

DELEGATED DECISION

REGENERATION AND LOCAL SERVICES



6 September 2018

Public Footpath No. 72 Spennymoor Parish,
Proposed Diversion and Definitive Map &
Statement Modification Order

Report of Adrian White – Head of Transport and Contract Services

Purpose of the Report

To consider changes to the Public Rights of Way network.

Public Footpath No. 72 Spennymoor Parish, proposed Diversion and Definitive Map and Statement Modification Order

Background

An application has been received from Mr Lemmon of Merrington Mill Farm, to divert Public Footpath No. 72 Spennymoor from a route which passes close to the buildings at Merrington Mill Farm to a route passing to the south of the property, as shown on the attached plan. The proposal is in the interests of the landowner to improve privacy and security at the property, which is no longer a working farm.

Footpath No.72 runs between the A689 and Windlestone Lane, with connections north to Merrington Grange.

Consultations have been carried out with the Local Members, the Cabinet Portfolio Holder, Spennymoor Town Council, the Ramblers' Association and other user groups. No objections have been received.

Details of any alternative options considered and rejected when making the decision

The proposal is the minimum diversion necessary to provide a route around the property.

Recommendations and reasons

The proposal is in accordance with the Council's policy and the statutory framework on the diversion of public rights of way. It is RECOMMENDED that a Diversion and Definitive Map and Statement Modification Order be made under the provisions of the Highways Act 1980 and the Wildlife and Countryside Act 1981 to divert Public Footpath No.72 Spennymoor Parish, and the Order shall subsequently be either confirmed or referred to the Secretary of State for determination, and that the Corporate Director of Resources be informed accordingly, as per paragraph 77 of the Constitution of the County Council.

Decision

Signed on behalf of Ian Thompson, Corporate Director, Regeneration and Local Services

Reasons: Agreed to the Diversion Order as detailed in the Delegated Decision.

Background papers

Correspondence and consultations – F:\Rights of Way\ Public Path Orders and Agreements\On going Orders\ Spennymoor 72

Contact: Mike Ogden Tel: 03000 265331

Appendix 1: Implications

Finance – The applicant will cover all the costs associated with this proposal.

Staffing – N/A

Risk – N/A

Equality and Diversity / Public Sector Equality Duty - The new Footpath will be as accessible as possible for the location.

Accommodation – N/A

Crime and Disorder – N/A

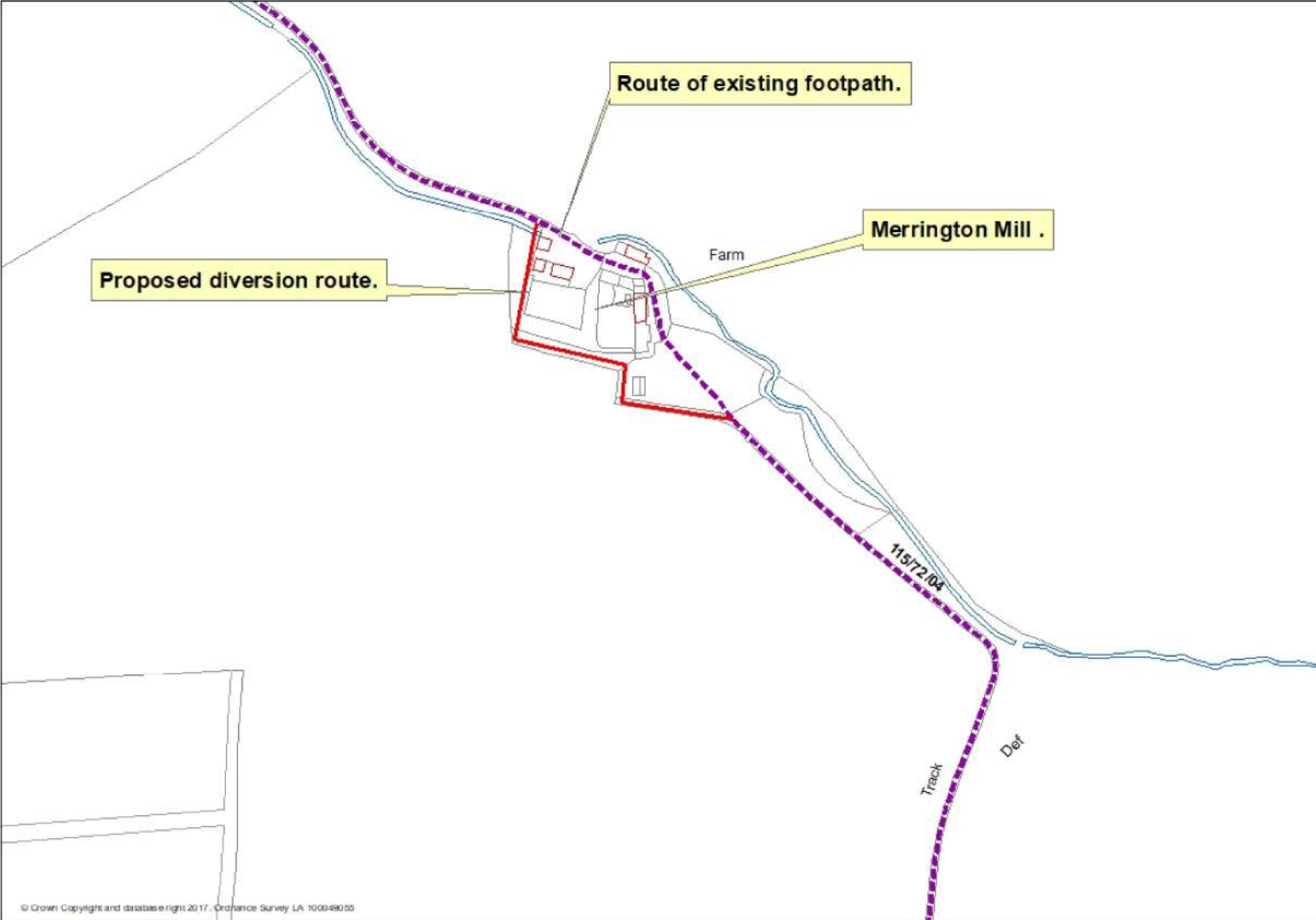
Human Rights - All those affected by this proposal have the opportunity to submit objections and represent their case at a Highways Committee and/or Public Inquiry.

Consultation - Consultations have been carried out with Local Members, the Cabinet Portfolio Holder, Spennymoor Town Council, the Ramblers' Association, other user groups and Utility Companies. No objections have been received. If the Order is made the initial consultations are followed up by a Statutory Consultation Period.

Procurement – N/A

Disability Issues – See Equality and Diversity.

Legal Implications – N/A



Route of existing footpath.

Merrington Mill .

Proposed diversion route.

Farm

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Track

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