

AGENDA ITEM NO. 8

BRISTOL CITY COUNCIL

PUBLIC RIGHTS OF WAY AND GREENS COMMITTEE

2 APRIL 2012

CURRENT CLAIMS, INQUIRIES AND MISCELLANEOUS RIGHTS OF WAY MATTERS

(Report of the Director of City Development)

(Ward: Citywide)

Purpose of Report

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

Item	Ward	Site address/ description	Remarks
DEFINITIVE MAP MODIFICATION ORDER APPLICATIONS – Section 53 of Wildlife and Countryside Act 1981			
1	Lockleaze	South Purdown, site of new Fairfield School sports pitches.	Modification Order application for route L – M confirmed on 12 August 2010. 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 currently being 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 FP223 Purdown under Section 257.	Legal Event Order required to add diversion to Definitive Map.

3	Eastville 29/10/10	Public Path Diversion Order for FP236, Stapleton under Section 257.	Public Path Diversion Order No. 1, 2010 confirmed on 1 February 2011. Path now certified and order operative. Legal Event Order required to add diversion to Definitive Map.
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.	Path now certified and order operative. 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 () A

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

PROGRESS REPORT 2 APRIL 2012

LOCATION	DATE RECEIVED	CURRENT POSITION**
Old Sneed Park, Sneyd Park, Bristol	07.02.92	Committee approval given on 15 March 2012 to proceed with the making of a deed of dedication for the alternative route from Cavendish Gardens to the Portway.
Claimed footpath at Argyle Place, Cliftonwood	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. The land has not yet been acquired due to problems with vendors' title.
Claimed footpath at Fernhill Field, off Little Mead, Kingsweston Road	04.03.00	Deed of Dedication sealed on 8 April 2011. Legal Event Modification Order required to add the route to the Definitive Map.
Claimed bridleway, Dundridge Farm, St George	06.04.04	Deed of Dedication sealed on 13 January 2011. Legal Event Modification Order required to add the route to the Definitive Map.
Claimed footpath at South Hayes and Parkside Gardens, Lockleaze	1506.06	Under investigation
Claimed footpath at Ridgehill, Henleaze	27.11.06	Awaiting investigation
Claimed footpath rear of Shaldon Road and Morris Road, Lockleaze	18.05.07	Awaiting investigation

Blackberry Hill (South of Frome Bridge) to FP153	11.07.08	Head Claimant has applied for a direction from DEFRA (now passed to PINS).
South Purdown (Route B to C), site of new Fairfield School sports pitch.	14.03.11	Application validated by Legal Services on 21 September 2011. Awaiting investigation
** 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.		