

Application for a Modification Order, Quakers Yard.

1. An application has been received to add a footpath to the Definitive Map and Statement of the Former County Borough of Merthyr Tydfil as shown by a dashed black line on the plan marked Document 1 in the bundle.
2. The Claimed Right of Way commences at the end of Edwards Terrace at Point A on the plan at Grid Reference ST10009652 and runs in a general northerly direction over a stone stile, across O.S. Field No. 0059 and then over a second stone stile to Point B on the plan at Grid Reference ST10019664 where it joins another Claimed Right of Way. A total distance of 114 metres or thereabouts.
3. In support of the application the County Council has received 7 Evidence Forms marked as Documents 2 to 8, 5 of which have been completed by people who have used the route regularly over periods ranging from 20 to 65 years. These persons have been interviewed and a summary of the notices of the evidence and the comments thereto are contained in Schedule 1 marked Document 9.
4. Notification of application for the Modification Order Document 10 has been sent to the landowners Mr. and Mrs. M.A. Jarrold, Park Farm, Nelson who when contacted by Andrew Mason indicated that they would object to the claimed footpath.
5. Whilst undertaking an inspection of the claimed path it was discovered that a 'Public Footpath' signpost has been erected at the southern end of the route (Point A on Document 1). This sign was put up approximately 6 years ago following a dispute over access between a number of the local residents.
6. In accordance with the provisions of Schedule 14 of the Wildlife and Countryside Act 1981 consultation has taken place with the Merthyr Tydfil Borough Council who support the application for the claimed right of way. No Community Council exists for this area.
7. Further consultations Documents 11A to 11D have been remitted to the local member, county planning officer, landowner and applicant requesting that they forward their comments on the proposals within 28 days so that these may be taken into consideration when the application is being determined. Document 12 is the reply from the County Planning Officer who has not raised any objection to the proposal whilst Document 13 is the objection received from the landowner. The local member has welcomed the proposals having lived in the area all his life and the applicant had no further comments to make.
8. An extract from the 1st Edition Ordnance Survey Map 1879 Scale 1:2500 is contained within the bundle marked Document 14.

On the basis of the above and the evidence compiled in the bundles submitted to members, members are asked to determine the applications before them.