

MERTHYR TYDFIL COUNTY BOROUGH COUNCIL



MINUTES OF MEETING

**RIGHTS OF WAY COMMITTEE**

MONDAY, 12TH MAY, 2014

**PRESENT:** Councillor C T Jones (In the Chair)

Councillors B E Mansbridge, D Isaac, T Chaplin and K Moran

Geraint Morgan (Solicitor) and Cheryl Jones (Rights of Way Project Officer)

Mair Morgan Scrutiny / Democratic Services Officer

ITEM NO.	AGENDA MATTER	DECISION
1433	Apologies for absence	No apologies for absence were received as all Councillors were present.
1434	Declarations of Interest	No Declarations of Interest were made.
1435	Basic Guidance on the law relating to Orders to be made under Town and Country Planning Act 1990 Section 257	The Committee noted the contents of the report.
1436	Guidance on the law relating to the extinguishment of public rights of way	The Committee noted the contents of the report.

	under the Highways Act 1980	
1437	Cyfarthfa 62	<p><b>Resolved that:</b></p> <ul style="list-style-type: none"> <li>(a) Taking in to account all of the evidence which has been provided to confirm the diversion of the Northern section of Cyfarthfa 62 from the bold line as depicted on the Plan, between Point A and Point F to the dashed line as depicted on the Plan, Cyfarthfa 62, between Point A – B – C- D – E – F</li> <li>(b) A Public Path Diversion Order be made to divert the footpath</li> <li>(c) The confirmation of the Public Path Diversion Order made as a result of (b) above be approved provided no objections or representations are made within the prescribed period or if any objections or representations so made are withdrawn</li> <li>(d) If any objections or representations are made within the prescribed period and not subsequently withdrawn then to refer the relevant Order to the Planning Inspectorate for determination</li> </ul>
1438	Vaynor 25	<p><b>Resolved that:</b></p> <ul style="list-style-type: none"> <li>(a) The making of the Extinguishment Order under Section 118 of the Highways Act 1980 be approved</li> <li>(b) The confirmation of the Extinguishment Order made as a result of (a) above be approved provided no objections or representations are made within the prescribed period or if any objections or representations so made are withdrawn</li> <li>(c) If any objections or representations are made within the prescribed period and are not subsequently withdrawn then to refer the relevant Order to the Planning Inspectorate for determination</li> </ul>
1439	Vaynor 33	<p><b>Resolved that:</b></p> <ul style="list-style-type: none"> <li>(a) A Definitive Map Modification be made to correct the discrepancies</li> <li>(b) The confirmation of the Definitive Map Modification Order made as a result of (a) above be approved provided no objections or representations are made within the prescribed period of if any objections or representations so made are withdrawn</li> <li>(c) If any objections or representations are made within the prescribed period and not subsequently withdrawn then to refer the relevant Order to the Planning Inspectorate for determination</li> </ul>
1440	Vaynor 34	<p><b>Resolved that:</b></p> <ul style="list-style-type: none"> <li>(a) A Definitive Map Modification be made to correct the discrepancies</li> <li>(b) The confirmation of the Definitive Map Modification Order made as a result of (a) above be approved provided no objections or representations are made within the prescribed period or if any objections or</li> </ul>

		<p>representations so made are withdrawn</p> <p>(c) If any objections or representations are made within the prescribed period and not subsequently withdrawn then to refer the relevant Order to the Planning Inspectorate for determination</p>
1441	Vaynor 35	<p><b>Councillor T Chaplin and Councillor B E Mansbridge did not participate in this item.</b></p> <p><b>Resolved that:</b></p> <p>(a) A Definitive Map Modification be made to correct the discrepancies</p> <p>(b) The confirmation of the Definitive Map Modification Order made as a result of (a) above be approved provided no objections or representations are made within the prescribed period of if any objections or representations so made are withdrawn</p> <p>(c) If any objections or representations are made within the prescribed period and not subsequently withdrawn then to refer the relevant Order to the Planning Inspectorate for determination</p> <p><b>Following the Confirmation of the Order</b></p> <p>(a) A Public Path Diversion Order be made to divert that section of the right of way that runs from D – C – B to run from D – C – E</p> <p>(b) The confirmation of the Public Path Diversion Order made as a result of (a) above be approved provided no objections or representations are made within the prescribed period of if any objections or representations so made are withdrawn</p> <p>(c) If any objections or representations are made within the prescribed period and are not subsequently withdrawn then to refer the relevant Order to the Planning Inspectorate for determination</p> <p><b>And</b></p> <p>(a) An extinguishment Order be made in respect of the footpath that runs between Point A and Point B</p> <p>(b) The confirmation of the Extinguishment Order made as a result of (a) above be approved provided no objections or representations are made within the prescribed period or if any objections or representations so made are withdrawn</p> <p>(c) If any objections or representations are made within the prescribed period and are not subsequently withdrawn then to refer the relevant Order to the Planning Inspectorate for determination</p>
1442	Any other Business	<p>The Chair advised that there was no business deemed urgent.</p>