



MERTHYR TYDFIL
County Borough Council
Cyngor Bwrdeistref Sirol
MERTHYR TUDFUL

MINUTES OF MEETING

RIGHTS OF WAY COMMITTEE MEETING

MONDAY, 20TH OCTOBER, 2014

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

Councillors D Isaac, K Moran and C Tovey

Officers:

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

Mair Morgan (Scrutiny / Democratic Services Officer)

ITEM NO.	AGENDA MATTER	DECISION
573	Apologies for absence	Apologies for absence were received from Councillor B Mansbridge.
574	Declarations of Interest	Councillor K Moran declared her Interest in Item Four – Treharris 34 as she was a Treharris Electoral Division Councillor.
575	Guidance on the Law relating to the continuous review of the Definitive Map and Statement of Public Rights of Way	The Guidance on the Law relating to the continuous review of the Definitive Map and Statement of Public Rights of Way was received.
576	Treharris 34	Councillor K Moran did not take part in the consideration of this item as she had declared her Interest. Resolved that: In respect of Treharris 34:

		<p>(a) On the balance of probabilities there is sufficient evidence to support that the route marked with a bold line between Points A – B – C – D – E – F on the plan, Treharris 34, has been used for such period so as to raise presumption that it has been dedicated as a footpath, and that the evidence has not been rebutted by other evidence.</p> <p>(b) On confirming (a) above to approve the making of a Definitive Map Modification Order to show Treharris 34 as a footpath.</p> <p>(c) To approve the confirmation of the Definitive Map Modification Order made as a result of (b) above provided no objections or representations are made within the prescribed period or if any objections or representations so made are withdrawn.</p> <p>(d) If any objections or representations are made within the prescribed period and not subsequently withdrawn then to refer the relevant Order to the Planning Inspectorate for determination.</p>
577	Vaynor 39	<p>Resolved that:</p> <p>(a) A Definitive Map Modification Order be made to reflect the alterations.</p> <p>(b) To approve the confirmation of the Definitive Map Modification Order made as a result of (a) above 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objections or representations are made within the prescribed period or if any objections or representations so made are withdrawn.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(c) If any objections or representations are made within the prescribed period and not subsequently withdrawn then to refer the relevant Order to the Planning Inspectorate for determination.</p>
578	Pant 12	<p>The Committee viewed the start and end of the right of way from Pant Road through Blaenygarth Farm to Garth Lane Pant.</p> <p>The Committee then returned to the Civic Centre and viewed a number of photographs of the Right of Way.</p> <p>Resolved that:</p> <p>In respect of Pant 12</p> <p>(a) On the balance of probabilities there is sufficient evidence to support that the route marked with a bold line between Points A – B – C – D – E – F –G –H – I – J on the Plan, Pant 12 has been used for such period so as to raise presumption that it has been dedicated as a footpath, and that the evidence has not been rebutted by other evidence.</p>

		<p>(b) On confirming (a) above to approve the making of a Definitive Map Modification Order to show Part 12 as a footpath.</p> <p>(c) To approve the confirmation of the Definitive Map Modification Order made as a result of (b) above provided no objections or representations are made within the prescribed period or if any objections or representations so made are withdrawn.</p> <p>(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.</p>
579	Any other Business as deemed urgent by the Chair.	The Chair advised that there was no business deemed urgent.