



MERTHYR TYDFIL
County Borough Council
Cyngor Bwrdeistref Sirol
MERTHYR TUDFUL

MINUTES OF MEETING

RIGHTS OF WAY COMMITTEE MEETING

MONDAY, 4TH APRIL, 2016

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

Councillors T Chaplin, E Galsworthy, K Moran and S Slater

Officers:

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

Mair Morgan (Democratic Services Officer)

ITEM NO.	AGENDA MATTER	DECISION
1254	Apologies for absence	No apologies for absence were received as all Members were present.
1255	Declarations of Interest	No Declarations of Interest were made.
1256	Guidance on the Law relating to the Continuous Review of the Definitive Map and Statement of Public Rights of Way	Resolved that: The Guidance be received.
1257	Guidance on the Law relating to the Diversion of Rights of Way under Highways Act 1980	Resolved that: The Guidance be received.
1258	Vaynor 25	Resolved that:

		The Report for Information be received.
1259	Pant 13	<p>Resolved that:</p> <ul style="list-style-type: none"> (a) Withdrawal of the 2014 Order be noted (b) Taking into account all the evidence which has been provided, that a Public Path Diversion Order be made to divert that section of the bridleway as shown on the plan (c) To approve the confirmation of the Public Path Diversion Order made as a result of (a) and (b) provided no objections or representations are made within the prescribed period or if the objections or representations so made within the prescribed period are withdrawn (d) If any objections or representations are made within the prescribed period and are not subsequently withdrawn then to refer the relevant order to the Planning Inspectorate for determination
1260	Troedyrhiw 113	<p>The Committee walked Troedyrhiw 113.</p> <p>Resolved that:</p> <p>Taking into consideration all of the evidence which has been provided, including historical documents, Councillors confirmed that:</p> <p><i>In respect of Troedyrhiw 213</i></p> <ul style="list-style-type: none"> (a) On the balance of probabilities there is sufficient evidence to support that the route marked with a dashed line between Points A – F – G on the plan, Troedyrhiw 113, 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 (b) On confirming (a) above to approve the making of the Definitive Map Modification Order to show Troedyrhiw 213 as a footpath (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 (d) If any objections or representations are made within the prescribed period and not subsequently withdrawn then to refer the matter to the Planning Inspectorate for determination <p><i>In respect of Troedyrhiw 113</i></p> <p>On the balance of probabilities there is insufficient evidence to support that the route marked with a bold line between Points D – E on the plan, Troedyrhiw 113, has been used for such period so as to raise presumption that it has been dedicated as a footpath</p>

1261	Any other Business as deemed urgent by the Chair	The Chair advised that there was no business deemed urgent.
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