer, Catherine Beeby, will provide a verbal report with slides at the meeting.

The route is a cut through which runs between the boundaries of surrounding properties.

Appendix B – Long Bennington DMMO 352 – Alleged PF between Wheatsheaf Lane and Kirton Lane

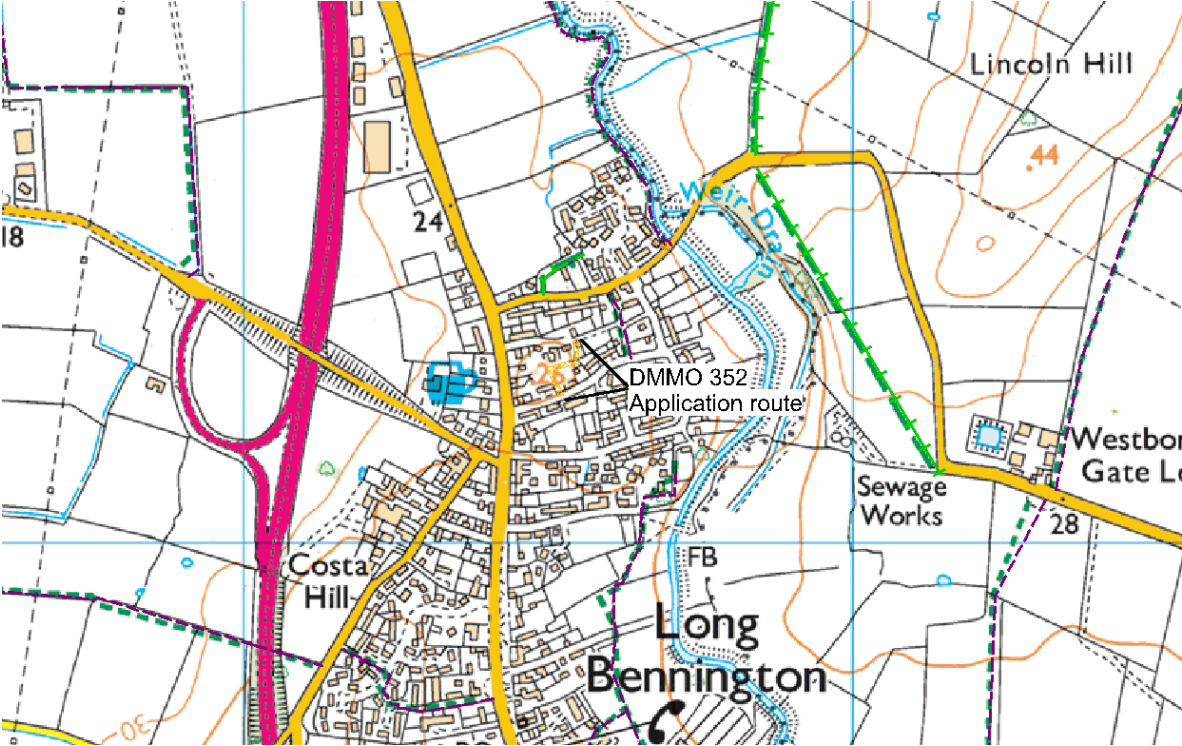


Fig.1. – Location mapping (DMMO proposal route shown by an orange polygon)



Appendix C – Long Bennington DMMO 352 – Alleged PF between Wheatsheaf Lane and Kirton Lane

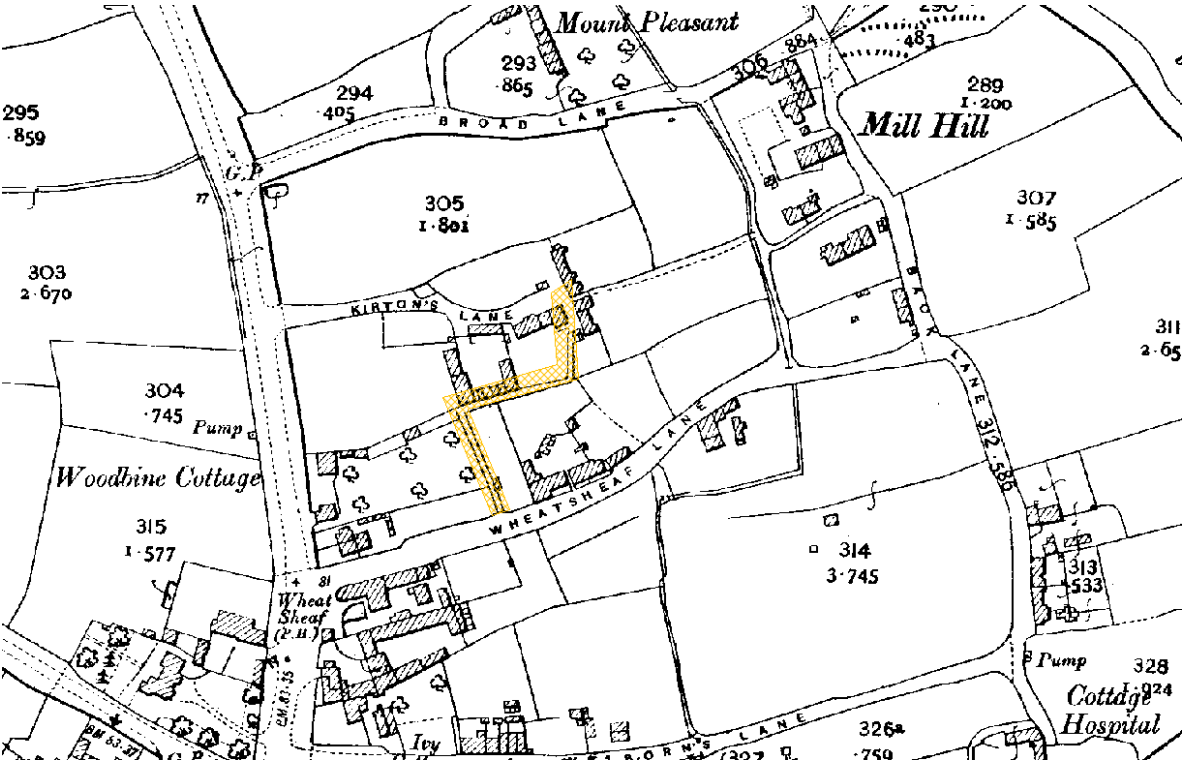


Fig. 2. – Extract from 1906 Ordnance Survey

Appendix D – Long Bennington DMMO 352 – Alleged PF between Wheatsheaf Lane and Kirton Lane

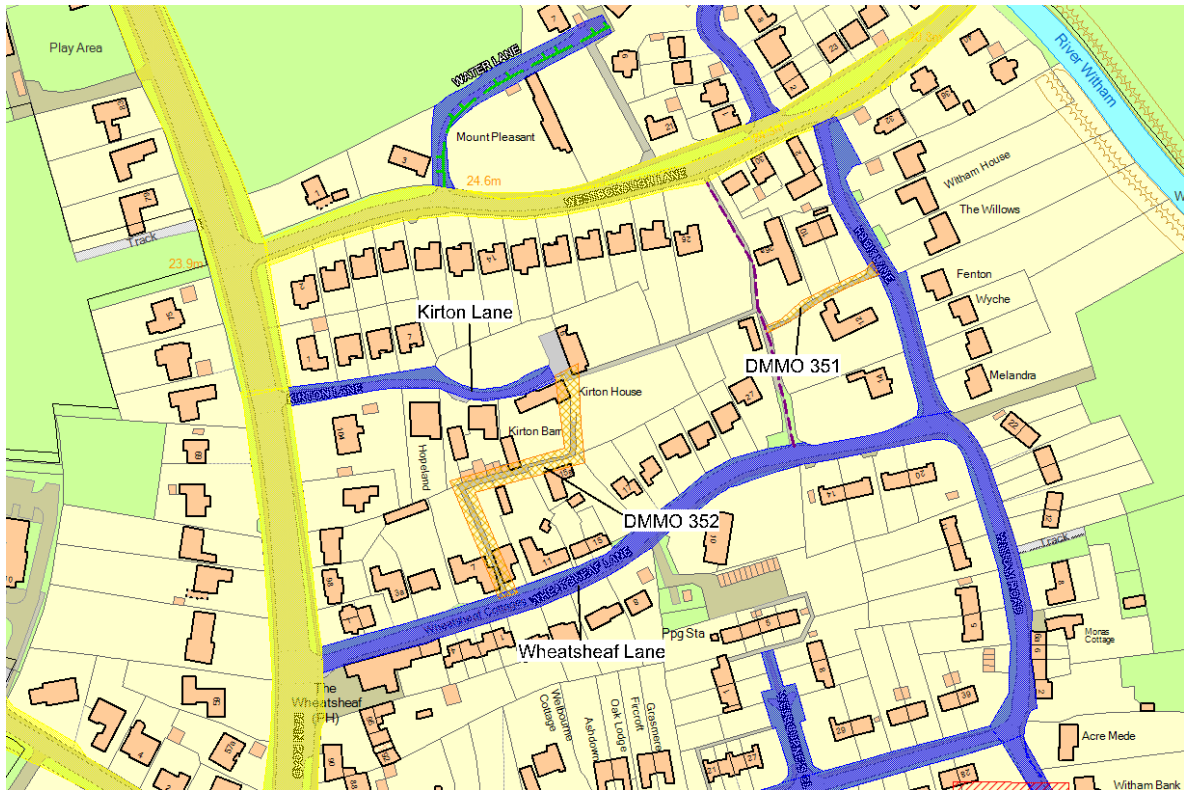


Fig 3. – Electronic OS Mapping

Appendix E – Long Bennington DMMO 352 – Alleged PF between Wheatsheaf Lane and Kirton Lane

**From:** Jane Evans [mailto: [REDACTED]]  
**Sent:** 24 April 2018 20:55  
**To:** 'countryside\_access@lincolnshire.gov.uk'  
**Subject:** DMMO352

I refer to the above and a recent enquiry from Cllr Alexander Maughan on behalf of Long Bennington Parish Council, together with your response on 28<sup>th</sup> March.

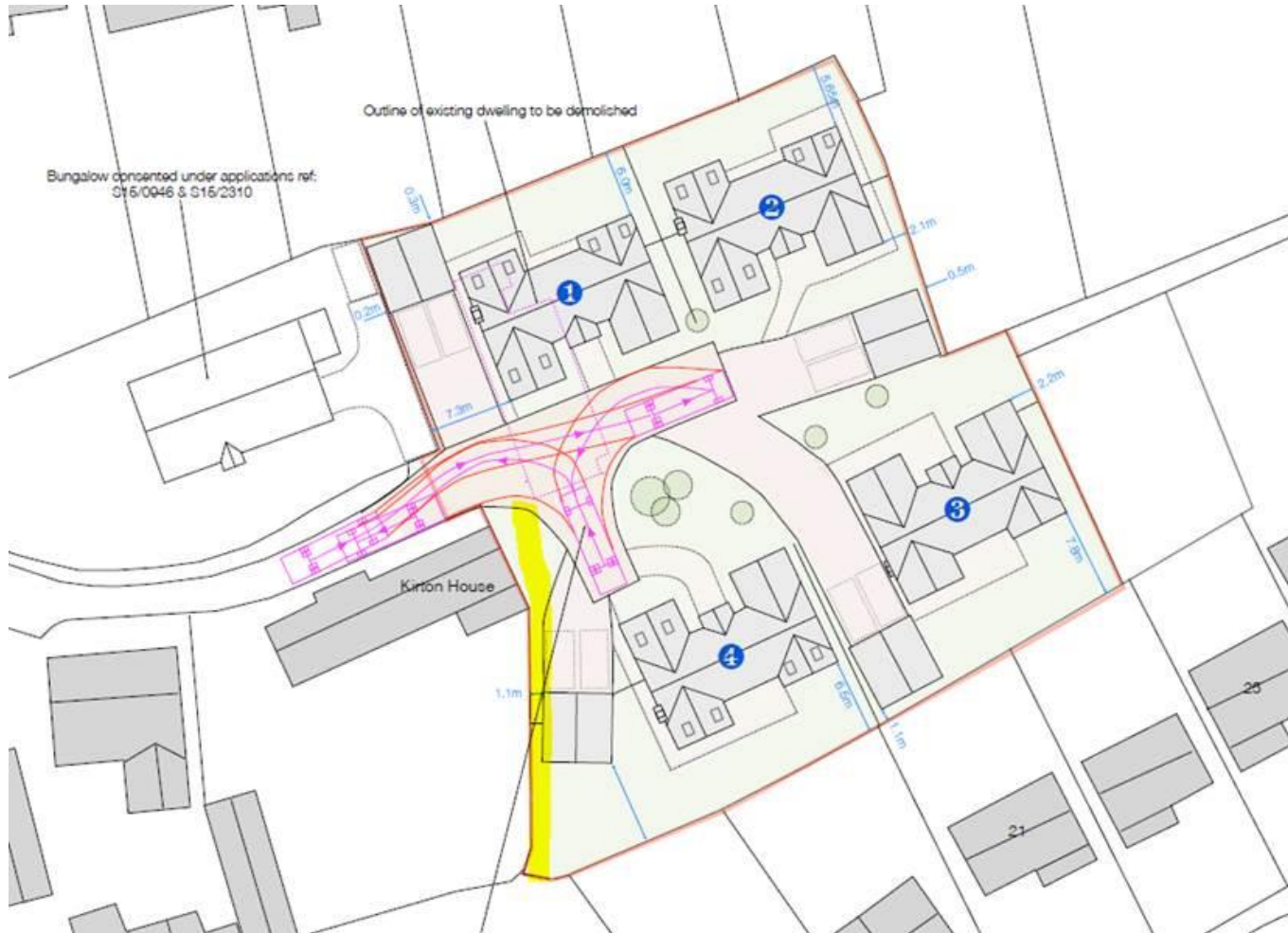
On behalf of Long Bennington Parish Council I would like to request that the application is considered as a priority as there is a significant threat to the route, likely to cause a permanent obstruction with no means of resolving the problem by way of diversion. Planning application S16/2338 has permitted development that will result in the footpath being lost. There is reference to it in the case officers comments but it is not regarded as an issue.

Regards

Jane Evans  
Parish Clerk,  
For Long Bennington Parish Council

*Letter of Appeal*

Appendix F – Long Bennington DMMO 352 – Alleged PF between Wheatsheaf Lane and Kirton Lane



*Planning Application Block Plan, with approximate route of alleged public footpath marked in yellow*

Appendix G – Long Bennington DMMO 352 – Alleged PF between Wheatsheaf Lane and Kirton Lane  
– DMMO Priority List at 25.06.2018

Parish	File	Status	Further details	Application/Acceptance	Active	Priority Ranking
Middle Rasen	72	PF	Caistor Rd to Gatehouse Lane	05/08/1987	Yes	1
Ancaster	2	RB	to BOAT	13/11/1991	Yes	2
Coningsby	182	PF	School Lane to Dogdyke Road	06/11/1997	Yes	3
Heapham & Upton	350	PB	Claimed Bridleway from Common Lane to Cow Lane	02/12/2011	Yes	4
Tetford	365	PF	Addition of missing link to PF 33	30/09/2013	Yes	5
Ludborough	378	PF	Claimed footpath along track running to and from PF107	06/10/2014	Yes	6
Navenby	384	PB	Claimed bridleway from Grantham Road to Doncaster Gardens	16/04/2015	Yes	7
Heydour	48	PF	PF to be diverted - from Southern end of PF 3 to church Lees	01/01/1985	Yes	8
Aunsby & Dembleby	5	PROW	see file	11/07/1985	Yes	9
Mablethorpe and Sutton	106	PF	High St to Broadway	16/09/1985	Yes	10
Burgh-le-Marsh	18	PF	Faulkers Lane	10/02/1987	Yes	11
Stamford	101	PF	Cherry Holt Lane to Priory Rd	03/04/1987	Yes	12
Lincoln	390	PB	Claimed bridleway between riverside cycle path and Hall Drive	29/06/2017	No	13
Holbeach/Fleet	392	PF	Claimed footpath between Damgate Road and Branches Lane	01/09/2017	No	14
Springthorpe	393	PROW	Enclosure Award investigation: Bratt Field Middle Road	07/09/2017	No	15
Heapham/Springthorpe	394	PROW	Enclosure Award investigation: Green La/Kirton Gate Lane/Bratt Field South Road	07/09/2017	No	16
Springthorpe	397	BOAT	Between Bratt Field Road and Heapham Restricted Byway 1117	23/11/2017	No	17
Springthorpe	398	BOAT	Between Bratt Field Road and Green Lane	23/11/2017	No	18
Coningsby	400	PF	Deletion of extant definitive line of section of PF224 to the east of School Lane	23/04/2018	No	19
East Stockwith / Morton	27	PF	PF from Willowbank Lane to Walkerith Road	04/06/1987	No	20
Linwood / Market Rasen	60	PF	Buslingthorpe R/way Bdge	18/06/1987	No	21
Gainsborough	36	PF	White' s Wood Lane to FP22	07/09/1987	No	22
Belchford	11	PB	Ings Lane	25/01/1988	No	23
Skidbrooke with Saltfleet Haven	85	PF	The Haven	30/03/1988	No	24
Leasingham	272	PF	Claimed PF from PF2 to PF3 in the Parish of Leasingham	21/10/1988	No	25
Friesthorpe / Buslingthorpe / Lissington etc	32	PB	BW from Lissingley Lane to Shortwood Lane	08/05/1989	No	26
Linwood / Legsby	59	PF	Linwood Church to Bleasby	11/07/1989	No	27
Great Gonerby / Marston	41	PF	Cliff Lane	01/01/1990	No	28
Sutton St James	108	BOAT	Badgate	01/02/1990	No	29
Market Rasen / Tealby	68	PF	from PF163	15/03/1990	No	30
Welbourn (etc..)	117	BOAT	Ermine St	04/04/1990	No	31
Glentham	38	PF	From church gates	07/04/1991	No	32
Middle Rasen	69	PB	PB514 to BOAT	22/05/1991	No	33
Kettlethorpe	55	BOAT	Know as Westmoor Lane	19/08/1991	No	34
Fulletby	35	BOAT	Mill Street	22/05/1992	No	35
Rothwell / Cabourne	81	BOAT	PB24 to BOAT	15/06/1992	No	36
Great Gonerby	40	PF	PF6 to join RB 5	21/12/1992	No	37
Bassingham	9	PF	Claimed PF from Brocklebank Close to playing field	27/10/1993	No	38
Navenby	154	PF	'The Smoots'	22/05/1996	No	39
Fulletby	162	PF	School Lane	10/10/1996	No	40
Beckingham/Brant Broughton	167	PF	PF 5 to BW and missing link	12/12/1996	No	41
Little Carlton/Legbourne	185	PB	'Blind Lane' from PB 624 ( Manby)	22/01/1998	No	42
Uffington	188	PB	Newstead Rd, Belmesthorpe to Seven Acre Wood (county bdy)	30/01/1998	No	43
Louth / Keddington / Brackenborough / Fotherby	186	PB	Grimsby/Louth Railway Line ( part from Keddington Rd crossing to Little Grimsby bridge)	03/02/1998	No	44
Horncastle	195	PF	Boston Road to the Wong	23/05/1998	No	45
Grantham	194	PF	Denton Ave to PF 16	28/05/1998	No	46
Halton Holegate	201	PF	Northorpe Road to Ashby Road	17/08/1998	No	47

Appendix G – Long Bennington DMMO 352 – Alleged PF between Wheatsheaf Lane and Kirton Lane  
– DMMO Priority List at 25.06.2018

Anderby Creek	203	PF	Occupation Road to Beach (via Rowan Court)	10/10/1998	No	48
Rothwell / Swallow	220	PF 23	Realignment of Footpath 23	02/01/2001	No	49
Hundleby	224	PF	PF366	26/02/2001	No	50
Barrowby	237	PF	PF13 to PB, Casthorpe Rd to parish boundary	08/05/2002	No	51
Skillington & Stoke Rochford	239	BOAT	BOAT from Crabtree Rd to parish boundary between Stoke Rochford & Easton and Wyville Cum Hungerton	05/06/2002	No	52
Skillington	240	BOAT	Claimed BOAT from Skillington village to "The Drift" along Buckminster Lane	05/06/2002	No	53
Tealby	238	PF	Claimed footpath from footpath 132 through Thorpe Mill to The Road	25/06/2002	No	54
Woolsthorpe by Belvoir	242	BOAT	Claimed upgrade from PB to BOAT "Longmoor Lane"	03/07/2002	No	55
Osbourneby / Aunsby & Dembleby	248	BOAT	Upgrade from RB (Mickling Meadow Rd)	02/04/2003	No	56
Harlaxton / Grantham	247	BOAT	Claimed BOAT from Gorse Lane to Great North Road	23/04/2003	No	57
Branston & Mere	253	PF	Claimed PF along bank of river Witham from Bardney bridge to Bardney Lock	29/10/2003	No	58
Spilsby	254	BOAT	Claimed BOAT along Pooles Lane	24/11/2003	No	59
South Somercotes	257	PF	Claimed PF Southfiels Lane / Town street of the Church	02/03/2004	No	60
Norton Disney	263	PB	Claimed PB at Norton Disney Newark Rd to Swinderby Rd	13/05/2004	No	61
Holton Le Clay	266	BOAT	Claimed BOAT "The Smooting" Holton Le Clay	21/09/2004	No	62
Leasingham	267	BOAT	Upgrade of PB 10 Moor Lane to Leasingham Parish Boundary	16/11/2004	No	63
Leasingham / Sleaford	268	BOAT	Upgrade of PB 6 New Lane Claim from Leasingham Parish Boundary	16/11/2004	No	64
Heckington	269	BOAT	Upgrade of PF 3 Heckington Claim from A17 to PF 3 Heckington	15/12/2004	No	65
Snitterby	270	PF	PF from High St to Bridle Walk and PF 70	04/01/2005	No	66
Aslackby & Laughton	277	BOAT	Upgrade of RB 12 to BOAT	22/02/2005	No	67
Pointon & Sempringham / Aslackby & Laughton	276	BOAT	Upgrade RB 9 & 13 to BOAT ( Pethley Lane)	24/02/2005	No	68
Threkingham / Billingborough	275	BOAT	Upgrade PB 4 Claim from Parish boundary to Folkingham Road	25/02/2005	No	69
Allington / Foston	271	BOAT	Upgrade of RB 5 and RB 7 (Marston Lane)	14/03/2005	No	70
Kirkby La Thorpe	274	PF	Claimed PF from The Hoplands to PF 1	17/03/2005	No	71
Belton & Manthorpe / Syston	278	BOAT	Claimed BOAT from Heath Lane to High Dike "Beggars Lane"	13/06/2005	No	72
Asterby	279	PF	Claimed Public Footpath from Goulceby Lane to Public Footpath No.18	18/07/2005	No	73
Ropsley & Humby / Ingoldsby	281	BOAT	Upgrade of PB 30 & PB 14 to BOAT	27/08/2005	No	74
Ingoldsby/Bitchfield & Bassingthorpe	282	BOAT	Upgrade of PB 16 to BOAT and Claimed BOAT	27/08/2005	No	75
Osgodby / Owersby	285	PF 91	PF 91 Osgodby realignment	30/09/2005	No	76
Helpringham	286	BOAT	Upgrade of RB 17 to Boat	23/10/2005	No	77
Pointon & Sempringham / Billingborough	290	BOAT	Upgrade of RB 15 to BOAT & Realign " Primrose Lane"	25/10/2005	No	78
Ropsley & Humby / Boothby Pagnell	287	BOAT	Upgrade of PF27 Ropsley & Humby to BOAT and claimed BOAT in Boothby Pagnell	26/10/2005	No	79
Boothby Pagnell / Old Somerby	291	BOAT	Upgrade of PF 7 to BOAT Claimed BOAT from PF7 to BW7 Upgrade of BW7	29/10/2005	No	80
Pointon & Sempringham	289	BOAT	Claimed BOAT from West Road to Pethley Lane	30/10/2005	No	81
Imham / Edenham	294	BOAT	Claimed BOAT from Imham Lane to Bulby Lane, Imham	05/11/2005	No	82
Lenton Keisby and Osgodby	292	BOAT	Upgrade of PB 3 to BOAT	06/11/2005	No	83
Lenton Keisby and Osgodby / Imham	293	BOAT	Claimed BOAT from RB 12 to PB 9 and Upgrade of PB 9 to BOAT	06/11/2005	No	84
Lenton Keisby and Osgodby / Imham	295	BOAT	Claimed BoAt from Imham BR9 to Elsthorpe Road	09/11/2005	No	85
Burton Coggles / Corby Glen	297	BOAT	Upgrade of BC BW1, RB2 & CG RB9	05/12/2005	No	86
Great Sturton / Ranby / Hemingby / Belchford	296	BOAT	Upgrade of RB61 to BOAT	12/12/2005	No	87
Aunsby & Dembleby	298	BOAT	Upgrade of RB5	06/01/2006	No	88
Folkingham	299	BOAT	Upgrade of PF 8 to BOAT	27/01/2006	No	89
Hough on the Hill	300	BOAT	Upgrade of RB22 to BOAT	27/01/2006	No	90
Kirkby Underwood	301	PB	Claimed bridleway from Ripplingale PB16 to Stainfield Road	30/01/2006	No	91
Lissington / Holton Cum Beckering	303	BOAT	Upgrade of PB 904 in Lissington and PB 904 in Holton Cum Beckering to a BOAT	06/02/2006	No	92
Great Gonerby / Barrowby	302	BOAT	Upgrade of RB 7 and PF6 in Great Gonerby and PF 11 in Barrowby to BOATS	07/02/2006	No	93
Long Bennington	304	BOAT	Upgrade of RB 12 to BOAT	14/02/2006	No	94
Foston	305	BOAT	Upgrade of PB 3 and RB 5 to a BOAT	16/02/2006	No	95
Westborough and Dry Doddington / Stubton	306	BOAT	Upgrade of PB 12 (W&DD) and PF 3 & RB 7 (Stubton) to a BOAT	22/02/2006	No	96
Westborough and Dry Doddington / Stubton / Claypole	307	BOAT	Addition of a BOAT in Westborough and DD, upgrade of RB 5 & 6 in Stubton and upgrade of BW 8 in Claypole	22/03/2006	No	97
Searby	311	PB	Addition of a bridleway from Owmy Road to Howsham Lane	03/08/2006	No	98
Lincoln	313	PF	Claimed footpath from Church Drive to Tritton Road, Lincoln	27/12/2006	No	99
Skegness	317	PF	Claimed footpath from Albany Close to Albany Road, Skegness	15/03/2007	No	100
Lutton	325	PF	Claimed footpath from School Lane to Blazegate	17/07/2007	No	101
Gainsborough	319	PF	Claimed footpath from Bowling Green Rd to Bayard St	20/08/2007	No	102

Appendix G – Long Bennington DMMO 352 – Alleged PF between Wheatsheaf Lane and Kirton Lane  
– DMMO Priority List at 25.06.2018

Lincoln	320	PF	Claimed footpath from Dunkirk Road to Breedon Drive	21/09/2007	No	103
East Ferry	321	PF	Claimed footpath from East Ferry High St. to River Trent (county boundary)	24/09/2007	No	104
Heighington	323	PF	Claimed footpath along Bracken Hill Lane and Third Hill Road	04/10/2007	No	105
West Ashby / Fulletby	327	PB	Upgrade of PB No. 57 to RB	28/03/2008	No	106
Sturton by Stow	328	PF	Claimed footpath from Bonniwells Lane (PF82) to Tillbridge Lane	10/04/2008	No	107
Swineshead	329	PF	From Tarry Hill to Station Road	21/07/2008	No	108
Lincoln	330	PF	Claimed Footpath between Skellingthorpe Road and Rochester Drive	30/07/2008	No	109
Mablethorpe and Sutton	331	PF	Claimed Public Footpath from Sandhurst Road to The Promenade	12/08/2008	No	110
Scotter / East Ferry	332	PF	Claimed Public Footpath from Becks Lane to Gainsborough Road	28/08/2008	No	111
Scotton	333	PF	Claimed Public Footpath from Gainsborough road to pf 4	28/08/2008	No	112
Lincoln	334	PB	Claimed Public Bridleway from Boswell Drive to Doddington Road	29/09/2008	No	113
Old Somerby	335	PB	Claimed Public Bridleway from junction of Church Lane and The Pastures to PB 7	15/05/2009	No	114
Ropsley & Humby	337	PB	Claimed Public Bridleway & upgrade of Ropsley FP9 (pt) and FP18 Somerby Rd to Ropsley Road	15/05/2009	No	115
Snitterby / Bishop Norton	336	PF	Claimed Public Footpath Snitterby Carr PF68 (Brown's Bridge) to Grid Ref TF023933	06/07/2009	No	116
Upton	338	PF	Claimed Public Footpath from High Street to PF 50	27/07/2009	No	117
Raithby / Hundleby	339	BOAT	From B1195 road along Raithby PB 133 & part Hundleby PB 133 to Raithby old churchyard	07/09/2009	No	118
Billingborough	341	PF	Claimed Footpath Low Street to Whiteleather Square	27/01/2011	No	119
Colsterworth	345	PF	Claimed Footpath from Old Woolsthorpe Rd to Bridge End	20/02/2011	No	120
Grantham / Londonthorpe and Harrowby Without	346	PF	Claimed Footpaths in Londonthorpe and Harrowby	21/03/2011	No	121
Boston	347	PF	Claimed Footpath from Ingelow Ave to Punchbowl Lane	24/06/2011	No	122
Bourne	348	PF	Claimed Footpath from Beaufort Drive to Bourne Woods	29/06/2011	No	123
North Somercotes	349	PB	Claimed Bridleway from Warren Road around North Somercotes Warren	09/08/2011	No	124
Long Bennington	351	PF	Claimed Footpath from Back Lane to PF17	29/02/2012	No	125
Long Bennington	352	PF	Claimed Footpath from Wheatsheaf Lane to PF17	11/04/2012	No	126
Londonthorpe and Harrowby Without	356	PB	Claimed Bridleway from Turnor Road (RB 6) to Harrowby Lane	19/06/2012	No	127
Benniworth	357	PF	Part of PF9	25/07/2012	No	128
Caythorpe and Frieston	358	PF	Claimed footpath between Old Lincoln Road and PF4 and PF to PF5	05/10/2012	No	129
Sudbrooke	359	PF	Claimed footpaths in Sudbrooke Park	04/12/2012	No	130
Foston	361	PB	Claimed bridleway from 16 Chapel Lane to Restricted Byway No.5	16/01/2013	No	131
Upton	362	BOAT	Claimed BOAT from Heapham Road to Slingers Wood	11/02/2013	No	132
Gainsborough	368	PF	Claimed footpath from Market Place to Caskgate Street	02/10/2013	No	133
Folkingham	369	PF	Claimed footpath from A15 to copse at end of PF3	30/12/2013	No	134
Glentworth	370	PF	Claimed footpath between PF91 and Dog Kennel Road	14/04/2014	No	135
Glentworth/Harpswell	371	PF	Claimed footpath between Homeyard Farm & Hermitage Farm	20/05/2014	No	136
Deeping St. James	372	PF	Claimed footpath between PF9 and PB12	25/06/2014	No	137
Sleaford	373	PF	Claimed bridleway between Lincoln Road (A15) to PF3	01/08/2014	No	138
Cranwell & Byard's Leap	375	PF	Addition of PF between PF754 and PB1	27/08/2014	No	139
Cranwell & Byard's Leap / Braucewell	376	PF	Addition of PF between PF4 and Braucewell PF12	27/08/2014	No	140
Horncastle	380	PF	Claimed footpath from Jessop Close and Mareham Road	08/12/2014	No	141
Louth	382	BOAT	Claimed BOAT from Northgate to Spout Yard Car Park	23/02/2015	No	142
Aisthorpe / Brattleby	381	PB	Claimed bridleway between Low Farm, Aisthorpe and Thorpe Lane, Brattleby	20/04/2015	No	143
Wellingore	387	PF	Addition of PF over northernmost end of Cross Lane	07/08/2015	No	144
Sleaford	386	PF	Claimed footpath from Eastgate to PF15	22/08/2016	No	145
Grantham	388	PF	Claimed footpath between Great Gonerby PF4 and PF8	26/04/2017	No	146
Woodhall Spa	389	PF	Claimed footpath between Stixwoud Road and King Edward Crescent	26/05/2017	No	147
Westborough & Dry Doddington	391	PB	Alleged bridleway along Baker's Lane to PB2 & alleged footpath between PF1 & Church Lane	10/08/2017	No	148
Little Steeping	395	PF	Station Road to Main Road	15/09/2017	No	149
Haconby	396	PF	Deletion of part of PF15	18/09/2017	No	150
Mablethorpe and Sutton	399	PROW	Claimed bridleway and footpath between the ends of 2 sections of Marian Avenue	27/11/2017	No	151

Appendix H – Long Bennington DMMO 352 – Alleged PF between Wheatsheaf Lane and Kirton Lane – Site photos

Photo 1: looking north past Kirton House





Appendix H – Long Bennington DMMO 352 – Alleged PF between Wheatsheaf Lane and Kirton Lane – Site photos

Photo 2: looking south past Kirton House



Appendix H – Long Bennington DMMO 352 – Alleged PF between Wheatsheaf Lane and Kirton Lane – Site photos

Photo 3: passing south between boundaries



Appendix H – Long Bennington DMMO 352 – Alleged PF between Wheatsheaf Lane and Kirton Lane – Site photos

Photo 4 – land behind 11 and 15 Wheatsheaf Lane



Appendix H – Long Bennington DMMO 352 – Alleged PF between Wheatsheaf Lane and Kirton Lane – Site photos

Photo 5 – north of Wheatsheaf Lane, looking north



Appendix H – Long Bennington DMMO 352 – Alleged PF between Wheatsheaf Lane and Kirton Lane – Site photos

Photo 6 – looking south to Wheatsheaf Lane



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

Report to: **Definitive Map & Statement of Public Rights of Way Sub-Committee**  
Date: **16 July 2018**  
Subject: **Appeal against the prioritisation of DMMO 375: Cranwell & Byard's Leap – Addition of PF between PF 754 & PB 1**

**Summary:**

An appeal against the prioritisation of DMMO 375: Cranwell & Byard's Leap – Alleged public footpath between PF 754 and PB 1

**Recommendation(s):**

That consideration is given to the appeal to upgrade the priority of the modification order case.

## 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.

Mr R J Morris of Cranwell village has appealed against the current priority of DMMO 375 being an application to record a public footpath between PF 754 and PB 1.

Appendix A is a brief case synopsis including the reasons for the appeal.

## **2. Conclusion**

That Mr Morris has made a valid appeal against the current prioritisation of the case which requires consideration by this sub-committee.

## **3. Consultation**

### **a) Scrutiny Comments**

### **b) Executive Councillor Comments**

### **c) Local Member Comments**

### **d) Policy Proofing Actions Required**

n/a

## **4. Appendices**



These are listed below and attached at the end of the report	
Appendix A	Case Synopsis – Alleged public footpath between PF 754 and PB 1
Appendix B	Location mapping
Appendix C	Extract from 1906 Ordnance Survey Map
Appendix D	Electronic OS Mapping
Appendix E	Letter of Appeal
Appendix F	DMMO Priority List at 25.06.2018
Appendix G	Site photographs 1-6: photos 1-2 and 4-6 taken 02.07.2018

## 5. Background papers

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

Highways & Traffic Guidance Note 33 – Prioritisation of Definitive Map Modification Orders - <b>HAT 33/3/11</b>
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This report was written by Catherine Beeby, who can be contacted on 01522 782070  
or [Catherine.Beeby@lincolnshire.gov.uk](mailto:Catherine.Beeby@lincolnshire.gov.uk).

Appendix A – Case Synopsis – Cranwell & Byard's Leap – Alleged public footpath between PF 754 and PB 1

**Wildlife & Countryside Act 1981, Section 53  
Definitive Map Modification Order Proposal**

**1. Application**

Lincolnshire County Council initiated a proposal to investigate whether a public footpath should be recorded along the above route in 2014.

**2. Location Plan of Route**

See Appendix B of this report.

**3. Evidence in support of the application**

15 User Evidence testimonies have been submitted in support of the proposal, indicating usage over a period between the late 1950s and 2018. Of these 7 cover the apparent twenty-year period of statutory dedication (1997-2017).

Some standard preliminary documentary evidence copies are held by the Council. These include an extract from the 1905 Ordnance Survey Map and documents relating to the definitive map for the area.

**4. Background**

A Definitive Map Modification Order recording Public Footpath 754 in the Definitive Map and Statement was confirmed on 05.11.1990. This lies at the eastern end of the Appeal route (see Appendix D). The DMMO was drawn up using a paper "working copy" map. Working copy maps are used in public rights of way work to represent the modern path network. This comprises the original Definitive network from the 1950s as amended by any subsequent legal orders which have taken effect. The working copy Definitive Map which was in use when the 1990 DMMO was drawn up erroneously showed a Definitive public footpath (known as "Public Footpath 3") along the Appeal route.

The situation is likely to have arisen because the route in question was added to the original Definitive Map in red pen after this document was legally completed. The path shown is therefore not a legally recorded public right of way because it was not recorded in the original Definitive Map by due legal process.

A deposit under Section 31(6) of the Highways Act 1980 has been made in respect of the western part of the route. This relates to the period 2012-2022, and if valid it may affect the admissible user evidence relating to this section.

Appendix A – Case Synopsis – Cranwell & Byard's Leap – Alleged public footpath between PF 754 and PB 1

Usage of the route seems to have been brought into question in January 2018, when it was blocked. This did not provoke the current application, however, as this had been initiated by the County Council in 2014. The twenty year period to be considered for the purposes of Section 31 of the Highways Act 1980 appears to be 1997-2017, as the user evidence indicates that the route was blocked in late 2017 or early 2018.

## **5. Current Priority & Original Officer Assessment**

Officer opinion following initiation of the proposal was that none of the exception criteria applied to it. The case is currently ordered at number 139 of 151 outstanding cases (as at 25.06.2018).

## **6. Appeal**

An appeal request for a change of priority relying on Criterion 1 of the Policy has been received from Mr R J Morris (Appendix E). Criterion 1 is 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.*

The Appellant cites in evidence an instance of alleged conflict between the landowner and himself over use of what appears to be the recorded Public Footpath 754, rather than the route in question, in April 2018.

The landowner has reported the removal of signs he has posted on the land, cutting of his wire fence, closed gates being left open with a consequent increase in risk of his livestock escaping and alleged antagonistic behaviour including an individual having taken video footage of him. These events have all occurred recently.

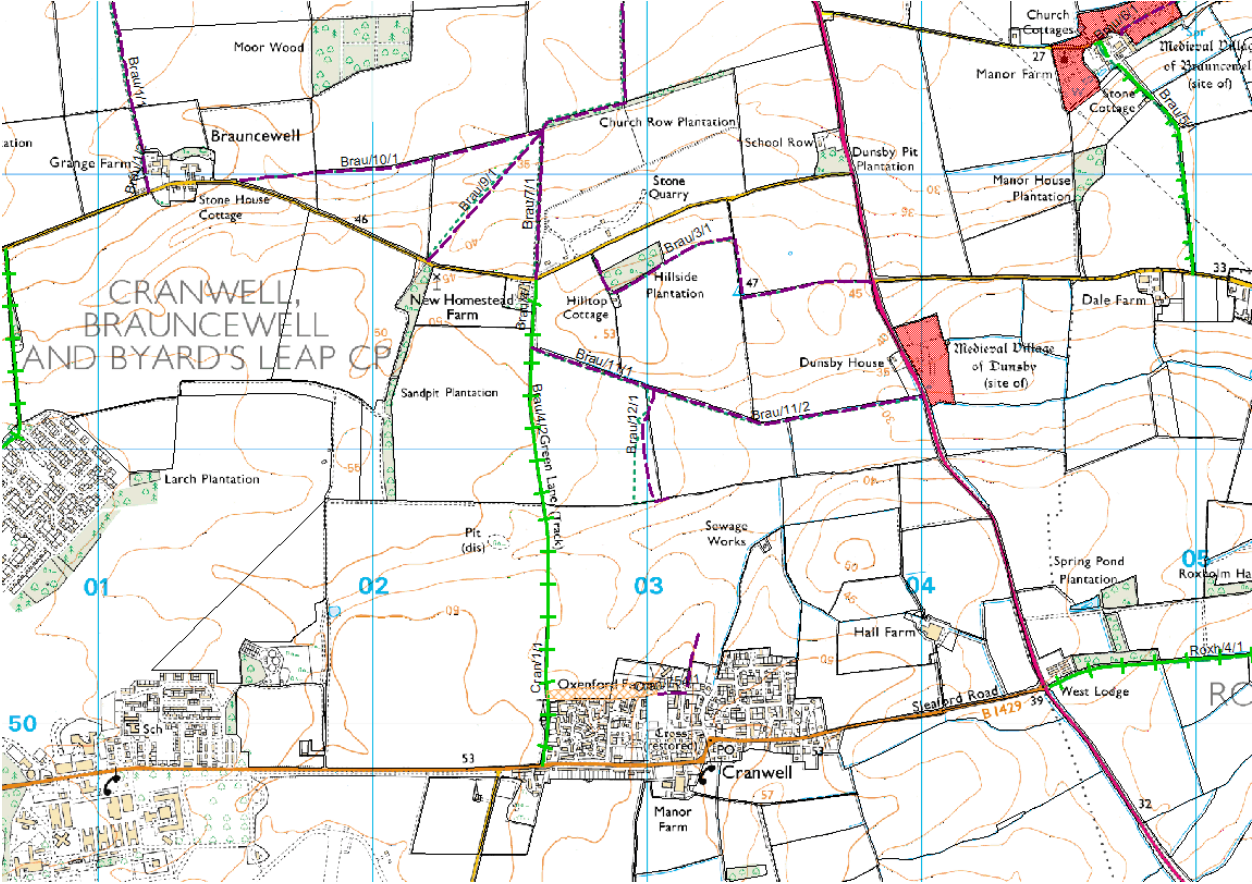
Reference is also made in the user evidence to a historic incident of conflict over the DMMO route between the previous landowner and parish councillors who visited the land, which appears to have happened in approximately 1996, with the result that the County Council wrote to the landowner, who then removed fencing he had erected on the route.

## **7. Site Visit**

The Senior Definitive Map Officer, Catherine Beeby, will provide a verbal report with slides at the meeting.

The route passes alongside a garden and outbuilding before entering pasture fields via a stile, with further stiles to be negotiated at field boundaries.

Appendix B – Cranwell & Byard's Leap DMMO 375 – Alleged PF between PF 754 & PB 1



*Fig.1. – Location mapping (DMMO proposal route shown by an orange polygon)*

Appendix C – Cranwell & Byard's Leap DMMO 375 – Alleged PF between PF 754 & PB 1

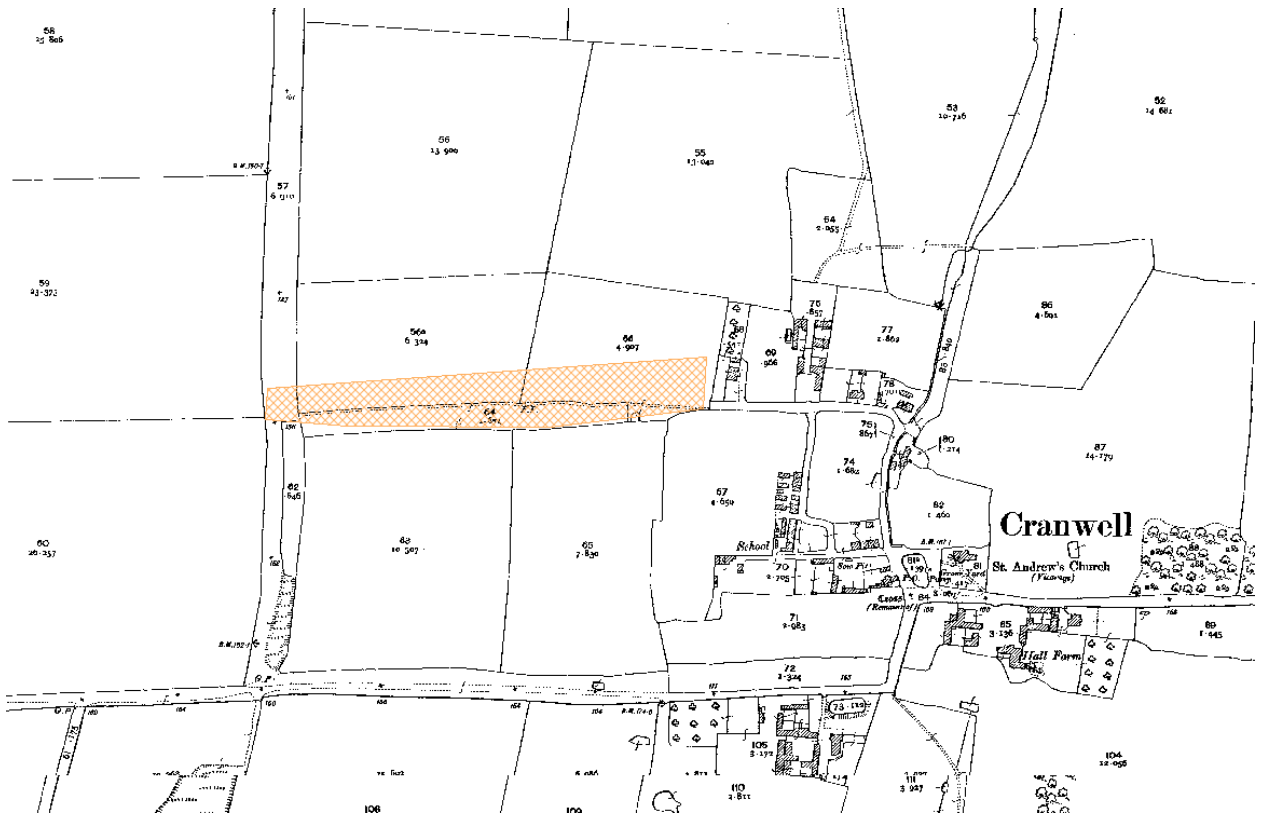
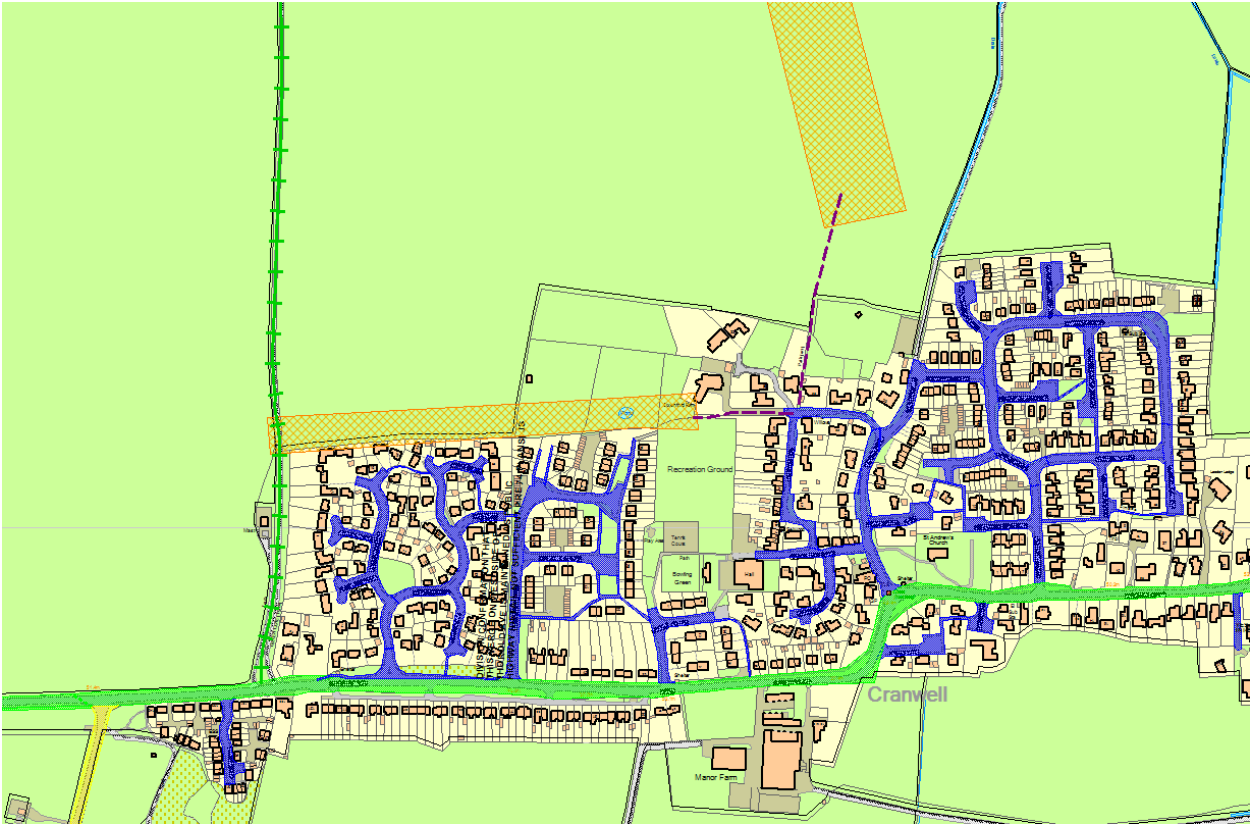


Fig. 2. – Extract from 1906 Ordnance Survey

Appendix D – Cranwell & Byard's Leap DMMO 375 – Alleged PF between PF 754 & PB 1



*Fig 3. – Electronic OS Mapping*

Appendix E – Cranwell & Byard's Leap DMMO 375 - Alleged PF between PF 754 & PB 1

Mr R J Morris  
1 St Martins Close  
Cranwell Village  
Sleaford  
Lines  
NG34 8XA

16 May 2018

**CRANWELL & BYARDS LEAP – PATH BETWEEN GREEN LANE AND PUBLIC FOOTPATH 754**

To Whom It May Concern:

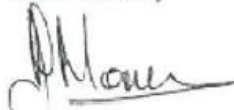
Following the submission of user evidence forms and the reply from Environmental Services I submit the following Statement:

On Sunday 15 April 2018 I exercised my right to walk the 94 meters of the recognised public footpath west from the junction of North Road and Willow Lane, a walk I have continued to exercise since the closure of the remaining part of this footpath by the Landowner.

On this occasion I was met by the Landowner at the junction who closed his gates bordering on to North Road, when I challenged this by opening the gates the Landowner told me that I had no right to enter his property, I replied by informing him that although he had closed the footpath this was now a matter of investigation by Lincolnshire County Council and I was in receipt of documentation stating that the first 94 meters were not in contention.

Under the terms of the **Definitive Map Modification Order** the case officer should be notified of any change of circumstances which may affect the priority of any application. I submit the above statement that under **Criteria 1** that: **Where there is sustained aggression, hostility and ill feeling within a community that is causing severe disruption to life of that community, and that in processing the case early there is a strong likelihood that this will reduce.**

Yours sincerely



R J Morris

*Letter of Appeal*

Appendix F – Cranwell & Byard's Leap DMMO 375 – DMMO Priority List at 25.06.2018

Parish	File	Status	Further details	Application/Acceptance	Active	Priority Ranking
Middle Rasen	72	PF	Caistor Rd to Gatehouse Lane	05/08/1987	Yes	1
Ancaster	2	RB	to BOAT	13/11/1991	Yes	2
Coningsby	182	PF	School Lane to Dogdyke Road	06/11/1997	Yes	3
Heapham & Upton	350	PB	Claimed Bridleway from Common Lane to Cow Lane	02/12/2011	Yes	4
Tetford	365	PF	Addition of missing link to PF 33	30/09/2013	Yes	5
Ludborough	378	PF	Claimed footpath along track running to and from PF107	06/10/2014	Yes	6
Navenby	384	PB	Claimed bridleway from Grantham Road to Doncaster Gardens	16/04/2015	Yes	7
Heydour	48	PF	PF to be diverted - from Southern end of PF 3 to church Lees	01/01/1985	Yes	8
Aunsby & Dembleby	5	PROW	see file	11/07/1985	Yes	9
Mablethorpe and Sutton	106	PF	High St to Broadway	16/09/1985	Yes	10
Burgh-le-Marsh	18	PF	Faulkers Lane	10/02/1987	Yes	11
Stamford	101	PF	Cherry Holt Lane to Priory Rd	03/04/1987	Yes	12
Lincoln	390	PB	Claimed bridleway between riverside cycle path and Hall Drive	29/06/2017	No	13
Holbeach/Fleet	392	PF	Claimed footpath between Damgate Road and Branches Lane	01/09/2017	No	14
Springthorpe	393	PROW	Enclosure Award investigation: Bratt Field Middle Road	07/09/2017	No	15
Heapham/Springthorpe	394	PROW	Enclosure Award investigation: Green La/Kirton Gate Lane/Bratt Field South Road	07/09/2017	No	16
Springthorpe	397	BOAT	Between Bratt Field Road and Heapham Restricted Byway 1117	23/11/2017	No	17
Springthorpe	398	BOAT	Between Bratt Field Road and Green Lane	23/11/2017	No	18
Coningsby	400	PF	Deletion of extant definitive line of section of PF224 to the east of School Lane	23/04/2018	No	19
East Stockwith / Morton	27	PF	PF from Willowbank Lane to Walkerith Road	04/06/1987	No	20
Linwood / Market Rasen	60	PF	Buslingthorpe R/way Bdge	18/06/1987	No	21
Gainsborough	36	PF	White' s Wood Lane to FP22	07/09/1987	No	22
Belchford	11	PB	Ings Lane	25/01/1988	No	23
Skidbrooke with Saltfleet Haven	85	PF	The Haven	30/03/1988	No	24
Leasingham	272	PF	Claimed PF from PF2 to PF3 in the Parish of Leasingham	21/10/1988	No	25
Friesthorpe / Buslingthorpe / Lissington etc	32	PB	BW from Lissingley Lane to Shortwood Lane	08/05/1989	No	26
Linwood / Legsby	59	PF	Linwood Church to Bleasby	11/07/1989	No	27
Great Gonerby / Marston	41	PF	Cliff Lane	01/01/1990	No	28
Sutton St James	108	BOAT	Badgate	01/02/1990	No	29
Market Rasen / Tealby	68	PF	from PF163	15/03/1990	No	30
Welbourn (etc..)	117	BOAT	Ermine St	04/04/1990	No	31
Glentham	38	PF	From church gates	07/04/1991	No	32
Middle Rasen	69	PB	PB514 to BOAT	22/05/1991	No	33
Kettlethorpe	55	BOAT	Know as Westmoor Lane	19/08/1991	No	34
Fulletby	35	BOAT	Mill Street	22/05/1992	No	35
Rothwell / Cabourne	81	BOAT	PB24 to BOAT	15/06/1992	No	36
Great Gonerby	40	PF	PF6 to join RB 5	21/12/1992	No	37
Bassingham	9	PF	Claimed PF from Brocklebank Close to playing field	27/10/1993	No	38
Navenby	154	PF	'The Smoots'	22/05/1996	No	39
Fulletby	162	PF	School Lane	10/10/1996	No	40
Beckingham/Brant Broughton	167	PF	PF 5 to BW and missing link	12/12/1996	No	41
Little Carlton/Legbourne	185	PB	'Blind Lane' from PB 624 ( Manby)	22/01/1998	No	42
Uffington	188	PB	Newstead Rd, Belmesthorpe to Seven Acre Wood (county bdy)	30/01/1998	No	43
Louth / Keddington / Brackenborough / Fotherby	186	PB	Grimsby/Louth Railway Line ( part from Keddington Rd crossing to Little Grimsby bridge)	03/02/1998	No	44
Horncastle	195	PF	Boston Road to the Wong	23/05/1998	No	45
Grantham	194	PF	Denton Ave to PF 16	28/05/1998	No	46
Halton Holegate	201	PF	Northorpe Road to Ashby Road	17/08/1998	No	47



## Appendix F – Cranwell & Byard's Leap DMMO 375 – DMMO Priority List at 25.06.2018

Anderby Creek	203	PF	Occupation Road to Beach (via Rowan Court)	10/10/1998	No	48
Rothwell / Swallow	220	PF 23	Realignment of Footpath 23	02/01/2001	No	49
Hundleby	224	PF	PF366	26/02/2001	No	50
Barrowby	237	PF	PF13 to PB, Casthorpe Rd to parish boundary	08/05/2002	No	51
Skillington & Stoke Rochford	239	BOAT	BOAT from Crabtree Rd to parish boundary between Stoke Rochford & Easton and Wyville Cum Hungerton	05/06/2002	No	52
Skillington	240	BOAT	Claimed BOAT from Skillington village to "The Drift" along Buckminster Lane	05/06/2002	No	53
Tealby	238	PF	Claimed footpath from footpath 132 through Thorpe Mill to The Road	25/06/2002	No	54
Woolsthorpe by Belvoir	242	BOAT	Claimed upgrade from PB to BOAT "Longmoor Lane"	03/07/2002	No	55
Osboumy / Aunsby & Dembleby	248	BOAT	Upgrade from RB (Mickling Meadow Rd)	02/04/2003	No	56
Harlaxton / Grantham	247	BOAT	Claimed BOAT from Gorse Lane to Great North Road	23/04/2003	No	57
Branston & Mere	253	PF	Claimed PF along bank of river Witham from Bardney bridge to Bardney Lock	29/10/2003	No	58
Spilsby	254	BOAT	Claimed BOAT along Pooles Lane	24/11/2003	No	59
South Somercotes	257	PF	Claimed PF Southfiels Lane / Town street of the Church	02/03/2004	No	60
Norton Disney	263	PB	Claimed PB at Norton Disney Newark Rd to Swinderby Rd	13/05/2004	No	61
Holton Le Clay	266	BOAT	Claimed BOAT "The Smooting" Holton Le Clay	21/09/2004	No	62
Leasingham	267	BOAT	Upgrade of PB 10 Moor Lane to Leasingham Parish Boundary	16/11/2004	No	63
Leasingham / Sleaford	268	BOAT	Upgrade of PB 6 New Lane Claim from Leasingham Parish Boundary	16/11/2004	No	64
Heckington	269	BOAT	Upgrade of PF 3 Heckington Claim from A17 to PF 3 Heckington	15/12/2004	No	65
Snitterby	270	PF	PF from High St to Bridle Walk and PF 70	04/01/2005	No	66
Aslackby & Laughton	277	BOAT	Upgrade of RB 12 to BOAT	22/02/2005	No	67
Pointon & Sempringham / Aslackby & Laughton	276	BOAT	Upgrade RB 9 & 13 to BOAT ( Pethley Lane)	24/02/2005	No	68
Threkingham / Billingborough	275	BOAT	Upgrade PB 4 Claim from Parish boundary to Folkingham Road	25/02/2005	No	69
Allington / Foston	271	BOAT	Upgrade of RB 5 and RB 7 (Marston Lane)	14/03/2005	No	70
Kirby La Thorpe	274	PF	Claimed PF from The Hoplands to PF 1	17/03/2005	No	71
Belton & Manthorpe / Syston	278	BOAT	Claimed BOAT from Heath Lane to High Dike "Beggars Lane"	13/06/2005	No	72
Asterby	279	PF	Claimed Public Footpath from Goulceby Lane to Public Footpath No.18	18/07/2005	No	73
Ropsley & Humby / Ingoldsby	281	BOAT	Upgrade of PB 30 & PB 14 to BOAT	27/08/2005	No	74
Ingoldsby/Bitchfield & Bassingthorpe	282	BOAT	Upgrade of PB 16 to BOAT and Claimed BOAT	27/08/2005	No	75
Osgodby / Owersby	285	PF 91	PF 91 Osgodby realignment	30/09/2005	No	76
Helpringham	286	BOAT	Upgrade of RB 17 to Boat	23/10/2005	No	77
Pointon & Sempringham / Billingborough	290	BOAT	Upgrade of RB 15 to BOAT & Realign " Primrose Lane"	25/10/2005	No	78
Ropsley & Humby / Boothby Pagnell	287	BOAT	Upgrade of PF27 Ropsley & Humby to BOAT and claimed BOAT in Boothby Pagnell	26/10/2005	No	79
Boothby Pagnell / Old Somerby	291	BOAT	Upgrade of PF 7 to BOAT Claimed BOAT from PF7 to BW7 Upgrade of BW7	29/10/2005	No	80
Pointon & Sempringham	289	BOAT	Claimed BOAT from West Road to Pethley Lane	30/10/2005	No	81
Imham / Edenham	294	BOAT	Claimed BOAT from Imham Lane to Bulby Lane, Imham	05/11/2005	No	82
Lenton Keisby and Osgodby	292	BOAT	Upgrade of PB 3 to BOAT	06/11/2005	No	83
Lenton Keisby and Osgodby / Imham	293	BOAT	Claimed BOAT from RB 12 to PB 9 and Upgrade of PB 9 to BOAT	06/11/2005	No	84
Lenton Keisby and Osgodby / Imham	295	BOAT	Claimed BoAT from Imham BR9 to Elsthorpe Road	09/11/2005	No	85
Burton Coggles / Corby Glen	297	BOAT	Upgrade of BC BW1, RB2 & CG RB9	05/12/2005	No	86
Great Sturton / Ranby / Hemingby / Belchford	296	BOAT	Upgrade of RB61 to BOAT	12/12/2005	No	87
Aunsby & Dembleby	298	BOAT	Upgrade of RB5	06/01/2006	No	88
Folkingham	299	BOAT	Upgrade of PF 8 to BOAT	27/01/2006	No	89
Hough on the Hill	300	BOAT	Upgrade of RB22 to BOAT	27/01/2006	No	90
Kirby Underwood	301	PB	Claimed bridleway from Rippingale PB16 to Stainfield Road	30/01/2006	No	91
Lissington / Holton Cum Beckering	303	BOAT	Upgrade of PB 904 in Lissington and PB 904 in Holton Cum Beckering to a BOAT	06/02/2006	No	92
Great Gonerby / Barrowby	302	BOAT	Upgrade of RB 7 and PF6 in Great Gonerby and PF 11 in Barrowby to BOATS	07/02/2006	No	93
Long Bennington	304	BOAT	Upgrade of RB 12 to BOAT	14/02/2006	No	94
Foston	305	BOAT	Upgrade of PB 3 and RB 5 to a BOAT	16/02/2006	No	95
Westborough and Dry Doddington / Stubton	306	BOAT	Upgrade of PB 12 (W&DD) and PF 3 & RB 7 (Stubton) to a BOAT	22/02/2006	No	96
Westborough and Dry Doddington / Stubton / Claypole	307	BOAT	Addition of a BOAT in Westborough and DD, upgrade of RB 5 & 6 in Stubton and upgrade of BW 8 in Claypole	22/03/2006	No	97
Searby	311	PB	Addition of a bridleway from Owmy Road to Howsham Lane	03/08/2006	No	98
Lincoln	313	PF	Claimed footpath from Church Drive to Tritton Road, Lincoln	27/12/2006	No	99
Skegness	317	PF	Claimed footpath from Albany Close to Albany Road, Skegness	15/03/2007	No	100
Lutton	325	PF	Claimed footpath from School Lane to Blazeagate	17/07/2007	No	101
Gainsborough	319	PF	Claimed footpath from Bowling Green Rd to Bayard St	20/08/2007	No	102

## Appendix F – Cranwell & Byard's Leap DMMO 375 – DMMO Priority List at 25.06.2018

Lincoln	320	PF	Claimed footpath from Dunkirk Road to Breedon Drive	21/09/2007	No	103
East Ferry	321	PF	Claimed footpath from East Ferry High St. to River Trent (county boundary)	24/09/2007	No	104
Heighington	323	PF	Claimed footpath along Bracken Hill Lane and Third Hill Road	04/10/2007	No	105
West Ashby / Fulletby	327	PB	Upgrade of PB No. 57 to RB	28/03/2008	No	106
Sturton by Stow	328	PF	Claimed footpath from Bonniwells Lane (PF82) to Tillbridge Lane	10/04/2008	No	107
Swineshead	329	PF	From Tarry Hill to Station Road	21/07/2008	No	108
Lincoln	330	PF	Claimed Footpath between Skellingthorpe Road and Rochester Drive	30/07/2008	No	109
Mablethorpe and Sutton	331	PF	Claimed Public Footpath from Sandhurst Road to The Promenade	12/08/2008	No	110
Scotter / East Ferry	332	PF	Claimed Public Footpath from Becks Lane to Gainsborough Road	28/08/2008	No	111
Scotton	333	PF	Claimed Public Footpath from Gainsborough road to pf 4	28/08/2008	No	112
Lincoln	334	PB	Claimed Public Bridleway from Boswell Drive to Doddington Road	29/09/2008	No	113
Old Somerby	335	PB	Claimed Public Bridleway from junction of Church Lane and The Pastures to PB 7	15/05/2009	No	114
Ropsley & Humby	337	PB	Claimed Public Bridleway & upgrade of Ropsley FP9 (pt) and FP18 Somerby Rd to Ropsley Road	15/05/2009	No	115
Snitterby / Bishop Norton	336	PF	Claimed Public Footpath Snitterby Carr PF68 (Brown's Bridge) to Grid Ref TF023933	06/07/2009	No	116
Upton	338	PF	Claimed Public Footpath from High Street to PF 50	27/07/2009	No	117
Raithby / Hundleby	339	BOAT	From B1195 road along Raithby PB 133 & part Hundleby PB 133 to Raithby old churchyard	07/09/2009	No	118
Billingham	341	PF	Claimed Footpath Low Street to Whiteleather Square	27/01/2011	No	119
Colsterworth	345	PF	Claimed Footpath from Old Woolsthorpe Rd to Bridge End	20/02/2011	No	120
Grantham / Loundhorpe and Harrowby Without	346	PF	Claimed Footpaths in Loundhorpe and Harrowby	21/03/2011	No	121
Boston	347	PF	Claimed Footpath from Ingelow Ave to Punchbowl Lane	24/06/2011	No	122
Bourne	348	PF	Claimed Footpath from Beaufort Drive to Bourne Woods	29/06/2011	No	123
North Somercotes	349	PB	Claimed Bridleway from Warren Road around North Somercotes Warren	09/08/2011	No	124
Long Bennington	351	PF	Claimed Footpath from Back Lane to PF17	29/02/2012	No	125
Long Bennington	352	PF	Claimed Footpath from W heatsheaf Lane to PF17	11/04/2012	No	126
Loundhorpe and Harrowby Without	356	PB	Claimed Bridleway from Turnor Road (RB 6) to Harrowby Lane	19/06/2012	No	127
Benniworth	357	PF	Part of PF9	25/07/2012	No	128
Caythorpe and Frieston	358	PF	Claimed Footpath between Old Lincoln Road and PF4 and PF to PF5	05/10/2012	No	129
Sudbrooke	359	PF	Claimed footpaths in Sudbrooke Park	04/12/2012	No	130
Foston	361	PB	Claimed bridleway from 16 Chapel Lane to Restricted Byway No.5	16/01/2013	No	131
Upton	362	BOAT	Claimed BOAT from Heapam Road to Slingers Wood	11/02/2013	No	132
Gainsborough	368	PF	Claimed footpath from Market Place to Caskgate Street	02/10/2013	No	133
Folkingham	369	PF	Claimed footpath from A15 to copse at end of PF3	30/12/2013	No	134
Glentworth	370	PF	Claimed footpath between PF91 and Dog Kennel Road	14/04/2014	No	135
Glentworth/Harpwell	371	PF	Claimed footpath between Homeyard Farm & Hermitage Farm	20/05/2014	No	136
Deeping St. James	372	PF	Claimed footpath between PF9 and PB12	25/06/2014	No	137
Sleaford	373	PF	Claimed bridleway between Lincoln Road (A15) to PF3	01/08/2014	No	138
Cranwell & Byard's Leap	375	PF	Addition of PF between PF754 and PB1	27/08/2014	No	139
Cranwell & Byard's Leap / Braucewell	376	PF	Addition of PF between PF4 and Braucewell PF12	27/08/2014	No	140
Horncastle	380	PF	Claimed footpath from Jessop Close and Mareham Road	08/12/2014	No	141
Louth	382	BOAT	Claimed BOAT from Northgate to Spout Yard Car Park	23/02/2015	No	142
Aisthorpe / Brattleby	381	PB	Claimed bridleway between Low Farm, Aisthorpe and Thorpe Lane, Brattleby	20/04/2015	No	143
Wellingore	387	PF	Addition of PF over northernmost end of Cross Lane	07/08/2015	No	144
Sleaford	386	PF	Claimed footpath from Eastgate to PF15	22/08/2016	No	145
Grantham	388	PF	Claimed footpath between Great Gonerby PF4 and PF8	26/04/2017	No	146
Woodhall Spa	389	PF	Claimed footpath between Stixwold Road and King Edward Crescent	26/05/2017	No	147
Westborough & Dry Doddington	391	PB	Alleged bridleway along Baker's Lane to PB2 & alleged footpath between PF1 & Church Lane	10/08/2017	No	148
Little Steeping	395	PF	Station Road to Main Road	15/09/2017	No	149
Haconby	396	PF	Deletion of part of PF15	18/09/2017	No	150
Mablethorpe and Sutton	399	PROW	Claimed bridleway and footpath between the ends of 2 sections of Marian Avenue	27/11/2017	No	151

Appendix G – Cranwell & Byard's Leap DMMO 375 – Site photographs

Photo 1: View east along alleged public footpath from field boundary at centre



Appendix G – Cranwell & Byard's Leap DMMO 375 – Site photographs

Photo 2: View east along alleged public footpath



Appendix G – Cranwell & Byard's Leap DMMO 375 – Site photographs

Photo 3: Public Footpath 754 from North Road/Willow Lane (source: Google Maps)



Appendix G – Cranwell & Byard's Leap DMMO 375 – Site photographs

Photo 4: View west along alleged public footpath at Oxenford Farm boundary



Appendix G – Cranwell & Byard's Leap DMMO 375 – Site photographs

Photo 5: View west over stile from Oxenford Farm garden to field



Appendix G – Cranwell & Byard's Leap DMMO 375 – Site photographs

Photo 6: View west along alleged public footpath from Oxenford Farm land

