



BUCKINGHAMSHIRE LOCAL ACCESS FORUM

Report

AGENDA ITEM 5

Date: 7th November 2018

Title: Rights of Way group update

Authors: Helen Francis, Interim Definitive Map and Local Land Charges Team Leader; Jonathan Clark, Strategic Access Officer; and Joanne Taylor, Team Leader – Rights of Way Operations

Contact Officer: Ghazala Naeem (01296 383246)

DEFINITIVE MAP TEAM – Outstanding Caseload

The purpose of this report is to appraise Members of the Forum of the outstanding Definitive Map caseload undertaken by the Definitive Map Team.

A. MATTERS PREVIOUSLY DETERMINED BY RIGHTS OF WAY COMMITTEE

1. **Great Missenden** – application to record route across Widmer Field. **Application dated 10 October 2014. The Order was advertised and objections received; the Order and objections have been referred to the Secretary of State for determination.**
2. **Denham** – application to upgrade Shire Lane from bridleway to restricted byway. **Application dated 23 January 2016. Order made and advertised, objections received.**
3. **Chenies, Chalfont St Peter, Denham** – application to record Shire Lane as part restricted byway and part byway open to all traffic. **Application dated 14 March 2016. Connected with No.2 above. Order made and advertised, objections received.**
4. **Great and Little Kimble and Ellesborough** – Prohibition Order along BOAT Nos. 40, 40A and 62. **Draft Order advertised, objections received.**

B. DEFINITIVE MAP APPLICATIONS TO BE INVESTIGATED AND REPORTED TO COMMITTEE.

All Definitive Map Modification applications are dealt with in chronological order of receipt. However, we will prioritise certain applications under the following circumstances:

- I. The evidence in support (either fully or in part) of the application is that of User Evidence
 - II. There is a threat of development affecting the claimed route
 - III. If the evidence in support of the application is shared with another application within the chronological list and it would be efficient to investigate the applications concurrently
1. **Chepping Wycombe** – application to record route between public footpath No. 14 and No. 15 Parish of Chepping Wycombe. **Application dated 14 September 2015. Investigation not started, discussions with developer regarding a Creation Agreement.**
 2. **Marlow** – application to record a public footpath from Cromwell Gardens to New Court. **Application dated 15 January 2016. Under investigation – scheduled for early-2019 Committee.**
 3. **Thornborough** – application to record a public footpath around the field off Back Street. **Application dated 6 January 2016. Investigation not started – scheduled for early-2019 Committee.**
 4. **Little Chalfont** - application to record a public footpath around Statters Field off Burton Lane. **Application dated 13 January 2016. Investigation not started – scheduled for early-2019 Committee.**
 5. **Wooburn** – application to upgrade Public Footpath No. 3 between Princes Road Groves Close to byway open to all traffic. **Application dated 26 February 2016 – scheduled for early-2019 Committee meeting.**
 6. **Hazlemere** - application to record various routes in the field adjacent to Public Footpath No. 8 and Public Bridleway No. 6, Parish of Hazlemere as Public Footpaths. **Application dated 23 April 2016 – scheduled for mid-2019 Committee meeting.**
 7. **Chesham** – Application to add a Public Footpath to the Definitive Map between Fair Leas and Asheridge Road. **Application received 20 December 2016 – scheduled for mid-2019 Committee meeting.**
 8. **High Wycombe** – Application to add a Public Footpath to the Definitive Map between Pinewood Road and Public Footpath No. 93. **Application received 3 October 2017 – scheduled for mid-2019 Committee meeting.**
 9. **Stokenchurch** - Application to add routes to the Definitive Map at East Wood, Stokenchurch. **Application received 9 October 2017 – scheduled for late-2019 Committee meeting.**
 10. **Penn** – Application to add a route to the Definitive Map between Public Footpath No. 36 and No. 44. **Application received 19 December 2017 – scheduled for late-2019 Committee meeting.**
 11. **Hedgerley** – application to upgrade public footpath No. 14 to public bridleway status based on historical evidence. **Application dated 5 December 2013. Under Investigation – scheduled for late-2018 Committee.**
 12. **Quinton** – application to upgrade public footpath No. 4 to public bridleway status. **Application dated 21 October 2014. Investigation not started – scheduled for late-2019 Committee.**

13. **Bledlow** – application to investigate the alignment of public footpath No. 52. **Application dated 19 December 2013. Investigation not started – scheduled for early-2020 Committee.**
14. **Hedgerley** – application to upgrade public footpath No. 11 and No. 12 to public bridleway status. **Application dated 25 June 2015. Investigation not started – scheduled for early-2020 Committee.**
15. **Whaddon** – application to modify the alignment of Public Footpath No. 6. **Application dated 4 February 2016. Investigation not started – scheduled for early-2020 Committee meeting.**
16. **Lillingstone Dayrell** – application to upgrade Public Footpath No.1 to restricted byway status. **Application dated 15 February 2016 - scheduled for mid-2020 Committee meeting.**
17. **Lillingstone Dayrell** – application to upgrade Public Footpath No. 2 to public bridleway status. **Application dated 15 February 2016 – scheduled for mid-2020 Committee meeting.**
18. **Chenies** application to add Hollaway Road to the Definitive Map and Statement as a byway open to all traffic. **Application dated 29 February 2016 – scheduled for mid-2020 Committee meeting.**
19. **Leckhampstead** – application to upgrade Public Footpath No. 13 and 18 to Public Bridleway and add a route as Public Bridleway. **Application dated 26 May 2016 – scheduled for mid-2020 Committee meeting.**
20. **Leckhampstead** - Application to upgrade Public Footpath No. 5 (part) to Public Bridleway and add a route which connects with No.5 as Public Bridleway. **Application dated 21 June 2016 – scheduled for late-2020 Committee meeting.**
21. **Water Stratford** – application to add a claimed bridleway to the Definitive Map and Statement, Parish of Water Stratford – **scheduled for late-2020 Committee meeting.**

C. PUBLIC PATH ORDERS

1. **Quarrendon** – Application to divert Footpath No. 2. **Order Made, waiting for completion of works.**
2. **Biddlesden and Turweston** – Application to divert Public Footpaths No. 6 and 8. **Order made and advertised, no objections received, works completed, awaiting confirmation of the Order, Order confirmed. CASE CLOSED.**
3. **Buckingham** – Application to divert Bridleway No. 13 (part). **Order made and advertised, no objections received, awaiting completion of works.**
4. **Dorney** – Creation of footpath. **Awaiting Environment Team sign off.**
5. **Tingewick** – Application to divert Footpaths Nos. 29(part) and 31 and Stop Up Footpath No. 30(part) and create new Footpath and Bridleway – **Order made, awaiting completion of works.**

6. **Weston Turville** – Application to divert Footpath No. 33 – **Draft order waiting to be checked.**
7. **The Lee** – Application to divert Footpath No. 6 – **Order advertised, objection received.**
8. **High Wycombe** – Application to extinguish Footpath No. 27. Wycombe District Council planning matter. Order made and confirmed by WDC. **Awaiting developer works before bringing Order into effect.**
9. **Wing** – Application to stop up Footpath No. 14 – **works completed, awaiting adoption of alternative route.**
10. **Mursley, Swanbourne and Little Horwood** – Application to divert Public Footpaths No. 19, 20 and 27. **Awaiting completion of works on site.**
11. **Lane End** – Application to divert Footpath No. 9 – **Order made, no objections received, awaiting for completion of works on site.**
12. **Shabbington** – Application to divert Footpath No. 6 – **Awaiting confirmed Order.**
13. **Shabbington** – Application to divert Footpath No. 5 – **In objection period.**
14. **Chepping Wycombe** – Application to divert Footpath No. 47 – **Order to be confirmed.**
15. **Coleshill** – Application to divert Footpath No. 1 – **Draft Order to be checked.**
16. **Calvert Green and Steeple Claydon** – Application to temporary divert Footpaths No. 5 and 17 for quarry works – **Made Order to be advertised.**
17. **Quarrendon** – Application to divert Footpath No. 3 – **Investigation not started.**
18. **Iver** – Application to temporary divert Footpath No. 15 for quarry works – **Confirmed. CASE CLOSED.**
19. **Tingewick** – Application to divert Footpath No. 2 – **Awaiting confirmed Order**
20. **Chesham** – Application to extinguish part of the width of Footpath No. 114 – **Draft Order to be made.**
21. **Aston Clinton** – Application to divert Footpaths Nos. 3, 4 and 6 under the Town and Country Planning Act – **Draft Order to be checked.**
22. **Stone with Bishopstone and Hartwell** – Application to divert Footpath No. 6 – **Investigation not started.**
23. **Great Missenden** – Application to divert Footpath No. 35 - **Investigation not started.**
24. **Weston Turville** – Application to divert Footpath No. 11 – **Investigation not started.**
25. **Denham** – Application to divert Footpath No. 47 – **Investigation not started.**
26. **Fulmer** – Application to divert Footpath No. 2 – **Investigation not started.**

27. **Stoke Mandeville** – Application to divert Footpaths Nos. 3 and 14 – **Investigation not started.**
28. **Weston Turville** – Application to divert Footpath No. 21. **Made Order advertised.**
29. **Ellesborough / Great and Little Kimble** – Permanent Traffic Regulation Order along Byway Open to all Traffic 62, 40 and 40A. **Proposal under consideration.**
30. **Stewkley** – Application to divert Footpath 19. **Made Order advertised.**
31. **Aylesbury** – Application to extinguish Footpath No.7. **Investigation not started.**

D. VILLAGE GREEN APPLICATIONS

1. **Wooburn** – land off Cherwell Road, Bourne End. **Investigation not started.**
2. **High Wycombe** – land off Warren Wood Drive. **Investigation not started.**

Background Papers

None

For further information please contact: Helen Francis 01296 387123

E. STRATEGIC ACCESS UPDATE (JONATHAN CLARK)

22. Work continues to process applications under Schedule 4 Part 2 of the HS2 Act 2017 to grant permission for HS2 related works. The next planned project impacting rights of way will be undertaken by National Grid, starting in January 2019 to relocate electricity pylons around Edgcott, Kingswood, land west of Doddershall Wood, where ten footpaths will need temporarily closing – see table below. The full closure periods are likely to be much shorter as contingencies have been worked into these dates.

Identification	Span	Type of Crossing	Notice Locations	Closure Period	Comments
HOG/7/2	10-11	FOOTPATH	Order Limits either side of overhead line	01/07/19 to 31/12/19 (6 months)	Closure only required from Outage 4
QUA/40/4	11-12	BRIDLEWAY	Order Limits either side of overhead line	01/07/19 to 31/12/19 (6 months)	Closure only required from Outage 4
QUA/38/2	12-13	FOOTPATH	Order Limits either side of overhead line	01/07/19 to 31/12/19 (6 months)	Closure only required from Outage 4
QUA/39/1	14-15	FOOTPATH	Order Limits either side of overhead line	01/07/19 to 31/12/19 (6 months)	Closure only required from Outage 4
QUA/35/2	16-17	FOOTPATH	Junction with QUA/35A/1 & Junction with field boundary	01/01/19 to 31/11/19	Duration due to location close to main works and site establishment
QUA/35A/1	16-17	FOOTPATH	Junction with QUA/35/2 & Junction with Edgcott Lane	01/01/19 to 31/11/19	Duration due to location close to main works and site establishment
QUA/26/1	18-19	FOOTPATH	Junction with field boundary and junction with Railway	01/04/19 to 31/11/19	Duration due to location close to main works & Outages 3,4 & 5
QUA/25A/1	21-22	FOOTPATH	Order Limits either side of overhead line	01/05/19 to 30/09/19	Closure required for Outage 3,4 & 5
QUA/25/2	22-23	FOOTPATH	Junction with QUA/25/1 and junction with unnamed road	01/05/19 to 30/09/19	Closure required for Outage 3,4 & 5
GUN/8/3	25-26	FOOTPATH	Junction with field boundary and junction with unnamed road	01/05/19 to 30/09/19	Closure required for Outage 3,4 & 5

23. In September 2018 DfT and Highways England announced they had selected Corridor options B1 and B3 for the Oxford to Cambridge Expressway route (Appendix 3). The announcement states: '*...the Expressway will run alongside the planned route of East West Rail so that consumers have a variety of road and rail travel options*'. Public rights of way, national and regional cycle routes and open access land are not considered as a constraint relevant to the assessment of effects on 'People and Communities' to inform the Expressway route. However, the document does state in Annex B. 'Constraints mapping National Networks National Policy Statement justification' (p.9):

Public rights of way, National Trails, and other rights of access to land (such as open access land) are important recreational facilities for walkers, cyclists and equestrians. Applicants are expected to take appropriate mitigation measures to address adverse effects on National Trails, other public rights of way and open access land and, where appropriate, to consider what opportunities there may be to improve access.

In light of the above, the council has outlined the strategic requirements expected of Highways England when designing the route around rights of way (Appendix 4). If members have anything to add, please let us know.

24. The Chiltern Society ROW Group and Path Maintenance Volunteers are due to meet the Rights of Way Maintenance Team for their annual working review meeting at the Full Moon, Cholesbury at 10am Friday 30th November 2018. Andrew Clark will attend and other LAF members are very welcome.

F. ROW OPERATIONS UPDATE (Joanne Taylor)

1. The current staff structure is 6 FTE staff: 1 RoW Team Leader, 2 Area RoW Officers, 2 Assistant RoW Officers and 1 Bridge Structure Inspector. The bridge inspection officer is currently on maternity leave.
2. The Rights of Way Operations output from 1st April 2016 to 31st March 2018 includes a break-down of works undertaken by volunteers (Appendix 5). A third column has been added including work completed up to 30th September 2018.
3. Capital projects update:
 - Iver bridleway 30 bridge replacement - order issued, with predicted completion mid-Nov 2018;
 - Chesham FP107 bridge renovation – order issued with predicted completion end Oct 2018;
 - Great Missenden FP33 A413 bank steps - order issued with no completion date set;
 - Bledlow BW59 surface works; project on hold;
 - Thames Path Marlow 1 Surface/Bank stabilisation – completed;
 - Stewkley FP2/2 surface and drainage works – completed;
 - Great Marlow BW52 Gullied surface repairs – ordered – no date set
 - Ivinghoe FP37 - Bridge replacement – ordered – no date set
 - Ellesborough BW51 surface works – ordered – no date set
4. Extra Capital money has been acquired for works to be carried out in this financial year on Hillesden Bridleway 11A, this is to repair damage caused by badger activity.

5. Wexham BW21 improvements have been put on hold due to a possible county council planning application to carry out major groundworks on the site. Other works could be undertaken instead.
6. The County Council commissioned an additional works crews for clearance over summer 2018 which enabled the RoW north gang to carry out important bridge repairs and replacements, with 39 bridges completed so far this year, this work has reduced the number of bridge structures awaiting repair down to 77 bridges.

For further information please contact: Joanne Taylor 01296 383410