
NORTH YORKSHIRE LOCAL ACCESS FORUM

AGENDA

Meeting: Local Access Forum

**Venue: Northallerton Town Hall, High Street,
Northallerton DL7 8QR**
(see attached location plan)

Date: Thursday 2 March 2017 at 10.00 am

Recording is allowed at County Council, committee and sub-committee meetings which are open to the public, please give due regard to the Council's protocol on audio/visual recording and photography at public meetings, a copy of which is available to download below. Anyone wishing to record is asked to contact, prior to the start of the meeting, the Officer whose details are at the foot of the first page of the Agenda. We ask that any recording is clearly visible to anyone at the meeting and that it is non-disruptive. <http://democracy.northyorks.gov.uk>

Business

1. Election of Chair
2. Apologies for absence
3. Election of Vice-Chair
4. Minutes of the meeting held on 23 November 2016 (Pages 7 to 13)
5. Matters Arising from the minutes
6. Public Questions or Statements

Members of the public may ask questions or make statements at this meeting if they have given notice to Kate Arscott of Democratic Services (*contact details below*) by midday on Monday 27 February 2017, three working days before the day of the meeting. Each speaker should limit themselves to 3 minutes on any item. Members of the public who have given notice will be invited to speak:-

- at this point in the meeting if their questions/statements relate to matters which are not otherwise on the Agenda (subject to an overall time limit of 30 minutes);
- when the relevant Agenda item is being considered if they wish to speak on a matter which is on the Agenda for this meeting.

If you are exercising your right to speak at this meeting, but do not wish to be recorded, please inform the Chairman who will ask anyone who may be taking a recording to cease while you speak.

7. Executive Member

Purpose: To hear from and have a discussion with the Executive Member for highways, road safety, access to the countryside (including Broadband, mobile phone coverage) public transport and champion for road safety, walking and cycling
Attending: County Councillor Don Mackenzie, Executive Member

8. Public Rights of Way Consultation - Report of the Secretary

(Pages 14 to 43)

Purpose: To consider the consultation and the Forum's response
Attending: Ian Kelly, Countryside Access Manager, North Yorkshire County Council

9. 2026

Purpose: Standing item - to discuss any new information regarding the 2026 'cut-off date' for the recording of public rights of way within the Definitive Map and Statement

10. District Council Updates – Report of the Secretary

(Pages 44 to 46)

Purpose: An opportunity for District Council liaison representatives to update the Forum on activity since the last meeting

11. Regional meeting and National Conference – Report of the Secretary

(Pages 47 to 48)

Purpose: To consider NYLAF attendance at forthcoming events

12. Secretary's Update Report – Report of the Secretary

(Pages 49 to 51)

Purpose: To receive an update on developments since the last meeting

13. Forward Plan – Report of the Secretary

(Pages 52 to 54)

Purpose: To consider and prioritise items of business for future meetings and to consider whether to change the start time of meetings

14. Dates of Next Meetings

Thursday 6 April 2017

Wednesday 12 July 2017

Wednesday 11 October 2017

Wednesday 17 January 2018

Wednesday 11 April 2018

15. Other business which the Chair agrees should be considered as a matter of special urgency because of special circumstances

Kate Arscott
Secretary to North Yorkshire Local Access Forum
County Hall
Northallerton
17 February 2017

NOTES

(a) **Interests**

The Local Access Forums (England) Regulations 2007 state:-

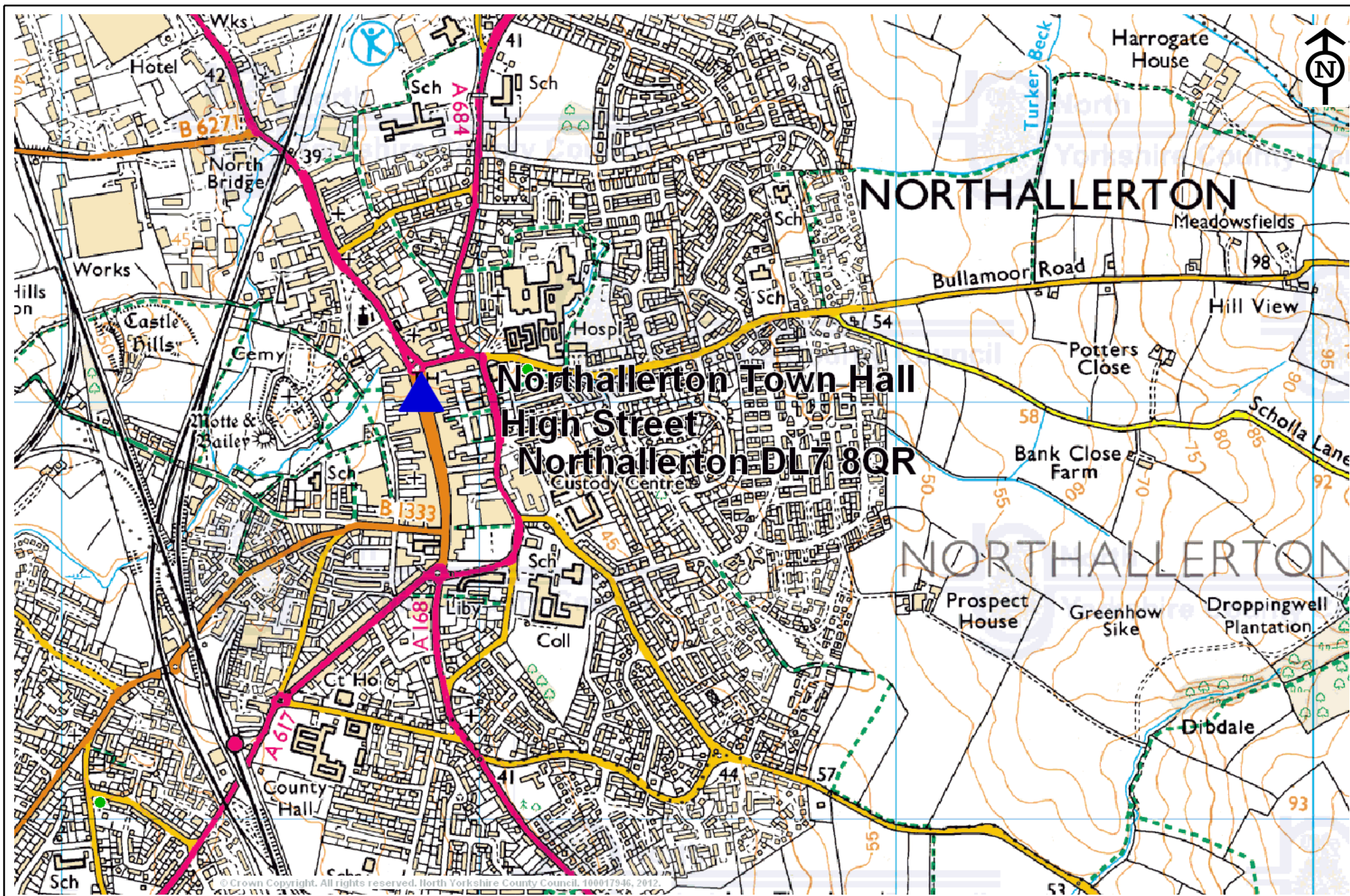
- (7) “A member of a Local Access Forum who is directly or indirectly interested in any matter brought up for consideration at a meeting of the Forum shall disclose the nature of his interest to the meeting”.

Those members of the Local Access Forum who are County Councillors are also bound by the North Yorkshire County Council Members' Code of Conduct, as they serve on the Forum as County Councillors. County Councillors must, therefore, declare any interest they may have in any matter considered at a meeting and, if that interest is financial, must declare it and leave the meeting during consideration of that item.

NORTH YORKSHIRE LOCAL ACCESS FORUM

Membership

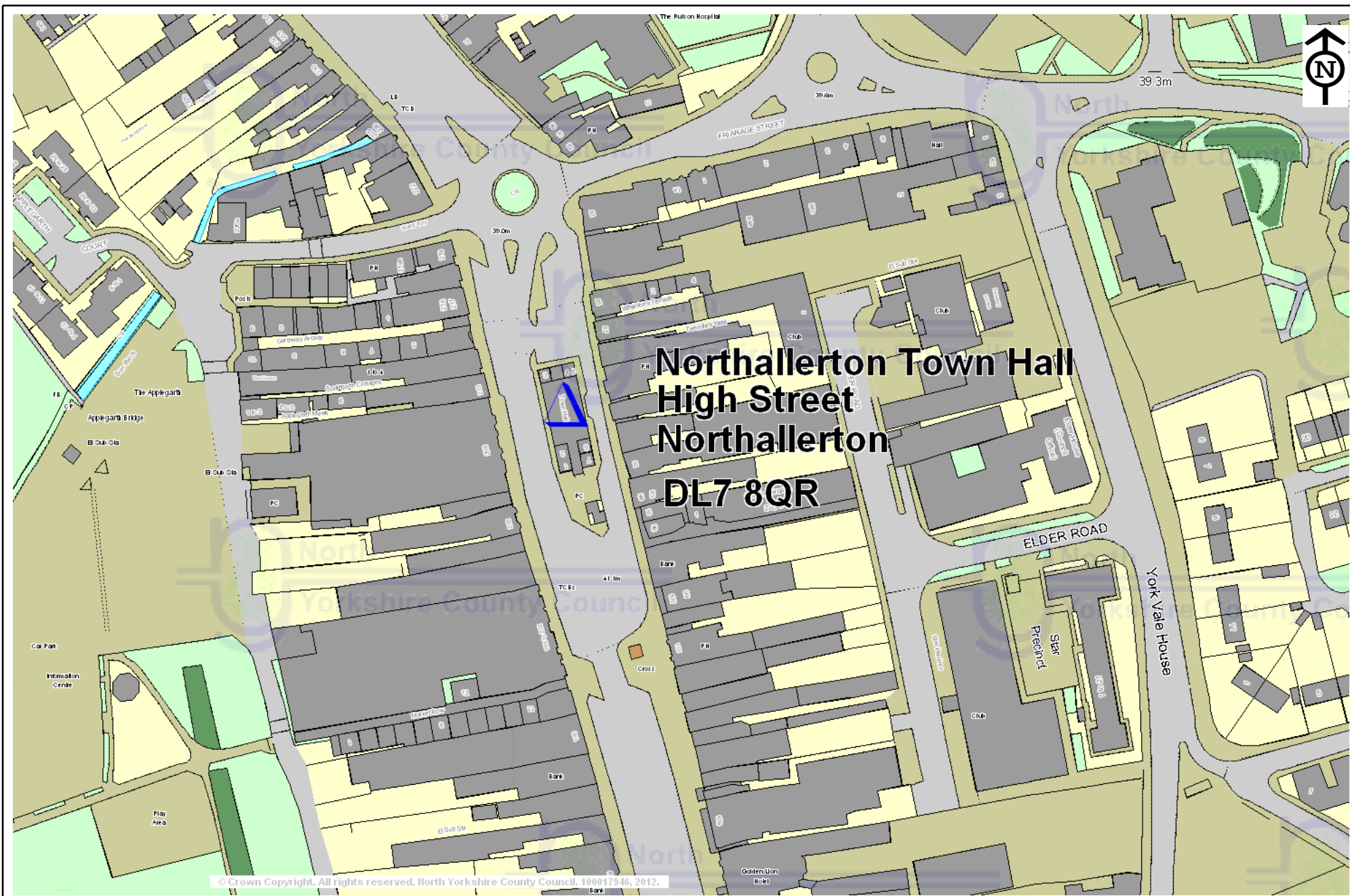
1	BARRACLOUGH, David
2	BARTHOLOMEW, Michael
3	BATEMAN, George
4	CARTWRIGHT, Doug
5	CONNOLLY, Rachel
6	DENNISON, Edward
7	FORT, John BEM (County Councillor)
8	GIBSON, David
9	HAIGH, Roma
10	HALSTEAD, Tom
11	HESELTINE, Robert (County Councillor)
12	JEFFELS, David (County Councillor)
13	MOUNTY, Barrie
14	RAPER, Sue
15	SHERWOOD, Paul
16	SMITH, Richard
17	Vacancy
18	Vacancy



Northallerton Town Hall, High Street, Northallerton DL7 8QR

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Map scale: Scale 1/12261
 Date: Date 12/11/2012
 Created by: ALJ
 Grid Ref: Centre = 437487 E 493875 N



**Northallerton Town Hall
High Street
Northallerton
DL7 8QR**



Northallerton Town Hall, High Street, Northallerton DL7 8QR

Map scale: Scale 1/1533
 Date: Date 12/11/2012
 Created by: ALJ
 Grid Ref: Centre = 436900 E 494009 N

North Yorkshire Local Access Forum

Minutes of the meeting held in The Brierley Room, County Hall, Northallerton on 30 November 2016, commencing at 10 am

Present

Roma Haigh (Vice-Chair) (in the Chair), David Barraclough, Doug Cartwright, Edward Dennison, Tom Halstead, County Councillor David Jeffels, Barrie Mouny, Sue Raper, Paul Sherwood and Richard Smith

Officers: James Langler (Harrogate Borough Council), Jennine Nunns (Hambleton District Council, Ian Kelly and Rachel Pillar (Business and Environmental Services) and Kate Arscott (Legal and Democratic Services, Secretary to the Local Access Forum)

135 Apologies for absence

Apologies for absence were received from Rachel Connolly (Chair), Michael Bartholomew, George Bateman, County Councillor John Fort BEM and County Councillor Robert Heseltine.

136 Minutes of the meeting held on 6 July 2016

Resolved – That the minutes of the meeting held on 6 July 2016 be agreed as a correct record and be signed by the Vice-Chair.

137 Matters Arising

The Secretary reported that there were two actions still outstanding from the minutes of the previous meeting. In relation to minute 127, the Secretary had still to clarify the route for Forum members to access the Local Street Gazetteer. In relation to minute 129, the Secretary was still in the process of collating information on the planning notification and consultation processes for each of the various planning authorities within the LAF area for circulation to LAF members.

It was confirmed that the LAF annual review had been submitted to Natural England, and that the updated LAF Principles and Advice had been finalised.

138 Public Questions or Statements

There were no public questions or statements.

139 Harrogate District Draft Local Plan Consultation

The Forum considered a report of the Secretary introducing the current consultation by Harrogate Borough Council on the draft Local Plan for the District. James Langler, Principal Planner, Harrogate Borough Council, attended the meeting to deliver a presentation on the consultation and respond to Members' questions.

The presentation outlined the key milestones in the development of a new local plan. The Plan will cover the period to 2035 and it was anticipated that, following the various consultation and examination stages, the Plan would be formally adopted in 2018. Alongside the draft policies and proposed housing allocations which had been published for consultation, there were a range of additional supporting evidence documents.

In presenting the consultation, James Langler drew particular attention to the following points in relation to local access:

- Growth strategy seeks to focus the majority of growth on areas well related to key public transport corridors
- New housing development is expected to make provision for open space, sport and recreation
- Developments will be required to provide adequate pedestrian and cycle routes, with linkages and improvements to existing networks where required
- Sites including existing Public Rights of Way to maintain current alignment or provide a suitable convenient and attractive alternative route

Richard Smith, as the LAF representative for liaison with Harrogate Borough Council, reported that he had attended a pop-up café run by the Council prior to the formal consultation period and also one of the consultation events. He commended the draft plan's overall recognition of the importance of access and its strong emphasis on alternative transport options to the car, backed up by references to healthy lifestyles, sport and recreation. He confirmed that the plans accompanying proposed site allocations at this stage do not include details of Public Rights of Way, but that they will be included at a future stage when strategic choices about preferred sites have been made.

The Forum strongly supported draft policy HP5 relating to Public Rights of Way and the commitment to protect and enhance the recreational and amenity value of rights of way. Members particularly welcomed this recognition of the importance of the ambience as well as the access aspects of rights of way.

Members stressed their view that Section 106 monies intended to apply to Public Rights of Way should be ring fenced for this purpose, and, in conjunction with North Yorkshire County Council as the Highways Authority, the choice of appropriate surface materials for the range of intended users should be determined with a view to minimising future maintenance costs.

Members of the Local Access Forum asked about the potential impact of the Harrogate bypass. It was confirmed that work was being undertaken currently by North Yorkshire County Council, but a preferred route had yet to be identified. The modelling undertaken did not indicate that this was a requirement in order to achieve Local Plan growth at this point in time, hence it was not specifically included in the current draft Local Plan.

Members also commented on the lack of brownfield sites for development in the Harrogate area. James Langler confirmed that there are few sites, but that they are being identified and used where there are potential opportunities.

Resolved – That the relevant District Council liaison representative and the Secretary prepare a draft formal response to the consultation, and circulate it by email for members' comments prior to submission on behalf of the Forum.

140 Hambleton Draft Local Plan Consultation – Preferred Options

The Forum considered a report of the Secretary introducing the current consultation by Hambleton District Council on the preferred options for the Local Plan. Jennine Nunns, Planning Policy Officer, Hambleton District Council, attended the meeting to deliver a presentation on the consultation and respond to Members' questions.

The presentation set out progress so far in developing the new Local Plan for Hambleton and the evidence base. It described the housing and employment requirements and set out the preferred spatial approach to meeting those requirements, which had emerged from the previous phase of consultation. Brief details were provided of the proposals for each of the market towns. This version of

the Plan set out the preferred policy approach for consultation. The proposed policies would then be set out at the next stage in the draft Local Plan.

Members were reminded that the Forum had responded to an earlier stage of consultation, the Local Plan Issues and Options stage, in February 2016.

As the Chair was the relevant District Council liaison representative for Hambleton and was unable to be present at this meeting, she had provided some initial comments which were circulated at the meeting.

Members commented that the structure of the document meant that access issues related to a number of the headings in Part 1, and asked about Hambleton's general approach to access. Jennine Nunns described how the town centre strategies seek for example to promote connectivity; to enhance green infrastructure provision; promote cycling opportunities; develop a strategy for each town centre area; and explore health links. The Council promotes sustainable travel choices and seeks to protect and connect open space, public rights of way and recreation opportunities. It would welcome comments from the LAF to help inform the further development of policies.

Whilst the LAF acknowledged the desire expressed in relation to the preferred option for the spatial distribution of new development, that smaller settlements should not be left to stagnate, members expressed concern that the lack of public transport in the District is a barrier in terms of connectivity. Development at the lower end of the settlement hierarchy was likely to result in increased car ownership and the Council was urged to consider the transport and climate change implications of proposals for development.

Whilst not within the LAF's direct remit, a member asked whether space standards for new developments included storage, for example for bins. Jennine Nunns confirmed that she would pick this up as a separate issue.

Resolved – That the Secretary co-ordinates a draft formal response to the consultation, incorporating the comments provided by the District Council representative, and circulates it by email for members' comments prior to submission on behalf of the Forum.

141 Joint Minerals and Waste Plan Consultation - Publication

The Forum considered a report of the Secretary introducing the current consultation by North Yorkshire County Council. The report also provided a copy of the responses to the LAF's comments at the previous consultation stage.

Rachel Pillar, Senior Planning Policy Officer, North Yorkshire County Council, attended the meeting to introduce the consultation and respond to Members' questions. In particular she outlined the scope of comments at this publication stage of the process, which must be representations relating to the legal compliance and soundness of the Joint Plan. It was not anticipated that there would be any major fundamental changes to the document following this consultation phase. Rachel also indicated that the Forum may wish to consider affirming its support for any part of the content of the Plan.

Members were reminded that they would still be able to comment on individual proposals as they came forward at planning application stage.

The Forum congratulated those responsible for their work in getting the Joint Plan to this stage of development in preparation for submission to the independent Inspector.

Resolved – That the Vice-Chair and the Secretary prepare a draft formal response to the consultation, and circulate it by email for members' comments prior to submission on behalf of the Forum.

142 Countryside Access Service Review Update

The Forum considered a report of the Assistant Director – Waste and Countryside Services. The report provided a summary of progress in implementing the various aspects of the Service review, and sought Members' comments in particular on the approach to work processes.

Ian Kelly, Countryside Access Manager, attended the meeting to present the report and respond to Members' questions. He introduced the report by summarising the progress made with the review. He reported that the service would shortly be going out to public consultation on proposals for route categorisation. The consultation proposals took into account earlier comments made by the LAF at its meeting in February 2016. He also confirmed that, following consideration of the existing issue prioritisation model and potential alternatives, it had been concluded that the existing model should be retained with only very minimal changes.

Members shared officers' disappointment at the lack of progress in selecting and implementing a new IT system. They were concerned that this would impact on the team's ability to maximise the use of volunteers, and the public generally, as the 'eyes and ears' of the service, being able to send in photographic evidence and geographically pinpoint issues accurately.

The Forum strongly welcomed the progress on working with third party volunteer groups. Richard Smith of the Lower Wharfedale Ramblers particularly thanked Ian Kelly for his leadership and Sheila Laking for her hard work in getting the pilot scheme up and running. Richard confirmed that the group had now signed an agreement with the County Council and had already started work within the framework set out. The Forum looked forward to other groups starting up.

The report particularly sought members' views on Section 6, the review of working procedures, using the example of ploughing and cropping. One member who was unable to attend the meeting submitted comments suggesting the use of press releases to remind landowners of their responsibilities, and of good practice. It was also suggested that volunteers could check and photograph some cross field paths in the spring. The option of taking no action against reports of problems in low priority areas was questioned, and a low key alternative approach suggested.

At the meeting, discussion focused around a desire to identify common sense solutions to issues through path reinstatement or diversion to field boundaries, which could satisfy the concerns of both landowners and users. It was acknowledged that misunderstanding on both sides could be perceived as threatening, and it was desirable to avoid getting into a 'them and us' situation.

However, it was felt that there were various constraints that can mitigate against implementing practical solutions, for example the limitations and prescriptive nature of legislation regarding diversions, and EU legislation restricting landowners to hedge cutting once every two years. Permissive access was felt to be helpful in some circumstances, although the impact of any changes on retaining the 'pleasure' of a route also needed to be borne in mind.

In conclusion it was proposed that the LAF have a more in-depth discussion on the topic of reinstatement at a future meeting, with a view to considering whether the Forum would like to pursue the matter at a national level.

Resolved – (a) That the Secretary prepares a summary of the Forum’s comments on the report, and circulates it by email for members’ comments prior to submission on behalf of the Forum.

(b) That a more in-depth discussion on the topic of reinstatement be scheduled for a future meeting.

143 Permissive Access – Referral from Yorkshire and Humberside Regional Access Forum

The Forum considered a report of the Secretary, presenting a referral from the Regional Access Forum regarding permissive access. Members agreed that this was not a priority for the LAF’s own work, but that they would encourage local people, particularly the Ramblers or NFU, to follow it up if they wished to.

Resolved – That the Local Access Forum does not consider this issue to be a priority for inclusion in its forward work plan.

144 Schools and Education Project

The Forum considered a report of the Secretary providing an update on the Getting Out and About (GOAT) project.

County Councillor David Jeffels reported that he had met recently with Ian Fielding, who had confirmed his support in principle for the objectives underlying the project, which were complementary to an initiative being promoted by the service through the Pathways to Health pilot project.

The Forum agreed that a pilot would be the appropriate way forward. They also noted that various initiatives are currently taking place across North Yorkshire County Council to encourage school children to access the countryside, and agreed that a report on this should be added to the agenda for a future meeting.

Resolved – (a) That the Forum supports the piloting of the worksheet with a small number of schools.

(b) That a report on the various initiatives currently taking place across North Yorkshire County Council to encourage school children to access the countryside be added to the Forum’s forward plan of work.

145 Secretary’s Update Report

The Secretary presented an update since the last meeting of the Forum, covering the following issues:

- Consultation responses
- Natural England staff changes
- Regional Access Forum
- Engagement with other bodies
- Local Development Plans
- North Yorkshire County Council Planning Applications
- Notification of Open Access restrictions

It was noted that the next meeting of the Regional Access Forum will take place on 8 March 2017 at Scunthorpe. It was agreed to decide who would attend on behalf of the LAF at the next meeting.

Paul Sherwood reported on a positive meeting with representatives from neighbouring LAFs to discuss the Teesdale Way and River Tees Re-discovered. He circulated notes of the meeting held on 16 November 2016. There is a very small section of the Teesdale Way in North Yorkshire. The Forum was supportive of continued involvement with the project. The next meeting was planned for February 2017.

Roma Haigh reported that she had attended the launch of the latest section of the Coast Path on behalf of the LAF.

Members thanked the Secretary for starting to circulate regular details of new North Yorkshire County Council Planning Application consultations. Members asked that details of the relevant district council area for each application be added to the email notification.

Resolved – (a) That the report be noted.

(b) To decide attendance at the March 2017 Regional meeting at the next meeting of the LAF.

(c) That the Forum supports continued involvement with the Teesdale Way and River Tees Re-discovered project.

(d) That the email notification of North Yorkshire County Council planning applications by the Secretary include details of the relevant District Council area in future.

146 District Council Updates

The Forum considered a report of the Secretary providing an update on liaison with District Councils. The report included information on liaison with Hambleton, Harrogate, Richmondshire, Ryedale and Scarborough District Councils.

The Vice-Chair agreed to ask David Gibson whether he would be prepared to consider taking on the role of Ryedale representative, with support from herself.

Resolved – That the updates on liaison with District Councils be noted.

147 Forward Plan

The Forum considered a report of the Secretary inviting members to identify items of business for future meetings.

Further to the discussion earlier in the meeting, it was agreed to move the update on the use of volunteers to the April 2017 meeting.

Members agreed to the proposal from the Chair that she seek a meeting regarding future plans for the Catterick Garrison area and report back to the next meeting.

Members asked the Secretary to explore options for the Local Access Forum to have its own website, or to have a presence on the North Yorkshire County Council website.

Members agreed to consider whether or not to change the start time of meetings to 9.30am at the next meeting.

Members were reminded that the Forum would need to elect a Chair and Vice-Chair at the next meeting.

Resolved – That the issues identified during the meeting and recorded in the minutes be incorporated into the Forum's Forward Plan.

148 Dates of Next Meetings

The next meetings of the Local Access Forum will be held at 10am on
Wednesday 11 January 2017
Thursday 6 April 2017
Wednesday 12 July 2017
Wednesday 11 October 2017
Wednesday 17 January 2018
Wednesday 11 April 2018

The meeting concluded at 12.50pm.

KA

North Yorkshire**Local Access Forum****2 March 2017****Public Rights of Way Consultation****Report of the Secretary****1.0 Purpose of the Report**

- 1.1 To advise members of the current consultation and to invite the Forum to consider whether it wishes to formally respond to the consultation.

2.0 Background

- 2.1 The Countryside Access Service is currently carrying out a public consultation exercise on its proposals for the future management of the public rights of way network.
- 2.2 The LAF has already commented on the proposals at an earlier stage, following a report to the Forum on the Countryside Access Service review in February 2016. The Forum's comments from this time are attached as Appendix 1.
- 2.3 At the last meeting of the LAF, Ian Kelly, Countryside Access Manager, reported on progress with the review and indicated that the service would soon be moving to a public consultation on their proposals.
- 2.4 The public consultation is live on the website at <http://www.northyorks.gov.uk/article/33471/Public-rights-of-way-consultation>. All Parish Councils have also been directly notified and invited to respond. Ian Kelly will be attending this meeting to answer members' questions about the consultation. A copy of the consultation page from the website, the consultation document and the response form are attached as Appendix 2.

3.0 Responding to the consultation

- 3.1 The closing date for the public consultation is Sunday 19 March 2017.
- 3.2 It is suggested that the Secretary co-ordinates a draft summary of the Forum's views based on the discussion at the meeting. The draft response will then be circulated by email for members' comments prior to formal submission on behalf of the Forum by the given deadline.

4.0 Recommendations

- 4.1 That the Local Access Forum considers the content of any response it wishes to submit to the Public Rights of Way consultation.
- 4.2 That the Secretary co-ordinates a draft formal response to the consultation, and circulates it by email for members' comments prior to submission on behalf of the Forum.

BARRY KHAN
Assistant Chief Executive (Legal and Democratic Services)
County Hall
NORTHALLERTON

Report author: Kate Arscott, Secretary to North Yorkshire Local Access Forum

Background Documents: None

NORTH YORKSHIRE LOCAL ACCESS FORUM

North Yorkshire County Council - Countryside Access Service Review

Comments of the North Yorkshire Local Access Forum

On 4 February 2016, the Local Access Forum considered a report of the Assistant Director – Waste and Countryside Services, inviting them to comment and advise on a draft proposed policy statement; proposals relating to route prioritisation and the proposed approach to issue prioritisation.

Members of the Forum considered and debated the matters raised in the report, focusing particularly on the questions raised in paragraphs 4.3, 5.9, 5.18 and 6.5.

The following key points were raised in the discussion:

- Members generally welcomed the consultation and the opportunity to contribute
- There was a range of views amongst Forum members as to whether the current prioritisation system did or did not work well
- Members expressed concern regarding the potential for ‘urbanisation’, although they also acknowledged that it could be the case that this reflected the reality of levels of path usage. Officers acknowledged the concern and clarified that this had not been intentional, but was a concern that they would take into consideration in further work on the model.
- The positive role of the 3 Local Liaison Groups was highlighted
- Whilst members recognised the need for a clear prioritisation framework, they welcomed confirmation that the proposals would be applied with a degree of flexibility by officers exercising their professional judgement in the light of individual circumstances.
- Members asked about the definition of a ‘link’ as the unit for assessing each section of path. Members were concerned about the potential for different ‘links’ within the same path to be assigned different levels of priority
- Concern about the work required to actually develop and implement the new model, rather than focusing on resolving issues, and whether the staff input required would be justified by the results. This concern was acknowledged, but officers also restated their view that effort put into prioritising the network now would bring a range of benefits, for example greater clarity for all and easier work programming.
- Clarification was provided at a general level over the implications for maintenance work once priorities have been assigned
- A general agreement that members of the LAF had confidence in the exercise of professional judgement by officers in assessing the priority of routes.
- Confirmation that officers would also be expected to make pragmatic decisions when commissioning work to be undertaken, to include appropriate lower priority work in the vicinity.
- Ian Kelly confirmed that it was intended to review the system after about 12-18 months of operation.
- With specific reference to the proposed draft policy statement, the following comments were made:
 - A suggestion that reference should be made to the importance of public awareness of the opportunities available and the obligation to use the network responsibly

- The suggested addition of a commitment from the service to respond to issues raised
- A request to replace the word “cattle” in vi with “livestock”
- A request to add specific reference to landowners/land managers in x
- A request for an alternative wording to “a timely way” in point xi, particularly in light of the 2026 deadline

Officers confirmed that the various points in the draft policy statement were not in any order of priority

- With specific reference to the Route characteristic element, the following comments were made:
 - A suggestion that proximity to facilities such as stables and livery yards should be included in the proposed path characteristic scores
 - A suggestion that connectivity between centres of population should be recognised as a criteria
 - A request to ensure that long distance walks are recognised
 - A proposal that the Path characteristic “Other routes” listed in Table 3 should be defined as “all routes that don’t have any of the above characteristics”

- With specific reference to the proposals in relation to the Community Value element, the following comments were made:
 - Some members were concerned that many Parish Councils may not be either willing or able to contribute to the proposed modelling of community value. There was therefore some reservation about the proposal in paragraph 5.12 of the report. Equally other members highly valued the role of Parish Councils and expressed confidence in their role in representing their local community.
 - That some routes may be little used or valued by local people, but have a high importance to users who came from further afield. For example a long distance trail might pass through a Parish which did not participate in the community value exercise. Officers acknowledged this and also reminded the Forum that, even if implemented, the community value element would comprise a maximum of 5 points, compared with 10 points associated with route characteristics.
 - It was also confirmed by officers that about 60% of feedback on the condition of routes currently came from individual members of the public rather than groups, and any model would need to take account of this.

With specific reference to the proposals on issue prioritisation, the following comments were made:

- That it was important to test the scores for unintended consequences – for example to ensure that a problem causing significant inconvenience but that was not classified as a high risk on a high profile route would still be addressed. Officers confirmed that some modelling had already taken place and that this would continue as the proposals are developed further.
- Some members felt that there may be an over emphasis on risk compared to obstruction in the balance of the three elements of the issue prioritisation model



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Public rights of way consultation

Carers strategy engagement

Procurement opportunities for adult social care and health services



Public rights of way consultation

We are consulting on a proposal to change the way we prioritise management and maintenance of public rights of way within North Yorkshire, excluding those managed on our behalf by The North York Moors and Yorkshire Dales National Parks.

Public rights of way are footpaths, bridleways and other routes that everyone can use without needing permission from landowners.

At over 6,000 km, our public rights of way network is one of the longest in the country. One of our key objectives is to make sure this important asset is safe and usable for both residents and visitors. [A detailed map and other information about the public rights of way network in North Yorkshire can be found here.](#)

In an average year, customers will report 3,000 defects, such as a broken stile or a fallen tree. Maintenance of the network is arranged by a small team of officers with support from landowners, contractors and a dedicated group of countryside volunteers.

We have had to reduce our spending by around 35 per cent over recent years and this has affected all council services, including public rights of way. As a consequence we are now looking at ways to continue managing the public rights of way network with less money.

Network categorisation

The purpose of this consultation is to ask people for their views on a new approach to categorising the public rights of way network. Doing so will allow us to focus routine maintenance in areas where paths are agreed as being more important or better used. The category of a route will also help us to plan how we respond to defects that we find or are reported to us.

We will manage the network based on sections of the paths or 'links'. We will then assign a route category as follows.

- Each link will have a score for the key characteristic of the path. Example characteristics are safe routes to schools and paths in areas of outstanding natural beauty.
- Each link will also have a score based on an assessment of the value placed on the link by the local community.
- We will categorise each link based on the combination of characteristic and community value scores.
- We will map the category banding of all routes and publish this on our website.

We have taken this approach because we think that:







1. It is a transparent approach to assessing the entire network; and
2. The inclusion of community value will help focus attention and resource onto parts of the network that will provide greatest benefit and value to local communities.

Measuring the value that different communities place on different routes is intended to make sure that we focus resources and effort onto paths that benefit users and local communities the most. However, it is difficult to define and measure community value, so we intend to implement our approach initially based on path characteristics alone. An important part of this consultation is to gather views over how best to measure community value in future.

Rate this page



Consultation documents

-  Consultation proposals [450kb] 
-  Table of proposed path characteristics and scores [74kb] 
-  Questions and answers [161kb] 
- [Map](#) 

Give us your views

This consultation asks whether respondents agree with this approach in principle.

Please help us to shape our proposals by taking part in the consultation:

[Give us your views](#) 

We will publish a summary of the results of the consultation and share this with councillors to help them agree on how we should progress.

Deadline for comments

The closing date for this consultation is Sunday 19 March 2017.

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This page was last updated on 31 January 2017

A new approach to categorising the public rights of way network

January 2017

Contents

Page 2	Proposed statement of service delivery principles
Page 3-4	Route categorisation, issue prioritisation
Page 5	Table of proposed path characteristics and scores
Page 6	Measuring community value and initial approach
Page 7-10	Issue prioritisation and examples
Page 11	Operational flexibility and next steps

Introduction

This paper sets out more detail on three proposals to govern how the countryside access service will undertake its work. This includes:

- a statement of service delivery principles;
- categorising the public rights of way (PROW) network; and
- prioritising the response to reported network defects.

These proposals have been developed taking account of discussion with and comments from the North Yorkshire Local Access Forum (NYLAF), and internal consultation with the Council's public rights of way and definitive map team members.

The statement of service delivery principles will provide a framework to govern the work of the public rights of way team. The consultation asks whether respondents are satisfied with the statement.

The proposed approach to network categorisation is new. We now want to consult the public about their views on how we can put in place a transparent categorisation of all the sections of path across the network.

The approach to how the service prioritises issues and defects reported to it has not changed. Therefore we do not intend to consult formally on this element. However the detail is provided in this document to ensure that respondents have a full picture of the models.

Proposed statement of service delivery principles

Asserting and protecting public rights of way on behalf of the public

The County Council has a duty to assert and protect public rights over the public rights of way (PROW) network. This duty includes an obligation to ensure the network is safe to use and free from obstruction. In order to fulfil this duty the County Council will ensure:

- Surfaces and items of infrastructure (e.g. stiles, gates and bridges) on the PROW network are appropriate and safe to use.
- Maintenance works on the PROW network are carried out so as to ensure provision at least equivalent to historic levels, with improvements made where resources allow, having regard to expected use, community value and significance of individual routes.
- Maintenance and improvement works are carried out within available resources and according to a published method of prioritisation.
- Access to the network from metalled roads is clearly signed.
- Provision of other signs including waymarks along the length of public rights of way is adequate and fit for purpose in order to inform and protect users and safeguard adjacent property and land.
- Landowners understand their responsibilities in relation to the PROW network where applicable, including those relating to maintenance of infrastructure and furniture, control of vegetation, control of livestock, reinstatement of surfaces and removal of obstructions.
- Appropriate enforcement action is taken where it is in the public interest to do so, to remove unlawful obstructions and reinstate obstructed routes.
- It is always responsive, open, honest and fair in its dealings with users, land owners and other stakeholders in relation to public rights of way.
- It collaborates and works closely with stakeholders, Parish Councils, user groups, volunteers and other interested bodies and individuals to share skills and resources and maximise the potential to maintain and improve the PROW network.
- It encourages users to use the network responsibly.
- It supports an effective Local Access Forum and appropriate liaison groups in order to facilitate strategic advice and good working relationships between users, landowners and the Council.
- It processes applications to record, divert or modify rights of way (through Definitive Map Modification Orders or Public Path Orders) in a timely way and will regularly communicate with applicants to keep them informed of progress.

Our activity will be carried out in accordance with legislative requirements; the Council's published guidance and resources available.

Route categorisation, issue prioritisation

North Yorkshire's public rights of way network is one of the longest in the country at over 10,000km. The two National Parks maintain that part of the network within their boundaries on behalf of North Yorkshire County Council. However outside of the two National Parks, the Council is responsible for approximately 6,100km of rights of way.

Highway authorities have an overriding duty under section 130 of the Highways Act 1980 to "assert and protect the rights of the public" to use public highways. This duty extends to public rights of way (e.g. footpaths and bridleways). It relates to keeping highways free of obstruction.

Further, section 41 of the Highways Act 1980 imposes a duty on authorities to "maintain" highways that are maintainable at the public expense. That includes the majority of public rights of way. The duty to maintain extends essentially to providing that the route is reasonably capable of use safely by the traffic that ordinarily uses it.

These duties apply to any public highway whatever its status. Prioritising routes that make up the public rights of way network in North Yorkshire is seen as a way of meeting those duties in an efficient and appropriate manner with the resources available.

The aim of this proposal is to consult on and subsequently introduce a transparent categorisation of all the paths across the network. We can then use the route category to help us to prioritise defects that are reported to us.

A number of principles sit behind the recommended approach. These are that:

- Route categorisation needs to be meaningful and produce outcomes that distinguish effectively between routes – inevitably with some routes being seen to be lower priority than others.
- The desire to recognise the level of use of different types of paths as a key element of route categorisation. Paths which get the most use should be a priority, although we need to recognise that some routes will be less well used simply because they have not been well maintained or are blocked.
- With the above in mind there is a need to recognise how communities value their paths within the route categorisation. We want to work with parishes and user groups to understand which routes are most valuable to the different types of customer.

It is intended that the new model, once agreed, will present a realistic spread of high, medium and low category paths.

Why is route categorisation important?

Categorising the network will have three practical impacts:

- Over time, proactive maintenance will be focused onto higher category paths. For example the new route categories will influence the paths selected for inclusion in the seasonal strimming programme.

- The category of a route will be a factor in how we prioritise the reactive maintenance of defects that we find or that are reported to us.
- We will take a different operational approach to dealing with different category paths within the detailed work procedures. For example we may decide to make a larger financial contribution to the maintenance of furniture (a landowner responsibility) on higher category paths.

Overview of the proposed approach to route categorisation

The aim is to assign and then publish a route category for every section of path across the network. After consideration of a range of options, we are proposing a model with the following key elements:

- We will manage the network based on sections of the path or 'links'.
- Each link will be assigned a **characteristic** score – a points score between four and ten based on the key characteristics of the link.
- Each link will be assigned a **community value** score – a points score between one and five based on an assessment of the comparative value placed on the link by the local community.
- Each link will therefore attract a score between five and 15 points. The characteristic score will have more weight than the community value score.
- We will assign a category banding to each link based on the combined score.
- The category banding of all routes will be mapped and published on the County Council website.
- The category banding will be assigned based on the distribution of scores once all links have been scored, and on the capacity level within the service.

This approach has been proposed because we think that:

- it is a transparent approach to assessing the entire network; and
- the inclusion of community value in the model will focus attention and resource onto parts of the network that will provide greatest benefit and value to local communities.

Detailed route categorisation proposals: characteristics

Table 1 shows the proposed characteristic scores. It illustrates the type of characteristic that we consider important, how that characteristic is to be defined, and the score linked to each defining characteristic.

Many paths and sections of route are multi-faceted in nature and could fall into more than one of the defining characteristics set out below. It would be possible to give a multi-faceted section or path points for each of its characteristics. However this would make the model much more complex. Therefore we are proposing a 'key characteristic' model that will assign one score to each path based on its highest scoring characteristic. The characteristics chosen have the advantage of being factually objective and can all be mapped using currently available datasets.

Table 1: Proposed path characteristics and scores

Path characteristic		Length of paths with this characteristic (km)	Proposed characteristic score	% of network in each proposed category (Cat)
National trail	As defined by Natural England	88	10	Cat A 15.1%
National cycle network	As defined by Sustrans	260	10	
Safe routes to schools (SRTS)	Rights of way that coincide with the SRTS network. Only included within 3km of secondary schools and 2km of primary schools. Usually surfaced routes providing alternative direct pedestrian / cycle route from population centres to schools avoiding busy roads or roads without a footway. Just that section of the route defined as a SRTS scores ten.	412	10	
Routes within urban areas	Routes mostly within a development limit of service centres or large villages. The whole length of the route scores ten.	162	10	
NYCC promoted routes	A number of routes promoted by NYCC. This list will be subject to review over time.	610	8	Cat B 21.4%
Multi-user trails	Largely barrier free, surfaced strategic routes that can be used by walkers but which are also good for cyclists and horse riders, either linking communities or over 5km in length. For example Nidderdale Greenway.	65	8	
Routes within 1km of urban fringe	Routes that lie within 1km of the development limit of service centres/large villages. The whole route scores eight.	633	8	
Routes within 1km of village centres	Paths that lie within a radius of 1km from a village centre. The whole length of the route scores six.	2,212	6	Cat C 45.9%
Routes within AONBs	As defined by Natural England.	412	6	
Routes along main rivers and canals	As defined by the Environment Agency.	74	6	
Routes avoiding A and B class roads	Routes within 50m of an A or B class road that run parallel and offer an alternative route.	4	6	
Routes onto access land	As defined by Natural England.	103	6	
Other routes	Routes that don't have any of the other characteristics.	1,077	4	Cat D 17.6%
Totals:		6,112		100%

Measuring community value

While the aim to measure how communities value their public rights of way is an important part of the proposal, it is difficult to gauge the value that different communities place on different types of footpath. The challenges we face in relation to this are:

- a need to define the terms community and community value;
- a lack of information relating to how communities (however defined) value the different elements of the PROW network; and
- no method to measure community value.

The proposal is to initially implement route categorisation based on the characteristic score alone, and then to introduce a measure of community value into the model at a later date.

Therefore an important part of this consultation is to gather views from the public and from interested parties over how best to measure community value.

Initial suggested approach

The initial suggested approach is to recognise a primary and secondary idea of community.

The primary community would be those people living within each parish. We would expect to deal with the Parish Council as the representative of the primary community.

We will define the secondary community as other network users who benefit from and have an interest in the PROW network, and who will take a view on how NYCC prioritises and maintains the network. We expect that this would mean including a set of user groups who represent a range of different types of users of the network (walkers, horse-riders, cyclists, trail riders, and off-road drivers).

We propose to define the level of value by reference to a subjective assessment by the primary community (Parish Council), and by whether there is any evidence of interest in the route from one or more user groups.

Issue prioritisation

When defects or problems are reported to the public right of way team, the aim is to ensure that every defect reported is prioritised in a consistent manner. This will inform operational work programming to ensure that resources are focused onto the most important issues.

The proposal is to continue to use the current issue prioritisation model. Therefore we do not intend to consult on this element of the proposal. However it is included here for the sake of transparency and completeness.

Issues reported to the team are prioritised based on the following four factors:

- The path category score (category score).
- An effect score - the effect of the reported defect on the ability of users to use the path (effect score).
- A risk likelihood score – the likelihood of an individual injuring themselves through continuing to use the path despite there being a defect. (likelihood score).
- A risk severity score – the likely level of injury that could be incurred by an individual continuing to use the path despite there being a defect. (severity score).

Table 2 below shows the definitions for each of the four factors. The overall issue score is calculated using the following formula:

Issue score = category score + effect score + risk score (which is likelihood score x severity score)

Table 2: Issue priority scores

Category score	Effect score	Likelihood score	Severity score
Cat A path = 5	Defect likely to render path unusable = 6	Almost certain injury = 5	Possibility of death = 5
Cat B path = 3	Defect likely to render path inconvenient to use = 4	High likelihood of injury = 4	Possible major injury = 4
Cat C path = 1	Despite the defect the path remains available and easy to use, or the defect is easy to bypass = 2	Medium likelihood of injury = 3	Possible reportable injury = 3
Cat D path = 0	Defect unlikely to have any effect = 0	Small likelihood of injury = 2	Possible minor injury = 2
		Minimal likelihood of injury = 1	Difficult to see potential for any injury to occur = 1

The issue score will drive work programming. The service will look to address higher scoring issues before lower scoring issues.

As a highway authority, North Yorkshire County Council has a responsibility to ensure that the network is safe to use. Therefore we will treat any issues that attract a risk score (likelihood score x severity score) of 16 points and above as a high priority even if the total

issue score is lower than some other issues. For example a report of a collapsed bridge or a dangerous animal obstructing a Category D path would be treated as high priority.

We will also treat any issue that attracts an individual severity or likelihood score of five as a high priority even if the total issue score is lower than some other issues. This means that these issues would be picked up and pulled into work programmes quickly.

Practical examples

Tables 3 and 4 below provide an indication of how a range of issues would be ranked on different category paths.

However it is important to note that the effect, likelihood and severity scores are open to interpretation. For example if a customer reported a wire across a path that was popular with cyclists or trail-riders, then the likelihood and severity scores would be adjusted to 5x5 – higher than the score illustrated below, and the issue would need to be addressed immediately.

Table 3: Issue prioritisation scoring - examples

	Collapsed bridge	Slats missing from bridge floor, otherwise sound	Wire across path, dangerous obstruction	Intimidating animal in field, cross-field path effectively blocked	Heavily overgrown vegetation, difficult to bypass	Damaged gate or stile. Difficult to by-pass – need to climb over	Path ploughed out, no obvious alternative	Muddy terrain	Missing signpost or waymark, navigation difficult	Alignment issue, navigation difficult	Obstruction, easily bypassed	Damaged gate or stile. Easy to by-pass
Cat A path	Cat = 5 Effect = 6 Risk = 4x5 = 20 Total = 31	Cat = 5 Effect = 4 Risk = 4x4 = 16 Total = 25	Cat = 5 Effect = 4 Risk = 4x4 = 16 Total = 25	Cat = 5 Effect = 4 Risk = 3x5 = 15 Total = 24	Cat = 5 Effect = 6 Risk = 4x3 = 12 Total = 23	Cat = 5 Effect = 4 Risk = 4x3 = 12 Total = 21	Cat = 5 Effect = 4 Risk = 3x3 = 9 Total = 18	Cat = 5 Effect = 4 Risk = 4x2 = 8 Total = 17	Cat = 5 Effect = 4 Risk = 3x1 = 3 Total = 12	Cat = 5 Effect = 4 Risk = 3x1 = 3 Total = 12	Cat = 5 Effect = 2 Risk = 4x1 = 4 Total = 11	Cat = 5 Effect = 2 Risk = 4x1 = 4 Total = 11
Cat B path	Cat = 3 Effect = 6 Risk = 4x5 = 20 Total = 29	Cat = 3 Effect = 4 Risk = 4x4 = 16 Total = 23*	Cat = 3 Effect = 4 Risk = 4x4 = 16 Total = 23*	Cat = 3 Effect = 4 Risk = 3x5 = 15 Total = 22**	Cat = 3 Effect = 6 Risk = 4x3 = 12 Total = 21	Cat = 3 Effect = 4 Risk = 4x3 = 12 Total = 19	Cat = 3 Effect = 4 Risk = 3x3 = 9 Total = 16	Cat = 3 Effect = 4 Risk = 4x2 = 8 Total = 15	Cat = 3 Effect = 4 Risk = 3x1 = 3 Total = 10	Cat = 3 Effect = 4 Risk = 3x1 = 3 Total = 10	Cat = 3 Effect = 2 Risk = 4x1 = 4 Total = 9	Cat = 3 Effect = 2 Risk = 4x1 = 4 Total = 9
Cat C path	Cat = 1 Effect = 6 Risk = 4x5 = 20 Total = 27	Cat = 1 Effect = 4 Risk = 4x4 = 16 Total = 21*	Cat = 1 Effect = 4 Risk = 4x4 = 16 Total = 21	Cat = 1 Effect = 4 Risk = 3x5 = 15 Total = 20**	Cat = 1 Effect = 6 Risk = 4x3 = 12 Total = 19	Cat = 1 Effect = 4 Risk = 4x3 = 12 Total = 17	Cat = 1 Effect = 4 Risk = 3x3 = 9 Total = 14	Cat = 1 Effect = 4 Risk = 4x2 = 8 Total = 13	Cat = 1 Effect = 4 Risk = 3x1 = 3 Total = 8	Cat = 1 Effect = 4 Risk = 3x1 = 3 Total = 8	Cat = 1 Effect = 2 Risk = 4x1 = 4 Total = 7	Cat = 1 Effect = 2 Risk = 4x1 = 4 Total = 7
Cat D path	Cat = 0 Effect = 6 Risk = 4x5 = 20 Total = 26	Cat = 0 Effect = 4 Risk = 4x4 = 16 Total = 20*	Cat = 0 Effect = 4 Risk = 4x4 = 16 Total = 20*	Cat = 0 Effect = 4 Risk = 3x5 = 15 Total = 19**	Cat = 0 Effect = 6 Risk = 4x3 = 12 Total = 18	Cat = 0 Effect = 4 Risk = 4x3 = 12 Total = 16	Cat = 0 Effect = 4 Risk = 3x3 = 9 Total = 13	Cat = 0 Effect = 4 Risk = 4x2 = 8 Total = 12	Cat = 0 Effect = 4 Risk = 3x1 = 3 Total = 7	Cat = 0 Effect = 4 Risk = 3x1 = 3 Total = 7	Cat = 0 Effect = 2 Risk = 4x1 = 4 Total = 6	Cat = 0 Effect = 2 Risk = 4x1 = 4 Total = 6

* Treated as a higher priority due to a risk score of 16 or above.

** Treated as a higher priority due to a severity score of 5.

Table 4: Issue prioritisation scoring – issue ranking

Ranked Total Score	Issue	Path Category
31	Collapsed bridge	A
29	Collapsed bridge	B
27	Collapsed bridge	C
26	Collapsed bridge	D
25	Wire across, dangerous obstruction.	A
25	Slats missing from bridge floor, otherwise sound	A
24	Intimidating animal in field, cross-field effectively blocked	A
23	Wire across , dangerous obstruction.	B
23	Slats missing from bridge floor, otherwise sound	B
22	Intimidating animal in field, cross-field effectively blocked	B
21	Wire across, dangerous obstruction.	C
21	Heavily overgrown vegetation, difficult to bypass	C
20	Wire across, dangerous obstruction.	D
20	Intimidating animal in field, cross-field effectively blocked	C
20	Slats missing from bridge floor, otherwise sound	D
19	Intimidating animal in field, cross-field effectively blocked	D
23	Heavily overgrown vegetation, difficult to bypass	A
21	Damaged gate or stile. Difficult to by-pass – need to climb over	A
21	Heavily overgrown vegetation, difficult to bypass	B
19	Damaged gate or stile. Difficult to by-pass – need to climb over	B
19	Heavily overgrown vegetation, difficult to bypass	C
18	Ploughed out, no obvious alternative	A
18	Heavily overgrown vegetation, difficult to bypass	D
17	Muddy terrain	A
17	Damaged gate or stile. Difficult to by-pass – need to climb over	C
16	Ploughed out, no obvious alternative	B
16	Damaged gate or stile. Difficult to by-pass – need to climb over	D
15	Muddy terrain	B
14	Ploughed out, no obvious alternative	C
13	Ploughed out, no obvious alternative	D
13	Muddy terrain	C
12	Missing signpost or waymark, navigation difficult.	A
12	Alignment issue, navigation difficult	A
12	Muddy terrain	D
11	Obstruction, easily bypassed	A
11	Damaged gate or stile. Easy to by-pass	A
10	Missing signpost or waymark, navigation difficult.	B
10	Alignment issue, navigation difficult	B
9	Obstruction, easily bypassed	B
9	Damaged gate or stile. Easy to by-pass	B
8	Missing signpost or waymark, navigation difficult.	C
8	Alignment issue, navigation difficult	C
7	Missing signpost or waymark, navigation difficult.	D
7	Alignment issue, navigation difficult	D
7	Obstruction, easily bypassed	C
7	Damaged gate or stile. Easy to by-pass	C
6	Obstruction, easily bypassed	D
6	Damaged gate or stile. Easy to by-pass	D

Operational flexibility

The route categorisation and issue prioritisation models set out in these proposals will provide a guide for officers and the public over how paths will be categorised and issues prioritised.

The scoring mechanisms will provide us with significantly enhanced operational consistency.

The models will provide us with guidance based on robust analysis on what to do next in each circumstance. They will allow us to prioritise which issues are picked up and dealt with on a day to day basis. However we will continue to exercise a degree of operational flexibility. For example we will respond flexibly to take account of operational efficiencies or general public interest.

What next?

The consultation that accompanies this document asks whether respondents agree with the approach in principle. The consultation period runs until Sunday the 19th of March. A summary of the results of the consultation will be published on our website when these proposals are presented to councillors.

PROW consultation questions and answers

January 2017

Q: What are the implications of a path being categorised as high or low priority?

A:

- Proactive maintenance will be focussed on high category paths and issues will be addressed on these routes ahead of those categorised as low priority.
- The categorisation of the path will also affect how quickly issues are resolved, with an issue on a high priority route being addressed faster than the same issue on a low priority route.
- Within our detailed work processes we are likely to take a different approach to an issue depending on the category of the path. For example we are likely to make more effort to require landowners to reinstate a higher category path after ploughing or cropping including taking enforcement action. We are less likely to move to enforcement action on ploughing and cropping on a low priority path.

Q: The focus seems to be on paths near towns and villages. What about routes in rural parts of the county?

A:

- Some of the highest category paths are in deeply rural parts of the county. The aim of categorising routes is to make sure that we focus our resources onto paths that are likely to get more use regardless of whether they are in urban or rural parts of North Yorkshire.

Q: When will you start to do the community value scoring?

A:

- Depending on the outcome of this consultation we want to agree an approach to categorisation and then implement it on the basis of path characteristics by the end of spring 2017.
- If the responses to the consultation are broadly positive then we will map the network on characteristics alone, and start to use the new model to guide our work programme.
- We aim to develop detailed proposals to measure community value during the winter of 2017/18 and start to bring that measurement into place within the categorisation model in 2018.

Q: There is no point in community value scoring as all the Parish Councils and user groups will rate their paths as top priority. How will you deal with that?

A:

- Any measurement system that we develop will need to require the Parish Councils or user groups to prioritise their paths to avoid this happening.
- If some Parish Councils cannot or choose not to provide community value information then we would expect to continue to use the categorisation based on characteristics alone in that area.

Q: What are your service standards? How quickly will you fix things that are reported to you?

A:

- We're not able to set and publish service standards at this point in time but we aim to do this before the summer of 2018.
- Once the new categorisation model and new processes are implemented then we will be able to measure our capacity and understand how long it takes us to deal with different types of issues using the new processes.

Q: You have a statutory duty to keep all paths clear and usable. Does this proposal mean that some paths will not be maintained and will be lost?

A:

- Given the reductions in funding to local government, we feel that prioritising our resources is a reasonable approach to meeting our statutory duties.
- The proposed approach will see us focus resources onto the most used and valued paths although issues concerning safety will be prioritised regardless of category.

Q: Why not make use of volunteers to help you maintain the network?

A:

- We have a group of dedicated countryside volunteers who help us already and we are always keen to recruit more people.
- Within the new ways of working volunteers will help the PROW team deal with issues reported to us. This will save significant amounts of officer time and will allow us to progress issues much more quickly.
- We are running a pilot at the moment with a third party group of volunteers in the Lower Wharfedale area who have offered to work to maintain and improve the network across an area of 17 parishes. If this pilot project is successful then we will aim to roll it out further. This would ensure that there was a continuing opportunity for volunteers who wanted to do physical work on the network.

Q: How are you going to improve the network if these changes are implemented?

A:

- Given the reductions in resources we will need to prioritise maintenance of the network over improvements.
- However, we will bid for improvement funds whenever these are available, and we can make a strong business case for doing so. In addition we will also encourage landowners to improve the network where appropriate.

Public Rights of Way Consultation

A proposal has been put forward to categorise the public right of way (PROW) network based on a combination of path characteristics and community value. This will allow us to prioritise how we manage and maintain our routes and we would like your opinion on these plans.

If you have not done so already, please read the information on our website explaining the background of this proposal before answering the following questions.

The proposed statement of service delivery principles included in the [full document](#) explains how the council will fulfil our statutory duties in relation to public rights of way. These include making sure the PROW network is safe to use and free from obstruction.

Next →

I am responding on behalf of:

- An individual
- Parish council
- Walking group
- Cycling group
- Horse riding group
- Trail rider group
- Car user group

I understand that the council has put forward this proposal because of the need to manage the public rights of way network with reduced funding.

Yes

No

I agree with the proposed statement of service delivery principles

Please see page two of the [full document](#).

Strongly agree

Agree

Neither agree nor disagree

Disagree

Strongly disagree



← Back

↻ Reset

Next →

I think that the proposed categorisation should be agreed based on a combination of both path characteristics and community value.

Please see page four of the [full document](#).

- Strongly agree
- Agree
- Neither agree nor disagree
- Disagree
- Strongly disagree

Please provide any comments on the proposed approach of categorising the network based on a combination of path characteristics and community value



[← Back](#) [↻ Reset](#) [Next →](#)

I agree with the different categories for proposed path characteristics

Please see table on page five of the [full document](#)

- Strongly agree
- Agree
- Neither agree nor disagree
- Disagree
- Strongly disagree



← Back

↺ Reset

Next →

I think that route types in the path characteristic table are prioritised appropriately.

Please see page five of the [full document](#).

- Strongly agree
- Agree
- Neither agree nor disagree
- Disagree
- Strongly disagree



← Back

↻ Reset

Next →

I agree with the proposal to define community value by working with parish councils and groups who use the network

- Strongly agree
- Agree
- Neither agree nor disagree
- Disagree
- Strongly disagree

Please provide any comments on the proposal to incorporate community value into the categorisation of public rights of way or suggestions of how we should measure this.

Please see page six of the [full document](#).



I think that paths which are likely to get more use should have a higher priority

- Strongly agree
- Agree
- Neither agree nor disagree
- Disagree
- Strongly disagree



[← Back](#) [↻ Reset](#) [Next →](#)

Please let us know any further comments or suggestions you have in relation to these proposals



Would you be interested in helping us develop our proposals to incorporate community value into the framework for prioritising issues?

Yes

No



← Back

↻ Reset

Next →

North Yorkshire Local Access Forum**2 March 2017****District Council Updates****Report of the Secretary****1.0 Purpose of the Report**

- 1.1 To update the Forum on liaison with District Councils.

2.0 Background

- 2.1 At the LAF meeting on 4 February 2016, the forum agreed an updated list of nominated representatives willing to act as the first point of liaison with the constituent District Councils in relation to planning and other relevant matters.
- 2.2 This agenda item provides an opportunity for the Forum to be updated on activity since the previous meeting.
- 2.3 David Barraclough has provided a report on the designer outlet centre at Scotch Corner (attached).
- 2.4 Rachel Connolly has submitted a number of comments regarding planning applications in Hambleton and 3 quarry applications from North Yorkshire County Council. Where possible, these have been submitted following email consultation with all LAF members.
- 2.5 Nominated representatives are invited to report verbally at the meeting on activity undertaken.

3.0 Recommendation

- 3.1 That members note the updates on liaison with District Councils.

BARRY KHAN
Assistant Chief Executive (Legal and Democratic Services)
County Hall
NORTHALLERTON

Report author: Kate Arscott, Secretary to North Yorkshire Local Access Forum

Background Documents: None

RICHMONDSHIRE DISTRICT

Proposed Designer Outlet Centre at Scotch Corner

On 1st December 2016, the Secretary of State (DCLG) granted planning permission for the two alternative schemes for development of a Designer Outlet Centre at Scotch Corner (Richmondshire District Council (RDC) planning applications 14/00687 and 15/00806). The schemes differed in the amounts of shopping floorspace and car parking proposed, but were identical in terms of highway layout and other works outside the development site. RDC Planning Committee resolved that it was minded to grant permission for both schemes, but they were called in for determination by the Secretary of State so that he could satisfy himself that the proposals were consistent with Richmondshire's Development Plan. A public inquiry into both schemes, heard by a Planning Inspector on behalf of the Secretary of State, was held in Richmond at the beginning of May 2016.

As previously reported, I had submitted lengthy advice to RDC on application 14/00687, on behalf of the LAF, on 20th September 2014, ending -

"In summary, the Local Access Forum advises that the access issues arising from the development proposals might best be addressed by requiring the developer to incorporate the following elements into the scheme:

- 1. a light-controlled crossing of both carriageways of the A6108 between Scotch Corner roundabout and the proposed egress point from the new development to the northbound carriageway of the A6108;*
- 2. a path on the eastern margin of the A6108 between Scotch Corner roundabout and the new roundabout to the south, suitably surfaced for use by pedestrians and equestrians; and*
- 3. light-controlled crossings of preferably all four legs from the proposed southern roundabout."*

(The new roundabout on the A6108, referred to above, appears subsequently to have acquired the name "Blue Anchor Roundabout".)

When commenting on the second application - 15/00806 - on 26th October 2015, I simply repeated my earlier advice as there were no material differences between the two applications in terms of the issues that might be of interest to the LAF.

Following the public inquiry, the Inspector's report to the Secretary of State did contain a brief reference to the LAF's earlier comments -

"North Yorkshire Local Access Forum expresses concern that the highway design does not provide adequate provision for the safety of non-car users".

Although it might be claimed that this scarcely did justice to the detail of the LAF's earlier advice, the Secretary of State has conditioned his grant of planning permission with a whole raft of detailed requirements. Of particular interest, these include -

"There shall be no excavation or other ground works, except for investigative works, or the depositing of material on the site in connection with the construction of the access road or buildings or other works, until details of the following highway improvement works have been submitted to and approved in writing by the local planning authority:

- (a) the approved site access from the Blue Anchor Roundabout;*
- (b) the approved signalised junction from the site to the A6108, which shall include connection to the signal controller system at Scotch Corner junction, including approved signal management systems;*
- (c) the approved amendments to the A6108 between Scotch Corner Roundabout and Blue Anchor Roundabout, including improvements to bus stops;*
- (d) the approved amendments to Scotch Corner Roundabout and its slip roads and widening of Middleton Tyas Lane; and*
- (e) the approved facilities for pedestrians and cyclists between Middleton Tyas Lane and the site.*

The local planning authority referred to in the preamble to these conditions is, of course, RDC and there is no requirement for further wider consultation before it gives its approval in writing to detailed proposals. However, RDC is required to seek the views of the Highway Authority before issuing such approvals in respect of these highways matters. In these circumstances, the LAF may wish to ask the County Council, as Highway Authority, if it would give the LAF the opportunity to comment on the detailed proposals before it, in turn, responds to RDC. This would appear to be the only means by which the LAF can now influence the final design outcome and support the interests of non-motorised users.

David Barraclough
20 December 2016

North Yorkshire Local Access Forum**2 March 2017****Regional Meeting and National Conference****Report of the Secretary****1.0 Purpose of the Report**

- 1.1 To confirm North Yorkshire Local Access Forum attendance at the forthcoming Regional meeting and the national Conference.

2.0 Yorkshire and the Humber Regional Access Forum

- 2.1 As noted at the last LAF meeting, the next meeting of the Yorkshire and the Humber Regional Access Forum will take place at Scunthorpe Civic Centre on Wednesday 8 March. A copy of the agenda has been circulated to all members for information.
- 2.2 Members are asked to agree who will attend this meeting to represent the LAF.

3.0 Local Access Forum annual conference

- 3.1 Notification was received on 13 February of the annual LAF conference, which will take place at Carr's Lane Church, Birmingham, on 21 March 2017. LAFs have been invited to send up to 2 members. As an interim measure the Secretary has confirmed that NYLAF members may wish to attend.
- 3.2 The theme for the conference is 'Outdoors for All' – we would like to theme the conference around providing equality in access provision for everyone, reducing barriers to participation and looking for innovative ways to ensure access improvements for all; from infrastructure changes to improving people's experiences.
- 3.3 It is planned that the conference will be a series of talks and workshops based around the Outdoors for All theme – how to identify issues and opportunities and how to deliver benefits. The organisers expect to have an update from Defra on the progress of the Deregulation Act and their 25 Year Plan; a keynote talk on outdoors; and possibly an item on ROWIPs/ROWIP reviews and how they can deliver benefits for all.

4.0 Recommendation

- 4.1 That the Forum agrees representation at the Regional meeting on 8 March and the national conference on 21 March 2017.

BARRY KHAN
Assistant Chief Executive (Legal and Democratic Services)
County Hall
NORTHALLERTON

Report author: Kate Arscott, Secretary to North Yorkshire Local Access
Forum

Background Documents: None

North Yorkshire Local Access Forum

2 March 2017

Secretary's Update Report

Report of the Secretary

1.0 Purpose of the Report

- 1.1 To update members of the Local Access Forum on developments since the last meeting of the LAF.

2.0 Update

Consultation responses

- 2.1 The Planning Inspector has issued his report on the soundness of the Scarborough Borough Local Plan. A copy of his report and the background documentation is available at <http://uploads.scarborough.gov.uk/localplanexamination/index.html>. Roma Haigh submitted comments on behalf of the LAF to the Main Modifications Consultation in November 2016.

Natural England

- 2.2 The Local Access Forum Co-ordinator at Natural England, Rob Leek, has left and a replacement is currently being sought.

Engagement with other bodies

- 2.3 David Barraclough agreed to represent the LAF at a workshop organised by the Dales to Vale Rivers Network and the North Yorkshire & York Local Nature Partnership, to help shape the River Swale Catchment Management Plan on 10 February.
- 2.4 Councillor David Jeffels planned to attend the Tour de Yorkshire roadshow event for local activities in Malton on 14 February.

Local Development Plans

- 2.5 One of the key areas of involvement for the Forum is to ensure appropriate engagement in the preparation of Local Development Plans. A number of items have been included on recent agendas. Set out below is a brief summary of the current position in relation to each District Council area, and in relation to the Minerals and Waste Joint

Plan. This information is taken from the websites of the relevant authorities and correspondence received.

Authority	Status
Craven	A revised local plan timetable (LDS) was considered in January 2017. The pre-publication draft plan is expected to be published for consultation during March/April 2017
Hambleton	Hambleton District Council expects to consult on the Draft Local Plan in autumn 2017. There will be a further consultation on sites in spring 2017.
Harrogate	Consultation on the publication version of the plan is anticipated for July 2017
Richmondshire	Delivering Development document – Issues/Preferred Approach due June 2017
Ryedale	The next anticipated consultation will be the Local Plan Sites Document
Scarborough	The independent Planning Inspector published his report on the Scarborough Borough Local Plan on 9 February 2017. The Borough Council will now start the process of adopting the Local Plan over the coming months.
Selby	Consultation on the next stage of 'Plan Selby' – Further consultation: Sites and Policies – is now anticipated in 2017
Minerals and Waste Joint Plan	A report is due to go to the County Council's Executive in March seeking authority to consult on an addendum of changes prior to making recommendations to Full Council regarding the submission of the Plan for examination in public

- 2.6 Where indicative dates are provided, these have been incorporated into the Forum's forward plan as provisional items of business.

Restrictions

- 2.7 The Forum is consulted on a range of restrictions under the Countryside and Rights of Way Act 2000. No consultations have been notified since the last meeting of the Forum. 1 notification has been received from the Open Access Contact Centre at Natural England confirming restrictions:

Direction Case No	Period of Restriction	Land Affected and Reason
2017028318	28 April 2017	Longside Moor Section 22

3.0 Recommendation

3.1 That the Local Access Forum notes the update report.

BARRY KHAN
Assistant Chief Executive (Legal and Democratic Services)
County Hall
NORTHALLERTON

Report author: Kate Arscott, Secretary to North Yorkshire Local Access
Forum

Background Documents: None

North Yorkshire Local Access Forum

2 March 2017

Forward Plan

Report of the Secretary

1.0 Purpose of the Report

- 1.1 To invite members of the Local Access Forum to consider items of business for future meetings, and to consider whether to change the start time of meetings.

2.0 Background

- 2.1 The 'Guidance on Local Access Forums in England' published by the Department for Environment, Food and Rural Affairs (Defra) strongly recommends that forums prepare a forward work programme which sets out the forum's priorities and special areas of interest.

- 2.2 This can play an important role in helping the forum to:
- Ensure a focus on issues which are the most relevant for the area
 - Clarify the issues on which the County Council or other section 94(4) bodies would benefit from receiving advice
 - Timetable when specific matters are likely to be considered
 - Inform the public about the forum's work
 - Identify training needs
 - Review effectiveness and prepare an annual report.

3.0 Forward Plan

- 3.1 Future meeting dates are:

- | | |
|-------------------|-------------------|
| • 6 April 2017 | • 17 January 2018 |
| • 12 July 2017 | • 11 April 2018 |
| • 11 October 2017 | • |

- 3.2 Meetings are currently scheduled to start at 10.00am. At the last meeting, members present discussed the possibility of bringing the start time forward to 9.30am. It was agreed to discuss this further with all members prior to coming to any decision, recognising that an earlier start time could cause difficulties for some members.

- 3.3 The Forum will need to consider items of business for future meetings. The attached draft forward plan presents the business currently identified.

4.0 Recommendations

- 4.1 That the Local Access Forum considers whether to change the start time of meetings.
- 4.2 That the Local Access Forum considers items of business for future meetings.

BARRY KHAN
Assistant Chief Executive (Legal and Democratic Services)
County Hall
NORTHALLERTON

Report author: Kate Arscott, Secretary to North Yorkshire Local Access Forum

Background Documents: None

NORTH YORKSHIRE LOCAL ACCESS FORUM

Forward Plan 2017/18

Date of Meeting	
Standing items	<ul style="list-style-type: none"> • Minutes • Matters Arising • Public Questions and Statements • Consultations • Secretary's Update Report • 2026 update • District Council Updates • Forward Plan
6 April 2017	<ul style="list-style-type: none"> • Update report on use of volunteers • A59 Kex Gill proposals • Auditing the list of streets: a role for local access forums (response to British Horse Society document) • Craven Local Plan pre-publication consultation (provisional) • Hambleton Local Plan sites consultation (provisional)
12 July 2017	<ul style="list-style-type: none"> • 2017 LAF annual report • Harrogate Local Plan consultation (provisional) • Richmondshire Delivering Development document – Issues/Preferred Approach (provisional)
11 October 2017	<ul style="list-style-type: none"> • Hambleton Local Plan consultation (provisional) • •
17 January 2018	<ul style="list-style-type: none"> • • •
11 April 2018	<ul style="list-style-type: none"> • • •
Unscheduled	<ul style="list-style-type: none"> • Cycling (deferred from January 2017 meeting) • NYCC initiatives to encourage young people to get out and about (agreed at November 2016 meeting) • Draft terms of reference • Health and Wellbeing Strategy (suggested at February 2016 meeting) • Rights of Way Improvement Plan