



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

Report to:	Mid Lincolnshire Local Access Forum
Date:	18 July 2017
Subject:	Progress of Public Path Orders

Summary:

A report on the progress of Public Path Orders

Recommendation(s):

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

1. Background

The County Council has a power to divert, extinguish or create public rights of way either of its own volition or following an application to do so from the public. The Council may also enter into agreements with landowners regarding the dedication of public rights.

2. Summary of ongoing cases

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

- A package of 8 diversions to realign routes in the Coastal Country Park area including the potential dedication of a bridleway over a current footpath. The proposed Orders have been submitted for authorisation.
- A proposal to extinguish, create and divert in respect of Little Hale Public Footpaths 2 and 3, which is currently awaiting provision of a bridge.
- A diversion Order is being prepared in respect of Mablethorpe and Sutton Public Footpath 323.
- A diversion of part of Public Footpath No. 124 and extinguishment of a non-definitive footpath at North Wold Farm in Tealby: an Order was made 05.05.2017, with the consultation period running to 15.06.2017. No objections were received therefore the proposal is awaiting certification of the route.

- A proposal to divert Old Bolingbroke Public Footpath 198, for which the consultation period also ended on 15.06.2017. No objections were received therefore the proposal is awaiting certification of the route.
- A proposal to divert Irnham Public Footpath 7, for which consultations ended on 16.06.2017. No objections were received therefore the proposal is awaiting certification of the route.
- Extinguishment and creation orders in Market Deeping and Deeping St James parishes seeking to provide an improved route for a well-used public footpath in a developed area were made, with a consultation period running to 02.06.2017, however an objection has been received. The proposal will be passed to the Planning Inspectorate to determine.
- An extinguishment proposal in respect of an obstructed public footpath in Ruskington which lies close to a convenient alternative route: the Order has been confirmed, with the confirmation advertisement period running to 13.07.2017.

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

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

The County Council is developing a provisional Public Path Order Policy, which will eventually determine the order in which proposals are processed. This will need to be ratified before it can be implemented, and is subject to any changes necessary once regulations in respect of the Deregulation Act 2015 are issued.

3. Consultation

a) Has Local Member Been Consulted?

n/a

b) Has Executive Councillor Been Consulted?

n/a

c) Scrutiny Comments

n/a

d) Policy Proofing Actions Required

n/a

4. Background Papers

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

This report was written by Catherine Beeby, Senior Definitive Map Officer, who can be contacted on 01522 782070 or countryside_access@lincolnshire.gov.uk.

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