

Highways and Transport Committee

20th July 2023

Public Rights of Way Annual Report 2022-23

Report of: Peter Skates, Director of Growth and Enterprise

Report Reference No: HTC/27/23-24

Ward(s) Affected: All

Purpose of Report

1. The report aims to update the Highways and Transport Committee on the work of the Public Rights of Way Sub Committee during 2022-23.
2. The work of the Public Rights of Way team contributes to the Corporate Plan “Green” aim and “A thriving and sustainable place” priority, and the policies and objectives of the Council’s statutory Rights of Way Improvement Plan.

Executive Summary

3. The report aims to update Committee Members on the work of the Public Rights of Way Sub Committee during 2022-23.

RECOMMENDATIONS

The Public Rights of Way Sub Committee is recommended to:

1. Note the Public Rights of Way Annual Report 2022-23.

Background

4. The Constitution provides that the lead service committee in respect of the Public Rights of Way Sub Committee will be the Highways and

Transport Committee. The Public Rights of Way Sub Committee will meet on a quarterly basis and report to the Highways and Transport Committee on at least an annual basis.

The Public Rights of Way Sub Committee received the following reports during 2022-23:

Type of Report	No.
Informative Report Public Rights of Way Annual Report 2021-22 and Work Programme 2022-23	1
Town and Country Planning Act 1990 Section 257 Proposed Diversion of Public Right of Way	5
Wildlife & Countryside Act 1981 - Part III, Section 53 Definitive Map Modification Order Application	5
Informative Report - Wildlife & Countryside Act 1981- Part III, Section 53 Definitive Map Modification Order - Contested Order Secretary of State decisions	2
Informative Report: Secretary of State decisions for Highways Act 1980 S119 Diversion Order	1
Informative Report on Cases of Uncontested Public Path Orders Determined under Delegated Decision	2
Informative Report - Permissive Path Agreement	1
Informative Report: Public Rights of Way Fees and Charges 2023-24	1
Total	18

Those papers were as follows, the first of which provides a detailed overview of the work of the Public Rights of Way team:

- Informative Report - Public Rights of Way Annual Report 2021-22 and Work Programme 2022-23
- Town and Country Planning Act 1990 Section 257 Proposed Diversion of Public Footpaths No. 12 and 14 in the Parish of Wardle
- Town and Country Planning Act 1990 Section 257 Proposed Diversion of Public Footpath No. 3 in the Parish of Henhull
- Town and Country Planning Act 1990 Section 257 Proposed Diversion of Public Footpaths No. 2 in the Parish of Leighton
- Town and Country Planning Act 1990 Section 257 Proposed Diversion of Public Footpath Moston 7Y (Part)

- Town and Country Planning Act 1990 Section 257: Proposed Diversion of Public Footpath No. 36 in the Town of Sandbach (part)
- Wildlife & Countryside Act 1981 - Part III, Section 53. Application No.CO/8/39: Application to add a Public Bridleway between Dragons Lane and Plant Lane, Moston
- Wildlife & Countryside Act 1981 - Part III, Section 53. Application No. CO/8/54: Application for the Deletion of Public Footpath no.66, Congleton
- Wildlife & Countryside Act 1981 - Part III, Section 53. Application No. MA/5/245. Application for the addition of Public Footpaths at Plumley Nature Reserve / Lime bed
- Wildlife & Countryside Act 1981 - Part III, Section 53. Application No. CO/8/41: Application for the Addition of a Public Bridleway, Watch Lane, Moston
- Wildlife & Countryside Act 1981 - Part III, Section 53. Application No.CO/8/49: Application to add a Public Footpath between Dingle Lane and Footpath No.11 Sandbach
- Informative Report: Secretary of State decision for Wildlife And Countryside Act 1981 - Part III, Section 53. Application to upgrade Public Footpaths Nos. 8 Marbury cum Quoisley and No. 3 Wirswall to Bridleways
- Informative Report - Wildlife & Countryside Act 1981- Part III, Section 53 -Contested Order PINs decision for Application No. CO/8/34: Claimed Footpath from Byley Lane to Carver Avenue, Parish of Cranage
- Informative Report: Secretary of State decisions for Highways Act 1980 S119 Diversion of Footpath No. 4 Parish of Poole, Diversion of Footpath No. 5 in the Parish of Adlington and Diversion of Footpath No. 2 in the Parish of Eaton
- Informative Report on Cases of Uncontested Public Path Orders Determined under Delegated Decision:
 - Town and Country Planning Act 1990 Section 257 Proposed Diversion of Public Footpath Hulme Walfield No. 3 (Part)

- Highways Act 1990 Section 119 Proposed Diversion of Public Footpath No. 14 in the Town of Alsager (part)
- Informative Report - Bradwall Permissive Path Agreement
- Informative Report: Public Rights of Way Fees and Charges 2023-24

Consultation and Engagement

5. Consultation is not required.

Reasons for Recommendations

6. The report is for information only.
7. The work of the Public Rights of Way team contributes to the Corporate Plan “Green” aim and “A thriving and sustainable place” priority, and the policies and objectives of the Council’s statutory Rights of Way Improvement Plan.

Other Options Considered

8. Not applicable.

Implications and Comments

Monitoring Officer/Legal

9. There are no direct financial implications.

Section 151 Officer/Finance

10. There are no direct financial implications.

Policy

11. The work of the Public Rights of Way team contributes to the Corporate Plan “Green” aim and “A thriving and sustainable place” priority, and the policies and objectives of the Council’s statutory Rights of Way Improvement Plan.

A thriving and sustainable place

- A great place for people to live, work and visit
- Welcoming, safe and clean neighbourhoods
- Reduce impact on the environment
- A transport network that is safe and promotes active travel

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| <ul style="list-style-type: none">• Thriving urban and rural economies with opportunities for all• Be a carbon neutral council by 2025 |
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Equality, Diversity and Inclusion

12. There are no direct implications for *Equality, Diversity and Inclusion*.

Human Resources

13. There are no direct implications for Human Resources.

Risk Management

14. There are no direct implications for Risk Management.

Rural Communities

15. There are direct positive effects from the Public Rights of Way network for rural communities, through connectivity, access to services, leisure and active travel.

Children and Young People including Cared for Children, care leavers and Children with special educational needs and disabilities (SEND)

16. There are no direct implications for Children and Young People

Public Health

17. There are direct positive effects on the health and wellbeing of Cheshire East residents and visitors from the Public Rights of Way network.

Climate Change

18. The Council has committed to becoming carbon neutral by 2025 and to encourage all businesses, residents and organisations in Cheshire East to reduce their carbon footprint.

19. The work of the Public Rights of Way team encourages a reduction in carbon emissions and increased environmental sustainability by reducing energy consumption and promoting healthy lifestyles through active travel.

Access to Information

Contact Officer:	Genni Butler, Acting Public Rights of Way Manager genni.butler@cheshireeast.gov.uk
Appendices:	N/A
Background Papers:	Cheshire East Council Constitution Chapter 2 – Part 4 Public Rights of Way Sub-Committee cheshire-east-council-constitution-chapter-2-december-2022.pdf (cheshireeast.gov.uk)