

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

14 January 2019

Mid-Lincolnshire Local Access Forum Meeting

A meeting of the Mid-Lincolnshire Local Access Forum will be held on **Tuesday, 22 January 2019** at **2.00 pm** in **Committee Room One - County Offices, Newland, Lincoln Lincs LN1 1YL** for the transaction of the business set out on the attached Agenda.

Yours sincerely

Debbie Barnes OBE
Head of Paid Service

Membership of the Mid-Lincolnshire Local Access Forum

Councillor William James Aron, (Lincolnshire County Council)
Councillor Charles Lewis Strange, (Lincolnshire County Council)
Councillor James Cairns, (North East Lincolnshire Council)
Chris Padley, (Users of Local Rights of Way) (Chairman)
Sheila Brookes, (Users of Local Rights of Way) (Vice-Chairman)
Peter McKenzie-Brown, (Users of Local Rights of Way)
Colin Smith, (Users of Local Rights of Way)
Helen Pitman, (Users of Local Rights of Way)
Sandra Harrison, (Landowners)
Ray Shipley, (Landowners)
Richard Graham, (Other Interests)
David Salkeld, (Other Interests)
2 Vacancies (Users of Local Rights of Way)
4 Vacancies (Land Owners)
3 Vacancies (Other Interests)

**MID-LINCOLNSHIRE LOCAL ACCESS FORUM AGENDA
TUESDAY, 22 JANUARY 2019**

Item	Title	Report Reference
1	Questions from the public	
2	Apologies for Absence	
3	Minutes of the previous meeting of the Mid-Lincolnshire Local Access Forum held on 23 October 2018	(Pages 5 - 10)
4	Declarations of Members' Interests	
5	Actions Arising from the minutes of the previous meeting of the Forum if not already on the agenda	
6	Update on the reorganisation of Local Access Forums for Lincolnshire <i>(To receive a verbal update from Chris Miller, Team Leader for Countryside Services, on the reorganisation of Local Access Forums for Lincolnshire since the matter was discussed at the meeting on 23 October 2018)</i>	(Verbal Report)
7	Countryside for All <i>(This is a regular report from John Law, a representative on the South Lincolnshire and Rutland Local Access Forum. This report is for noting)</i>	(Pages 11 - 16)
8	Reports of North East Lincolnshire Council	
8a	Countryside and Rights of Way Improvement Plan <i>(To receive a report from Matthew Chaplin, Public Rights of Way Mapping Officer, in connection with the latest situation of the Plan)</i>	(Pages 17 - 18)
8b	Definitive Map Modification Orders <i>(To receive a report by Matthew Chaplin, Public Rights of Way Mapping Officer, in connection with progress of the Orders)</i>	(Pages 19 - 20)
8c	Progress of Public Path Orders <i>(To receive a report by Matthew Chaplin, Public Rights of Way Mapping Officer, in connection with the progress of the Orders)</i>	(Pages 21 - 22)
9	Reports of Lincolnshire County Council	
9a	Definitive Map Modification Orders <i>(To receive a report from Chris Miller, Team Leader for Countryside Services, in connection with the latest situation of the Orders)</i>	(Verbal Report)
9b	Progress of Public Path Orders <i>(To receive a report by Chris Miller, Team Leader, Countryside Services, in connection with the progress of the Orders)</i>	(Verbal Report)

10 Date and Time of the Next Meeting
(The next meeting is normally arranged to take place in April 2019)

Democratic Services Officer Contact Details

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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



**MID-LINCOLNSHIRE LOCAL ACCESS
FORUM
23 OCTOBER 2018**

PRESENT: CHRIS PADLEY (CHAIRMAN)

Representing Lincolnshire County Council: Councillor C L Strange

Representing North East Lincolnshire Council:

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

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

Also in attendance:

15 QUESTIONS FROM THE PUBLIC

There were not any questions asked by the public.

16 APOLOGIES FOR ABSENCE

Apologies for absence were received from Councillor Bill Aron, Sandra Harrison and Helen Pitman.

17 MINUTES OF THE PREVIOUS MEETING OF THE MID-LINCOLNSHIRE LOCAL ACCESS FORUM HELD ON 3 JULY 2018

RESOLVED

That the minutes of the previous meeting held on 3 July 2018, be approved as a correct record and signed by the Chairman.

18 DECLARATIONS OF MEMBERS' INTERESTS

Chris Padley stated that he owned land which crossed the Claxby Byway but did not actually affect the Byway. He stated that he would leave the meeting while this item was discussed. (Minute 25).

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23 OCTOBER 2018**

19 ACTIONS ARISING FROM THE MINUTES OF THE PREVIOUS MEETING
OF THE FORUM IF NOT ALREADY ON THE AGENDA

20 UPDATE ON THE REORGANISATION OF LOCAL ACCESS FORUMS
FOR LINCOLNSHIRE

Officers stated that a meeting had taken place with legal services about the proposal to have one Local Access Forum for Lincolnshire and legal had stated that there was a need for Rutland County Council to take formal action to remove itself from the South Lincolnshire Local Access Forum and then to create a separate Forum for Rutland. Officers stated that it was proposed to have one new reconstituted Forum for Lincolnshire (including North East Lincolnshire) in place by the AGM in July 2019.

21 PRESENTATION OF THE VERGE BIOMASS PROJECT

The Forum received a presentation in connection with the Verge Biomass Project by Helen Jenkins-Knight, the County Council's Sustainability Project Officer. She stated that the process involved a machine cutting grass on the verge which was then transported to an Anaerobic Digester for conversion to energy for the national grid. She stated that the process was supported by farmers, encouraged biodiversity and protected hedgerows. The cost of the machine had been met 50:50 between farmers and the Lincolnshire Local Enterprise Partnership (LEP).

Helen Jenkins-Knight stated that grass cutting had been affected by the weather this year and there had been issues with hogweed and cow parsley. She stated that there had also been issues with obtaining an Environment Agency permit due to the type of material which went into the Digester. She stated that Highways England was examining the cutting of verges alongside the M180 in north Lincolnshire and that if this was successful it would then be possible to role the project out along their highway network.

Comments by the Forum included:-

- The maintenance of Green Lanes in the county was a problem and it was hoped that this project would help in this respect.
- In response to comments by the Forum, officers stated:-
- The area of 370 hectares of grass detailed in the presentation was from the whole of the county and interest had been shown in the project by the National Trust and others.
- Ragwort was destroyed in the Anaerobic Digester.
- The timing of cuts was carried out in line with a recommendation from the Wildlife Trust but more flexibility was required based on the weather.
- Contact had been made with farmers in the East Lindsey area about the project in the first instance.
- Ideally, it would be good to cut the whole of the verge but only a 1.2m strip was currently cut. There was no risk to wildlife as the machine was noisy.

- Litter was not a problem on B and C roads and the machine avoided bends and junctions where most litter accumulated. There was more litter on A roads and most litter did not affect the Digester.
- The machine was able to deal with more robust plants and the machine could be adapted to deal with small accesses.
- Woody material was not as energy productive as grass.
- The machine was due to appear on Country File on 9 May 2019.
- The working of the machine could be viewed on the internet.
- Members were requested to let Helen Jenkins-Knight know if they were able to attend a meeting of the working party set up to discuss the Biomass Project on 6 November 2018.
- Concerns about advice given by the Environment Agency should be brought to the attention of elected Members and officers in the first instance.
- It was possible to produce hay from verge cuttings.

The Forum thanked Helen Jenkins-Knight for her presentation.

22 RESPONSE TO DEFRA BY THE LOCAL ACCESS FORUM ON THE EFFECTS OF BREXIT ON THE COUNTRYSIDE

Chris Padley stated that he had attended a recent meeting of the East Midlands Local Access Forums Chairmen's Group a representative from Natural England had been in attendance. He stated that he was unable to provide any update on the effects of Brexit on rights of way and it was hoped to get someone to attend the Chairmen's Group to provide more information on this matter when more information became available.

Officers stated that "public good" was still in the legislation and this might provide an opportunity to reintroduce matters removed like the Higher Level Stewardship scheme which could be better managed by farmers than Countryside Services. The current position allowed the County Council's Rights of Way section to report non-compliance to the Payments Agency and the removal of these powers would reduce Countryside Services' powers.

RESOLVED

That the report be noted.

23 RECENT MEETING OF THE EAST MIDLANDS LOCAL ACCESS FORUM CHAIRMEN

The Chairman reported on his recent attendance at the meeting of the East Midlands Local Access Forum Chairmen. He stated that Natural England expected further cuts to their funding and that therefore they would be unable to do as much for rights of way as they had done in the past.

The Chairman stated that the Group had received a presentation on the HS2 project and its effects on rights of way with opportunities to create entirely new footpaths instead of diversions. He stated that it was proposed to plant a lot of new trees to

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23 OCTOBER 2018**

improve the environmental effects of the project. It had been suggested at the meeting that it was better to plant trees away from the route instead of in close proximity.

The Chairman stated that with major infrastructure projects like HS2 it was important to examine how a project might improve the environment and not just mitigation measures. Officers agreed and stated that the County Council would be producing guidance to ensure that environmental measures were in place for major infrastructure projects.

RESOLVED

That the report be noted.

24 HARD STANDING AREAS OUTSIDE OF PROPERTIES - OBSTRUCTION TO PUBLIC FOOTPATHS

Chris Padley reminded the meeting that this matter had been briefly discussed at the last meeting and had been deferred to this meeting to consider the effects of the action taken by a householder to install a flower bed immediately outside of their property which had obstructed the footpath. He stated that one of the issues to arise from this matter was whether highways or magistrates powers should be used to prevent such schemes taking place in the future without proper consultation. He added that he had received complaints from members of the public about this matter.

In response to comments by the Forum, Chris Padley stated that he had not informed Market Rasen Town Council about the matter as he had initially thought that this was a County Council highway's matter. He proposed to write to the Town Council and would copy in Councillor C L Strange.

RESOLVED

That it be noted that Chris Padley will write to Market Rasen Town Council about this matter and copy in Councillor Lewis Strange.

25 VOLUNTARY RESTRAINT ON THE CLAXBY BYWAY AND VOLUNTARY RESTRAINTS IN GENERAL

(Note: Chris Padley declared an interest in this matter and left the meeting (see minute 18).

The Forum received a report from David Selkeld in connection with vehicle access to unsurfaced rights of way with an example given of Claxby Byway Open to All Traffic (BOAT) provided.

David Selkeld stated that a Voluntary Restraint system, which, although not legally binding, could help in preserving the condition of the Claxby BOAT. He asked if anything had been heard from the House of Lords Select Committee which was

reviewing the Natural Environment and Rural Communities Act and the possible simplification of the Traffic Restriction Order system.

Officers stated the Select Committee was not examining the creation of BOATs from TROs.

Forum comments included the use of the Claxby BOAT by horse drawn carriages which caused less damage than 4x4s; the installation of carriageway widths for horse drawn carriages which could stop 4x4s but it was noted that Claxby was a BOAT so this was not possible and it was suggested that lampers could have caused the damage to this BOAT.

David Selkeld stated that he was aware that Voluntary Restraints did not always work and he had spoken to 4x4 drivers who were causing problems. He was trying to form a responsible group of 4x4 drivers in Lincolnshire and they were examining how they could tackle rural crime and find missing persons.

Officers stated that they had not received any complaints from users of the Claxby BOAT except from the landowner, noted that Voluntary Restraints had been used in the Lake District but their use was out of the control of the Council and that the Council was unable to promote TROs.

Officers stated that 4x4 owners had a right to use BOATs and that it was more preferable to manage BOATs to ensure that they could be used by all users.

26 ROW.LINCOLNSHIRE.GOV.UK

David Selkeld asked if the row.lincolnshire.gov.uk website could be updated. He stated that the website provided details of countryside access mapping and allowed the public to view access in their area, for example, cycling and walking routes.

Officers stated that the County Council currently did not have the resources to update this site, stated that they could remove vehicle access except BOATs on the site but a proper review of the site was required. Officers stated that they were examining the creation of a similar system to the Council's Fix My Street website. NOTED.

27 GOVERNMENT PLANS TO IMPLEMENT RIGHTS-OF-WAY PROVISIONS OF DE-REGULATION ACT 2015 IN FIRST HALF OF 2019. DO WE NEED TO TAKE ANY ACTION?

Colin Smith enquired whether the County Council needed to take any action in view of the Government plans to implement rights of way provisions of the De-Regulation Act 2015 in the first half of 2019. Officers stated that while the De-Regulation Act 2015 had been enacted there were still no regulations to accompany the Act and these were unlikely to be received until after Brexit.

Officers stated that with regard to any extra work as a result of the Act it was likely there would be a significant increase in extra work to divert rights of way and to determine which objections were relevant. Officers would examine how the system

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would operate once the regulations were received and the implications would have to be examined by the Local Access Forums before they were signed off by the County Council. NOTED.

28 COUNTRYSIDE FOR ALL

29 REPORTS OF NORTH EAST LINCOLNSHIRE COUNCIL

The Forum received the regular report from John Law, a representative on the South Lincolnshire Local Access Forum, in connection with "Countryside for All". The Forum noted that most of the items in the report affected Rutland. NOTED.

30 COUNTRYSIDE AND RIGHTS OF WAY IMPROVEMENT PLAN

The Forum received a report from North East Lincolnshire in connection with the latest situation of their Countryside and Rights of Way Improvement Plan. NOTED.

31 DEFINITIVE MAP MODIFICATION ORDERS

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

32 PROGRESS OF PUBLIC PATH ORDERS

The Forum received a report from North East Lincolnshire Council in connection with the progress of their Public Path Orders. NOTED.

33 DATE AND TIME OF THE NEXT MEETING

It was agreed that the next meeting would be held at 2.00pm on Tuesday 21 January 2019 at the County Offices, Lincoln.

The meeting closed at 4.00 pm

COUNTRYSIDE FOR ALL – Report

Report for LAF meetings 16 & 26/01/19

1. COUNTRYSIDE FOR ALL ROUTES

1.1. Lincolnshire

We have 1000 of each of the 12 route leaflets where we had low stock printed by DPS digital. A portion of these have been delivered and been collated into the folders. The balance are being stored by DPS Digital until we request for them to be delivered.

We will be asking DPS Digital if they will undertake the outstanding work Printtalk, quoted for, to enable us to clear the backlog of route leaflets which require designing and printing.

The only route leaflet we have not addressed is the Gibraltar Point leaflet. Once the backlog of printing work is cleared we will look for funding for this leaflet.

1.2. Rutland

The Rutland route leaflet folders funding, was initially going to be with the Choice Unlimited 2019 grant funding application but we will now look at sourcing it through a different funding body.

2. DEMENTIA FRIENDLY WALKS – RUTLAND

The training for the walk leaders has been agreed as 6th February 2019.

3. RIDING FOR THE DISABLED

Mount RDA have now received their leaflets from Irwin Mitchell and have supplied us with 200 for our Choice Unlimited events.

4. CHOICE UNLIMITED EVENTS

4.1. Rutland

4.1.1. 2018 Feedback

We were fortunate to have the Rutland Youth Council registering our visitors and recording their feedback. The high level results can be seen in appendix A attached. We will be using this information together with the more detailed feedback information to address issues for the 2019 event. We have already spoke to Liffe Publishing and Rutland Radio on how they can help us deliver better results in 2019.

Whilst we did have some visitors from Uppingham, none were picked up in the sample, so it is clear we need to address this. We have now included Ron Simpson from Uppingham First in our working group. This has already proved useful, as a number of ideas have been generated on how we can attract more people from Uppingham.

The visitor satisfaction was judged on a sample of 36 visitors. All 36 stated it was worth coming to the event and rated it on average 4.7 where 5 is excellent and 1 is poor. All stated they will be attending the 2019 event. The main concern from the visitors being the lack of space.

28 exhibitors attended the event. Most were from Rutland or Leicestershire. Others came from:

Job Centre – Spalding/Stamford

Nick Markham Travel – Skegness

RIDC – London

When the exhibitors were asked “Was it worth coming?” All said yes apart from SENDIAS who said it was borderline. Her issue was inadequate Wifi. When asked “Was it value for money?” All said yes apart from SENDIAS who said it was borderline. When asked if they would be attending the 2019 event all said yes including SENDIAS. The main concern from exhibitors was lack of space.

Whilst we did not do a detailed feedback survey for activity providers their main issue was lack of space.

4.1.2. 2019 Event

We applied for funding for the 2019 event to the Rutland Healthy Living Grant. Surprisingly and unfortunately we did not win funding from this grant. So we are now applying to Tesco Bags of Help and any other grants that we feel may be able to support the event.

The major issue besides funding the event is how we increase the size of the venue. Our best option to date is to have a free standing marquee with a joining corridor to the pavilion building. The price of hiring a suitable 27metre by 12 metre marquee with flooring, lighting etc. Is £3828, including VAT.

We have some funds from the Lottery, which were allocated to the LAF for event table cloths, a pop up banner and our display at Leicester, which have not been spent yet. These funds could be diverted to help contribute towards items required for the 2019 Rutland Choice Unlimited event. In order to divert these funds we need agreement from the LAF and the Lottery.

ACTION: LAF – Vote on whether the LAF is in agreement with diverting the funding from the LAF requirements to the Rutland 2019 Choice Unlimited event.

ACTION: John Law – If the LAF agrees with diverting the funding, discuss and get approval from the Lottery and action accordingly.

4.2. Lincolnshire

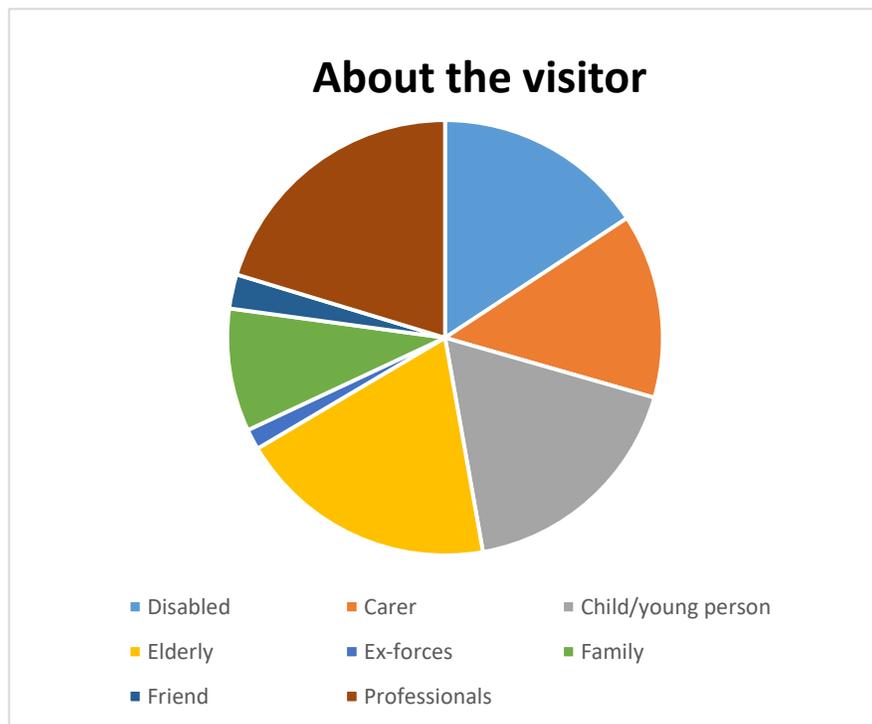
At least 3 emails have been sent to Healthwatch Lincolnshire requesting guidance on prioritising the location where the events should be held, outside the three in the proposed locations. It seems strange that they have just been awarded a three year contract by Lincolnshire County Council but choose not to respond on this matter.

The venues chosen for the Lincolnshire Choice Unlimited events are the Richmond Holiday Park Skegness, the Peter Paine Performance Centre Boston and the Springfield Event Centre Spalding. We have a sponsor who has offered to pay for the venue at Skegness. Funding opportunities are also available for all three events.

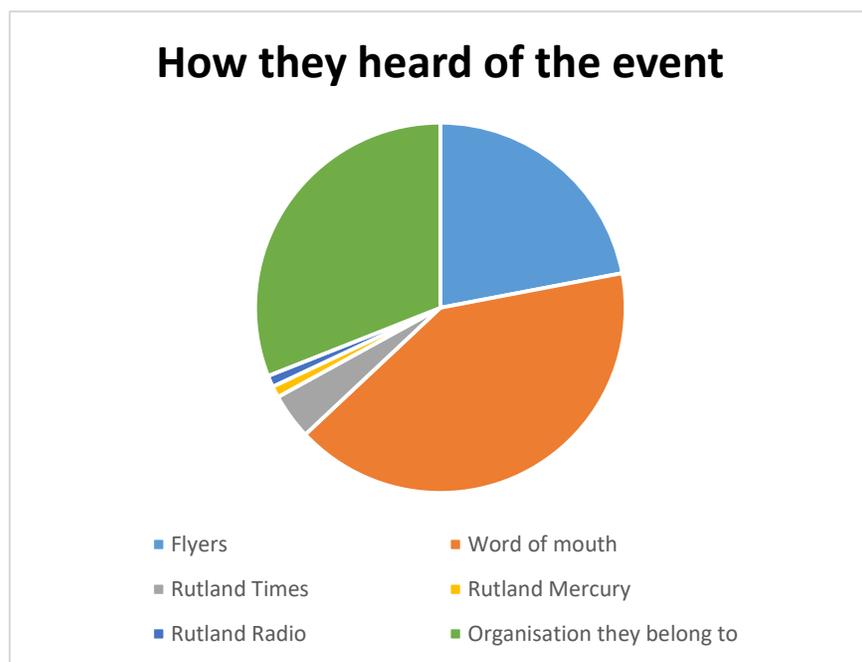
Unfortunately after three meetings with representatives of the organisations in the working group, it is apparent that there is not the interest in delivering further Choice Unlimited events for the disabled, elderly and carers in Lincolnshire. Obviously there is a need to help improve the health and wellbeing of the disabled, elderly and carers in Lincolnshire but without the support of other key Lincolnshire organisations, it is something the LAF cannot deliver on its own. With regret I have had to inform some other organisations not on the working group who wanted the event, that the Choice Unlimited events will not take place in Lincolnshire, unless there is a significant change in attitude of the key stakeholders who represent the disabled, elderly or carers of Lincolnshire.

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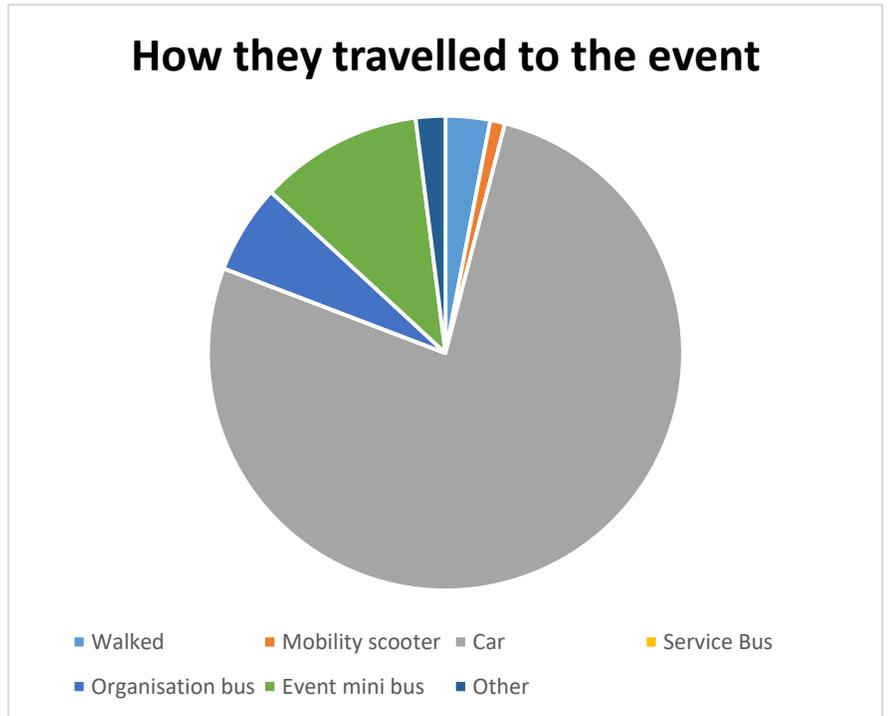
About the visitor	Numbers
Disabled	31
Carer	27
Child/young person	35
Elderly	38
Ex-forces	3
Family	18
Friend	5
Professionals	40
Total	197



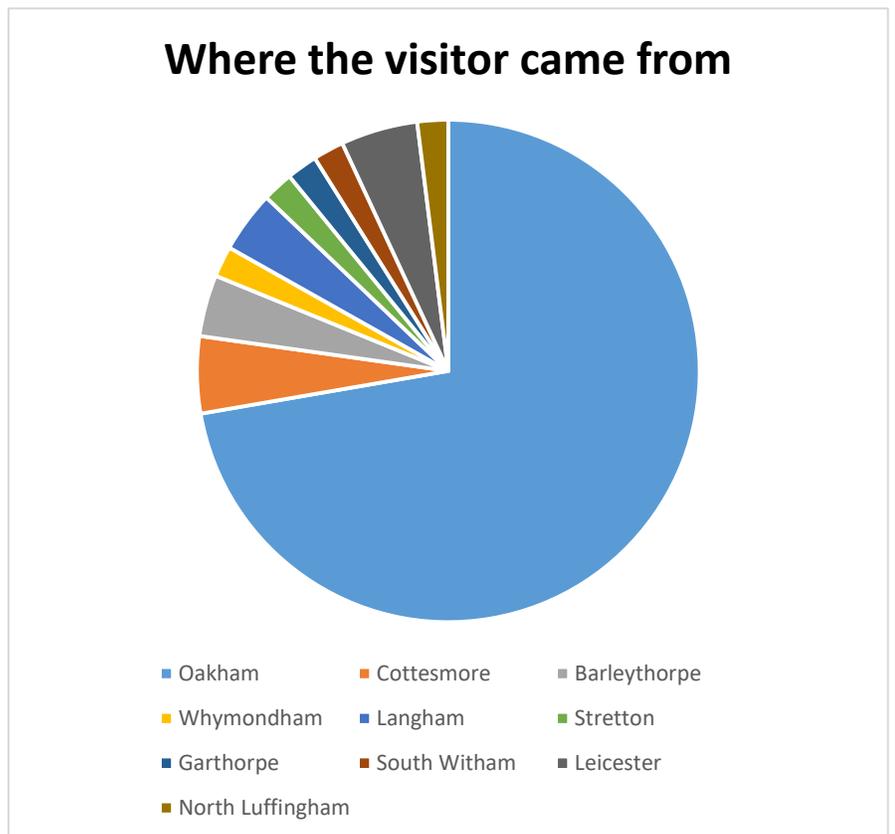
How they heard of the event	Percentage (%)
Flyers	22
Word of mouth	41
Rutland Times	4
Rutland Mercury	1
Rutland Radio	1
Organisation they belong to	31



How they travelled to the event	Percentage (%)
Walked	3
Mobility scooter	1
Car	73
Service Bus	0
Organisation bus	6
Event mini bus	11
Other	2



Where the visitor came from	Percentage (%)
Oakham	73
Cottesmore	5
Barleythorpe	4
Whymondham	2
Langham	4
Stretton	2
Garthorpe	2
South Witham	2
Leicester	5
North Luffenham	2



North East Lincolnshire ROWIP Objectives

Project Details	Comments
ROWIP 2	Colleagues commenting on ROWIP

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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 7	Grimsby	Vicarage Gardens/Compton Drive to Bargate	Claimed Footpath	18/03/2008	Report to Planning Committee on the recommendation to make an Order
DMMO 8	Grimsby	Macaulay Lane to Newhaven Terrace	Claimed Footpath	17/04/2008	Correspondence with Planning Department, confirming the location of the Public Footpath. The Public Footpath will link the development with the Country Park and part of West Marsh. I wider respects this will be an access from Laceby to Europarc.
DMMO 11	Grimsby	Cormorant Drive to Great Coates Road, Grimsby	Claimed Footpath	21/12/2017	PSPO being made. Currently researching documentary evidence regarding the location of the potential lost way.
DMMO 12	Laceby	Butt Lane to FP110, Laceby	Claimed Footpath	29/06/2018	User evidence statements taken and discussion with Council to take place.

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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	One objection to the Variation Order currently producing PINS referral. Northern Section location of the substation has been identified and a schedule of when the sub station is being removed is being submitted to the Council
PPO 15	Stallingborough FP21	HA s118 & s26	Self initiated	Currently trying to establish contact with one of the landowners where the proposed diversion would run.
PPO16	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	Signage to be installed.
PPO 19	Stallingborough FP 37	HA118A	Initiated by Network Rail	Order confirmed
PPO 20	New Waltham FP59	TCPA 1990	Initiated by developer	Report to Planning Committee has been drafted regarding the new line.
PPO 21	Ashby cum Fenby FP90	HA 118	Initiated by landowner	Order currently being made by Legal Services
PPO 22	Waltham FP67	HA118	Initiated by landowner	The Public Footpath shown on the Definitive Map affects a planning application. The Public Footpath has never been on the ground and a letter dated 1977 says that it was added in error to the Definitive Map. The line on the Definitive Map is being extinguished.

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