

AGENDA ITEM NO. 7

BRISTOL CITY COUNCIL

PUBLIC RIGHTS OF WAY AND GREENS COMMITTEE

3 OCTOBER 2011

CURRENT CLAIMS, INQUIRIES AND MISCELLANEOUS RIGHTS OF WAY/TOWN AND VILLAGE GREEN MATTERS.

(Report of Director of City Development)

(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; public inquiries; and miscellaneous rights of way orders, agreements and legal proceedings.

Item	Ward	Site address/ description	Remarks
CURRENT INVESTIGATIONS- Wildlife and Countryside Act 1980 Section 53			
1	Lockleaze	South Purdown, site of new Fairfield School sports pitches.	Application for route L-M confirmed on 12 August 2010. Legal Event Order required to add new route to Definitive Map. Appeal Decision received from PINS. Route G – H – I has been allowed and the Council is directed to make an Order in respect of this footpath. Order to be drafted. The appeal in respect of Route J – K failed.

PUBLIC PATH ORDERS – Town and Country Planning Act 1990			
2	Lockleaze 10 /01/08	Public Path Diversion Order for FP 223 Purdown under Section 257	Legal Event Order required to add diversion to Definitive Map.
3	Eastville	Public Path Diversion Order for FP 236, Stapleton under Section 257	Public Path Diversion Order No. 1, 2010 confirmed on 1 February 2011 Path now certified and order operative
PUBLIC PATH ORDERS – Highways Act 1980			
4	Avonmouth 23/02/10	S118 extinguishment order – footpath No 553 (part) and 555 (part) Hallen Marsh	Legal Event Order required to remove footpath from Definitive Map.
5	Avonmouth 23/02/10	S119 diversion order – footpath No 1a (part) Hallen Marsh	Awaiting certification from PROW that footpath is operational to enable Order to be in force. Legal Event Order required to add diversion to Definitive Map.
PUBLIC INQUIRIES			
6	None		
Miscellaneous Rights of Way Matters			
7	Southmead 06/12/04	Dedication of new public path linking FP41 to junction Greystoke Avenue and Cricket Lane	A Legal Event Order is required to add the dedicated route to the Definitive Map.
8	Avonmouth 29/03/06	Public Path Diversion Order for FP5, Wessex Water Works	Legal Event Order required to add diverted route to the Definitive Map.

APPENDIX (7) A

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

PROGRESS REPORT 3RD OCTOBER 2011

LOCATION	DATE RECEIVED	CURRENT POSITION**
Old Sneed Park, Sneyd Park, Bristol	07.02.92	Deed of Dedication held pending resolution of safety issues concerning boundary wall at rear of Cavendish Gardens. The responsibility for the upkeep of the wall lies with the adjacent householders.
Claimed footpath at Argyle Place Clifton wood	24.04.98	Leisure (Parks) has approved the dedication of an alternative footpath subject to confirmation that the land has been acquired and adopted by the Council as public open space. Approval to make and seal a Deed of Dedication has been sought from the Director of City Development. The land has still not been acquired due to problems with the vendors' title. It is anticipated that these problems will be resolved shortly.
Claimed footpath at Fernhill Field, off Little Mead, Kingsweston Road	4.3.00	Deed of Dedication being drafted.
Claimed bridleway, Dundridge Farm, St George	6.4.04	Deed of Dedication Sealed on 13 January 2011

LOCATION	DATE RECEIVED	CURRENT POSITION**
Claimed footpath at South Hayes and Parkside Gardens, Lockleaze	15.06.06	Under investigation
Claimed footpath at Ridgehill, Henleaze	27.11.06	Awaiting investigation
Claimed footpath at rear of Shaldon Road and Morris Road, Lockleaze	18.05.07	Awaiting investigation.
Blackberry Hill (S Frome Bridge) to FP153	11.07.08	Head Claimant has applied for a direction from DEFRA (now passed to PINS)

** Valid applications will be dealt with in chronological order of receipt, with the exception of those which must be prioritised as a result of development proposals.