

## Minutes

of the Meeting of

## The Public Rights of Way Sub-Committee

**Tuesday, 29 March 2022**

New Council Chamber - Town Hall

Meeting Commenced: 15.00

Meeting Concluded: 15.35

### Councillors:

Ann Harley (Chairman)  
James Tonkin (Vice-Chairman)  
Robert Payne  
Timothy Snaden  
Richard Westwood

**Also in attendance:** Councillor Mike Bird

**Officers in attendance:** Elaine Bowman (Development & Environment), Roz Hime (Corporate Services)

### **PRW Election of Vice-Chairman for the Municipal Year 2021-22 (Agenda Item 1)** **8**

**Resolved:** that Councillor James Tonkin be elected as Vice-Chairman of the Sub-Committee for the Municipal Year 2021-22.

### **PRW Public Participation (Standing Order 17) (Agenda Item 2)** **9**

None.

### **PRW Declaration of Disclosable Pecuniary Interest (Standing Order 37) (Agenda Item 4)** **10**

None.

### **PRW Minutes of the Meeting held on 24 November 2020 (Agenda Item 5)** **11**

**Resolved:** that the minutes of the meeting be approved as a correct record.

### **PRW MOD 34 - Blackberry Lane, Weston-in-Gordano (Secretary of State Order Decision) (Agenda Item 7)** **12**

The Director of Development & Environment reported that, following a Virtual Inquiry on 22 June 2021, North Somerset Council ("the Council") received the Planning Inspectorate's decision on 26 August 2021 to confirm the Order. The Committee was reminded that, at its meeting on 15 November 2017, it was

determined that the Committee support the confirmation of the Order when forwarded to the Secretary of State for determination.

**Resolved:** to note the Report

**PRW 13 MOD 41 - Hawthorn Gardens, Weston-super-Mare (Agenda Item 8)**

The Director of Development and Environment reported on an application made on the 20 April 2000 to request that a route, in the ward of Weston-Super-Mare, should be recorded as a Footpath. The original application was submitted supported by 12 user evidence forms, however, following pre-order consultation further user evidence forms had been received. Such application for a Definitive Map Modification Order was submitted under Section 53(5) of the Wildlife and Countryside Act 1981. The effect of this request, should an Order be made and confirmed, would be to amend the Definitive Map and Statement for the area.

The Director of Development and Environment reported to the Sub-Committee that the Landowner had been advised to submit a S31(6) application to North Somerset Council.

**Resolved:**

(i) that the Public Rights of Way Sub Committee authorised the making of a Definitive Map Modification Order adding the route A-B as shown on the attached Location Plan as a Footpath to the Definitive Map on the grounds that there is sufficient evidence to show that a public Footpath has been established under Section 53(3)(b) and (c) of the Wildlife and Countryside Act 1981.

(ii) that consideration of Recommendations (ii) and (iii) in the Report be deferred until the outcome of the making of the Definitive Map Modification Order was known.

The Chairman asked for a Report at the next Sub-Committee on progress on outstanding Modification Orders.

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Chairman

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