

**REPORT TO RIGHTS OF WAY
COMMITTEE**
2nd OCTOBER 2015

TITLE OF REPORT: Progress of Rights of Way Matters

REPORT OF: Strategic Director, Corporate Services and Governance

Purpose of the Report

1. To update Committee on the progress of Rights of Way cases between July 2015 and October 2015.

Background

2. The rights of way matters and completed matters are set out in Appendix 2.

Recommendations

3. It is recommended that the Committee note the report and the updates highlighted in bold.

Contact: Jennifer Bradley extension 2219

1. FINANCIAL IMPLICATIONS

Nil

2. RISK MANAGEMENT IMPLICATIONS

Nil

3. HUMAN RESOURCES IMPLICATIONS

Nil

4. EQUALITY AND DIVERSITY IMPLICATIONS

Nil

5. CRIME AND DISORDER IMPLICATIONS

Nil

6. SUSTAINABILITY IMPLICATIONS

Nil

7. HUMAN RIGHTS IMPLICATIONS

Nil

8. WARD IMPLICATIONS

Chopwell and Rowlands Gill, Blaydon, Ryton Crookhill and Stella, Whickham North, Birtley, Lamesley, Crawcrook and Greenside, Dunston Hill and Whickham South and Sunnyside, Winlaton and High Spen

9. BACKGROUND INFORMATION

Nil

APPENDIX 2

Item No	Case	Ward	Application/ Proposal	Progress/Action
1	North View	Winlaton & High Spen	Definitive Map Modification Order	The order has been made but objections have been received. The Order will need to be sent to the Secretary of State for confirmation.
2	Application to add a bridleway between RB 44 and Derwent Walk.	Whickham North, Blaydon	Definitive Map Modification Order	The definitive map modification order has been drafted and will be advertised shortly.
3	Claim at Thomas Street Eighton Banks Right of Way 62	Lamesley	Definitive Map Modification Order	The order has been made but objections have been received. The Order will need to be sent to the Secretary of State for confirmation.
4	Definitive Map	-----	To bring the definitive map and statements into line with the orders and ensure that they are up to date are reviewed and meet the statutory requirements.	Upon review of the definitive maps for Gateshead by the Legal and Rights of Way officers, it is apparent that there is no map for the excluded area being Gateshead central area and the other definitive maps need to be brought up to date in light of legal events that have occurred. A blank map and statement for the excluded area is now produced and each right of way is being added to it via a definitive map modification order. At the same time a legal event modification order is being drafted to bring the current maps up to date. Once all this work has been completed the maps will be consolidated to produce a single map of definitive rights of way for the Gateshead area. There is now a working copy definitive map on the Council's website.
5	Bridleway 35 Northside Birtley	Birtley	Creation and Extinguishment Orders	Committee approved the recommendation on the 24 th October 2008 to make a creation and extinguishment order. A creation order was made by the Council on the 19 th August 2014. The objection period comes to an end on the 19 th September 2014. One objection was received to the Order, which was subsequently withdrawn. The works to install the bridleway cannot be completed until a survey is conducted of a nearby pond to establish amphibious species and their hibernation areas. The survey has revealed that there are no great crested newts in the nearby pond and works will now be agreed with the conservation officer to confirm the order and complete the works.
6	Footpath Blaydon 11	Blaydon	Diversion Order	Committee approved the recommendation on the 4 th July 2014 to make a diversion order. The diversion order was made on the 13 th January 2015 and the objection period ended on the 18 th February 2015. One objection has been received to the Order. The Order has been sent to the Secretary of State and an inspector has now been appointed to determine the case on the papers.
7	Footpath Ryton 76	Ryton	Diversion Order	Committee approved the recommendation on 3rd July 2015 to make a public path diversion order. The order was made on the 11th August 2015 and advertised in the press on the 17th August 2015. The objection period came to an end on the 15th September 2015 and no objections have been received.
8	Bridleway Birtley 21	Birtley	Extinguishment Order	Committee approved the recommendation on 4th July 2014 to make a public path extinguishment order. The order was made on the 11th August 2015 and advertised in the press on the 17th August 2015.

				The objection period came to an end on the 15 th September 2015 and no objections have been received.
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COMPLETED MATTERS LIST

	Case	Ward	Progress/Action
1	Deed of Dedication of Footpath Whickham 301 at Washingwell Wood	Whickham	Committee approved the recommendation on 3 rd July 2015 to dedicate a footpath across its land at Washingwell Wood, Whickham. The deed of dedication was made on the 11 th August 2015 and came into operation on the 17 th August 2015.