

Report to Rights of Way Committee

18st July 2022

TITLE OF REPORT: Progress of Rights of Way Matters

REPORT OF: Strategic Director, Corporate Services and
Governance and Strategic Director, Housing
Environment and Healthy Communities

Purpose of the Report

1. To update Committee on the progress of Rights of Way cases, plus the principle works carried out on the network between March 2022 and July 2022.

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: Sonya McCool extension 3862 and Zoe Jones extension 3094

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, Lamesley, Crawcrook and Greenside, Dunston Hill and Whickham South and Sunnyside, Winlaton and High Spen, Pelaw and Heworth South, Windy Nook and Whitehills, Wardley and Leam Lane.

9. BACKGROUND INFORMATION

Nil

Current Matters

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 the Environment, Food and Rural Affairs. This is being prepared to be submitted in due course.
2	Application to add a bridleyway between RB 44 and Derwent Walk.	Whickham North, Blaydon	Definitive Map Modification Order	The definitive map modification order has been drafted and waiting for instruction to advertise it.
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 papers have been prepared and the Order will be sent to the Secretary of State for the Environment, Food and Rural Affairs for confirmation in due course.
4	Claim for a Footpath at Sherburn Towers, Rowlands Gill	Rowlands Gill, Blaydon	Definitive Map Modification Order	An application was received on the 18 th August 2015 to record a footpath onto the definitive map and statement at Sherburn Towers, Rowlands Gill, which was approved by committee on 18 th March 2016. The order was made on the 9 th June 2016 and the objection period for that order expired on 3 rd August 2016. One objection was received to the order, which was not withdrawn. The papers were sent to Secretary of State for the Environment, Food and Rural Affairs on 18 th December 2018. The public Inquiry was withdrawn as the objector withdrew their objection. The decision from the Secretary of State was received on 22nd January 2020. The order was confirmed and a copy of the Inspector's Decision is attached as an appendix to this report.
5	Creation Agreement for Footpath Ryton 120	Ryton	Public Path Creation Agreement	Committee approved the making of a public path creation agreement on 12 th October 2012. The draft agreement was sent to the landowner's agent on the 31 October 2017 but they have indicated that they will not be responding until opportunities for the land to the south of the development site are considered.
6	Clarty Lane Upgrade public footpath LA/33 to bridleyway	Lamesley	Definitive Map Modification Order	Following committee on 18th November 2019, instructions are with legal to progress making the order.
7	Cushy Cow Lane Upgrade public footpath RY/27 to bridleyway.	Ryton Crookhill Stella Crawcrook Greenside	Definitive Map Modification Order	In progress, application was due to be brought to committee on the 16 th November, but more time was requested by the BHS to gather more user evidence.
8	Claim for a Bridleyway at Barlow Lane, Barlow.	Winlaton High Spen Crawcrook Greenside	Definitive Map Modification Order	An application has been received on the 26 th March 2020 to record a Bridleyway onto the definitive map and statement at Barlow Lane, Barlow.
9	Blackhall Mill to Chopwell Upgrade public footpaths BL/11/1, BL/19/1, BL/19/2 and BL/19/3 to bridleyway.	Chopwell Rowlands Gill	Definitive Map Modification Order	An application has been received on the 17 th August 2020 to upgrade public footpaths BL/11/1, BL/19/1, BL/19/2 and BL/19/3 to bridleyway at Blackhall Mill and Chopwell.
10	Blackhall Mill to Armondside Upgrade public footpath BL/28/1 to bridleyway.	Chopwell Rowlands Gill	Definitive Map Modification Order	An application has been received on the 17 th August 2020 to upgrade public footpaths BL/28/1 to bridleyway at Blackhall Mill.
11	Claim for a Bridleyway at Horsegate, Chopwell.	Chopwell Rowlands Gill	Definitive Map Modification Order	An application has been received on the 17 th August 2020 to record a Bridleyway onto the definitive map and statement at Horsegate, Chopwell.

Completed Matters

None

PRINCIPAL WORKS CARRIED OUT ON THE RIGHTS OF WAY NETWORK – March 2022 and July 2022.

March 2022	Peth Lane, Ryton 84	Replace steps and revetment
April 2022	Leam Lane, Felling 44	Replace horse stile and birdsmouth fence line
May 2022	Strimming programme commenced	Strimming contract awarded for 2 years with the option of 2 x 12 month extensions.
May 2022	Marley Hill, Whickham 199	Installation of 3 x waymarker posts
June 2022	Winlaton/Barlow, Blaydon 48	Replace 2 x stiles, strimmed and waymarked
June 2022	Pennyfine Road, Lamesley 12	Reinstate the route.

PLANNED WORKS TO BE CARRIED OUT ON THE RIGHTS OF WAY NETWORK – March 2022 and March 2023.

Lamesley 72	Sections 6,7 & 8, Kibblesworth	Removal of restrictions and resurfacing/drainage work
Lamesley 69	Section 3, Wrekenton	Removal of restrictions, update entrance and resurface
Ryton 33 & 35	Crawcrook	Installation of directional fingerposts following near completion of development
Gateshead 1	Harlow Green	Resurfacing

AREAS OF THE RIGHTS OF WAY NETWORK WITH ASB/MOTORBIKE ISSUES – March 2022 and July 2022.

BLAYDON BURN	Blaydon	On going motorbike issues. Police aware.
MARLEY HILL	St Cuthberts Road, Marley Hill/Sunniside.	Working with the landowner to improve legal access and signage to reduce trespassing and anti-social behaviour. Highlighting the issue of motorbike misuse with the police/community safety officers.
WHITEHILLS	Leam Lane/Whitehill Drive	On going motorbike misuse and fly tipping. Area is currently having access restrictions installed and a new fence line.
HILL 60	Crawcrook/A695	Anti-social behaviour following the closure of a walked desire line between Hill 60 and the Story Home Development. The resident has had their new fence line ripped out and have been verbally abused as well as named on social media. This desire line is not recorded on Gateshead Definitive Map as a public right of way. All incidents have been reported to the police.
Stamley Moss Farm	Blaydon 50/Thornley Lane	Several reports of users being attacked by the landowner's dogs. All evidence has been forwarded to the police. This is on going.