

NORTH LINCOLNSHIRE COUNCIL

PLANNING COMMITTEE

LEGAL EVENT ORDERS

1. OBJECT AND KEY POINTS IN THIS REPORT

- 1.1 To modify the definitive map following certain legal events.

2. BACKGROUND INFORMATION

- 2.1 The two main definitive maps for North Lincolnshire each has a relevant date of 21 September 1953 (the date on which what is shown was said to exist). A legal event is a change to a public right of way through, say, diversion, stopping up or creation. The map must record changes by definitive map modification order (DMMO).
- 2.2 Currently 13 public path orders require DMMOs as a result of legal events. The details are appended to this paper.

3. OPTIONS FOR CONSIDERATION

- 3.1 The options for consideration are limited to the following:
- 3.1.1 Option 1 - Make the necessary DMMOs.
- 3.1.2 Option 2 – Decline to make the necessary DMMOs.

4. ANALYSIS OF OPTIONS

- 4.1 Making DMMOs keeps the definitive map up to date and under continuous review. It is also a legal requirement.
- 4.2 Not making the DMMOs will leave the order-making process incomplete. Nor will the definitive map match what is on the ground.
- 4.3 Option 1 is therefore the recommended option.

5. RESOURCE IMPLICATIONS (FINANCIAL, STAFFING, PROPERTY, IT)

5.1 Financial

5.1.1 There are no financial implications as the DMMOs in question do not require advertising.

5.2 There are no other resource implications to consider.

6 OTHER IMPLICATIONS (STATUTORY, ENVIRONMENTAL, DIVERSITY, SECTION 17-CRIME AND DISORDER, RISK AND OTHER)

6.1 Statutory

6.1.1 Section 53 of the Wildlife and Countryside Act 1981 requires keeping the map under continuous review.

6.2 There are no other implications to consider.

7. OUTCOMES OF CONSULTATION

7.1 Not applicable.

8. RECOMMENDATIONS OF INVESTIGATING OFFICER

8.1 That the Planning Committee approves that DMMOs are made for the outstanding legal events listed in Appendix 1.

DIRECTOR OF PLACES

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Background Papers used in the preparation of this report: the office files pertaining to the legal events in question held by the Environment Team at Church Square House.

DMMO's to be made from LEO's pre 1996

1)	Wrawby FP 288 – side road order 1973
2)	Barnetby FP 295 – diversion order
3)	Burton upon Stather BW 22
4)	Burton upon Stather FP 165
5)	Burton upon Stather FP 166
6)	West Halton BW 22
7)	Flixborough FP 174
8)	Flixborough FP 165
9)	Flixborough FP 166
10)	Bottesford FP 190
11)	Bottesford FP 191
12)	Bottesford FP 192/193 – side road order
13)	Holme FP 205 – side roads order