

Appendix 2

Legal Orders Team

SECTION 2: NATIONAL TARGET 1: “LEGALLY DEFINED”

Component Task		Source	Achievements 2014/15	Targets 2015/16
No	Measure of Success			
2.3	No backlog of legal events requiring orders to be made	WCA 81 S53(2) (a) & 53(3) (a)	<ul style="list-style-type: none"> Legal Event Modification Order made for all legal events in 2014/15 	<ul style="list-style-type: none"> Legal Event Modification Order to be made for all legal events in 2015/16 Schedule 5 Para 2 of CROW Act 2000, commenced April 2008, obviates need for separate legal event order where Definitive Map change cited. However, national debate about the technical aspects of this provision and advice to LAs is to continue making separate LEMOs for time being.
2.4	No backlog of applications to modify the Definitive Map	WCA 81 Sch 14	<ul style="list-style-type: none"> 1 Schedule 14 applications determined and a further 7 applications under active investigation during the year (see below). 23 applications remain in backlog (see below). The oldest of these dates to 2004. 	<ul style="list-style-type: none"> Target is to determine 6 cases.
2.6	No backlog of decided applications/other cases awaiting definitive map modification orders	CoAg	4 orders determined <ul style="list-style-type: none"> 3 DMMO order confirmed 1 DMMO order confirmed with modifications 0 appeals against refusal, awaiting decision 0 appeals against non-determination within 12mths 	<ul style="list-style-type: none"> Continue to make orders as soon as reasonably practicable. Contested DMMOs to be submitted to PINs. Directed applications/orders to be processed as required.

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No	Measure of Success			
2.7	The authority has considered the need to consolidate the Map and take any necessary action	WCA 81 S56	<ul style="list-style-type: none"> Preparation of digital map for consolidation complete. Work to consolidate statements begun. 	<ul style="list-style-type: none"> On hold due to lack of staff.
2.9	No other matter affecting the Definitive Map outstanding	CoAg	<ul style="list-style-type: none"> Electronic list of map anomalies was completed in 2008. 2 anomalies corrected during 2014/15. 	<ul style="list-style-type: none"> No progress can be made with rectifying anomalies without additional staff resources (in addition to PPO income generation post).

Summary of work from April 2014 to March 2015, backlog of work outstanding and forecasts for 2015/16

Area of work	Work completed/in progress April 2014 – March 2015	Backlog	Projected work 2015/2016
Planning application consultations	238	n/a	
Rights of Way searches	142	n/a	
Highways Act s31 deposits	1	n/a	
Temporary & Emergency Closures	52 (high proportion being 6 month closures and Secretary of State extensions)	n/a	
Gating Orders	0	n/a	0
Public Path Orders HA80	17 cases in progress	43 applications on waiting list	7 Orders to confirmation stage.
Local Government Act 2000 Dedications	3 Deed of Dedications completed	0 Deed of Dedication in progress	
Public Path Orders TCPA90	5 Orders confirmed, 5 cases in progress	n/a	10 cases likely to be dealt with.
Contested Orders referred to PINs	HA80 = 0 WCA81 = 0 TCPA90 = 0	Contested WCA81 case to be referred to PINs	
Definitive Map Modification Order Applications – schedule 14 applications	4 Orders confirmed, 7 in progress	23	2 Cases to be targeted.
Definitive Map “List B” issues	2		2 cases targeted
Definitive Map Anomalies (investigation/legal orders required)	2 completed	400+	2 without additional staff resources or additional budget to commission

			consultants
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