

PRIORITISATION OF DEFINITIVE MAP MODIFICATION ORDERS

PARISH: Belchford **CASE REF NO:** No 11_(LIN-022 BHS reference)

CRITERIA

(set by Executive Councillor decision by 8 December 2008)

Each application is processed on a date received basis unless it is felt that the case fulfils one or more of the criteria 1 – 8, as listed below:

- | | | |
|---|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------|
| 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. | <input type="checkbox"/> |
| 2 | Where there is a significant threat to the route, likely to cause a permanent obstruction (eg, a building, but not, for example, a locked gate or residential fencing). | <input type="checkbox"/> |
| 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. | <input type="checkbox"/> |
| 4 | Where legal proceedings against the County Council are instigated or are likely to be instigated <u>and</u> it is possible that the Authority has a liability. | <input type="checkbox"/> |
| 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. | <input type="checkbox"/> |
| 6 | Where there is a significant financial saving to the County Council (and therefore taxpayer) through the processing of an Order. | <input type="checkbox" value="Yes"/> |
| 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. | <input type="checkbox"/> |
| 8 | Where the route will <u>significantly</u> assist in achieving a Countryside and Rights of Way Improvement Plan Objective or Statement of Action. | <input type="checkbox" value="Yes"/> |

Reasons for criteria:

Application was made in 15 Feb 1988 with user evidence. Decision made 16 Aug 1989 and DMMO dated 14 January 1992. Objection appears to be made before the order made. Ings Lane is still not on the Definitive Map and Statement.

The route is poorly maintained with mature trees obstructing the route. The RoW team allegedly stated that the council are unable to clear route as unaware it is a bridleway.

The Enclosure map is conclusive evidence of the legal status of the route. If the order is not prioritised a further DMMO application will be made based on historic evidence only which will create more administration for the County Council at a cost to the taxpayer.

The RoWIP states Lincolnshire CC intend 'To have an integrated network of rights of way that is relevant for today's needs, bringing added benefits to residents and

visitors by supporting wider interests including sustainable transport, rural economy and tourism, health benefits and quality of life issues.' Pp 30-33 of the RoWIP states that equestrians have limited access to off-road riding and are forced to use the road network as circular routes and links between routes are fragmented. Equestrians often transport horses to find suitable routes if unavailable locally. According to Church *et al* (2010) over 90% of equestrians are women and 37% of these are over 45 years of age and over a third would pursue no other physical activity.

Prioritising acting on the decision for Ings Lane would benefit local equestrians, walkers and cyclists. Equestrians would be able to link to nearby routes off-road and avoid transporting horses to other sites for exercise. The council would be meeting RoWIP objectives:

SOA38 Develop a range of circular routes for cyclists and equestrians in areas of highest demand. Support DEFRA schemes that increase access and link PROW

SOA39 Identify areas deficient in access where access proposals would benefit the rights of way network

SOA40 Review current Definitive Map Modification Order priority system to give higher priority to key cases that will improve connectivity of the existing network for users

SOA41 Establish a priority system for Public Path Orders giving higher priority to cases that will improve connectivity of the existing network for users

Please see attached photos of route taken by BHS volunteer on 19 May 2020

9 The criteria set out above does not apply.

This case was initially checked on and the case falls into criteria/s

Signed Dated
 Senior Definitive Map Officer – Countryside Services

Any amendments to the criteria above are to be record on the rear of this form

Criteria number	Reason for amendment to priority	Date of amendment
1		
Signed Date: Senior Definitive Map Officer – Countryside Services		
2		
Signed Date: Senior Definitive Map Officer – Countryside Services		
3		

Signed Senior Definitive Map Officer – Countryside Services				Date:
4				
Signed Senior Definitive Map Officer – Countryside Services				Date:
5				
Signed Senior Definitive Map Officer – Countryside Services				Date:
6				
Signed Senior Definitive Map Officer – Countryside Services				Date:

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