

BRISTOL CITY COUNCIL

**PUBLIC RIGHTS OF WAY AND GREENS COMMITTEE
21 JULY 2008**

CURRENT CLAIMS, INQUIRIES AND MISCELLANEOUS RIGHTS OF WAY MATTERS

(Joint report of the Director of Planning Transport and Sustainable Development and Director of Central Support Services (Head of Legal Services))

(Ward: Citywide)

Purpose of Report

1. To report for information on the present position with regard to claims under the Wildlife and Countryside Act 1981 Section 53; town or village green applications; public inquiries; and miscellaneous rights of way orders, agreements and legal proceedings.

Background

| Item | Ward | Site address/ description | Remarks |
|-----------------------------------------------------------------------------|---------|---------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------|
| CURRENT INVESTIGATIONS- Wildlife and Countryside Act 1980 Section 53 | | | |
| 1 | Clifton | Definitive Map Modification Order – Hotwell Road to Charles Place, through Bear Yard. | Approval given to make and advertise an Order (7 April 2008). Order to be advertised, date to be advised. |

| PUBLIC PATH ORDERS – Town and Country Planning Act 1990 | | | |
|----------------------------------------------------------------|-----------|-------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 2 | Lockleaze | Public Path Diversion Order for FP 223, Purdown under Section 257 | Objections received in respect of order. Order referred to the Secretary of State. Matter to be determined at Public Inquiry proposed for 9 & 10 December 2008. |

| PUBLIC PATH ORDERS – Highways Act 1980 | | | |
|-----------------------------------------------|------------|------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------|
| 3 | Avonmouth | Public Path Diversion Order for FP No. 5, Wessex Water Works, Avonmouth | Order confirmed on 23 November 2006. Order not yet in force - awaiting Certification on completion of works. |
| PUBLIC INQUIRIES/HEARINGS | | | |
| 4 | Bishopston | Definitive Map Modification Order No. 1, 2007 - Friary Road, Bishopston | Hearing Date: 7 October 2008 Statement of case to be submitted by 29 July 2008 |
| Miscellaneous Rights of Way Matters | | | |
| 5 | Southmead | Dedication of new public path linking FP41 to junction Greystoke Avenue and Cricket Lane | A Legal Event modification order is required to add the dedicated route to the Definitive Map. |

Consultation None.

Appendices Appendix A - Statutory Orders Progress Report on claims for Modification of the Definitive Map
Appendix B – Current Applications to Register Land as new Town or Village Green

Policy Implications There are no specific resource implications arising from this report.

Resource Implications There are no specific resource implications arising from this report.

Other Approvals Necessary None.

Recommended - that the report be noted

LOCAL GOVERNMENT (ACCESS TO INFORMATION) ACT 1985
Background Papers

None.

Contact Officers:

For queries relating to rights of way matters:

Rachel Johnson, Solicitor, Legal Division, Central Support Services; or
Michelle Darby, Solicitor, Legal Division, Central Support Services
Andy Whitehead, Walking & Cycling, Traffic Management, PTSD

For queries relating to village green and commons matters:

Frances Horner, Senior Solicitor, Legal Division, Central Support Services

**APPLICATIONS FOR MODIFICATION OF DEFINITIVE MAP AND
STATEMENT
UNDER SCHEDULE 14 OF WILDLIFE AND COUNTRYSIDE ACT 1981**

PROGRESS REPORT FOR THE JULY 2008 COMMITTEE

| LOCATION | DATE RECEIVED | CURRENT POSITION |
|------------------------------------------------------------------------------|----------------------|-----------------------------------------------------------------------|
| Old Sneed Park, Sneyd Park, Bristol | 07.02.92 | See Report at Agenda Item 10 |
| Claimed footpath at Argyle Place Clifton wood | 24.04.98 | See Report at Agenda Item 10 |
| Claimed footpaths at Barracks Lane, Shirehampton | 25.11.98 | See Report at Agenda Item 10 |
| Claimed footpath at Little Mead, Kingsweston Road | 4.3.00 | See Report at Agenda Item 10 |
| Claimed right of way from Hotwell Road to Charles Place Hotwells | 7.4.03 | Order to be advertised, date to be advised. |
| Claimed bridleway, Dundridge Farm, St George | 6.4.04 | See Report at Agenda Item 10 |
| Claimed footpath at Ridgehill, Henleaze | 27.11.06 | Awaiting Investigation |
| Claimed footpath at South Hayes and Parkside Gardens, Lockleaze | 15.06.06 | Awaiting Investigation |
| Claimed footpath at rear of Shaldon Road and Morris Road, Lockleaze | 18.05.07 | Awaiting Investigation |
| Claimed footpath from Johnsons Lane | 13.03.08 | Awaiting investigation. Discussions to take place between PTSD and |

| | | |
|-----------------------------------------|--|------------------------------------|
| to Bristol & Bath Cycle Path, Easton | | DELL on possible dedication route. |
|-----------------------------------------|--|------------------------------------|

**CURRENT APPLICATIONS TO REGISTER LAND AS NEW TOWN
OR VILLAGE GREEN**

PROGRESS REPORT FOR THE JULY 2008 COMMITTEE

| LOCATION | DATE RECEIVED | CURRENT POSITION |
|-----------------|--------------------------|-------------------------|
| | | |