

HAMPSHIRE COUNTY COUNCIL

Officer Decision Record

Decision Maker:	Jonathan Woods
Title:	Shedfield Footpath No 11 – Diversion Order

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1. The decision:

- 1.1. That an Order to divert part of Shedfield Footpath No. 11, made under Section 119 Highways Act is made by Countryside Access Group Manager.

2. Reason(s) for the decision:

- 2.1. Officers consider that it is expedient to divert this footpath in the interests of the landowner. The proposed alignment of the diversion is not considered to be substantially less convenient to the public than the existing route.
- 2.2. The current footpath runs access arable field to a stile at the parish boundary.
- 2.3. The proposed route will be between field boundaries, along grass track 1.1 metres apart, widening to 2.5 metres apart after a distance of 5 metres, which is post and rail fenced on both sides. The proposed route is 50 metres south-easterly of the existing route (at the widest point) and will 179 metres long.

3. Other options considered and rejected:

- 3.1. Not applicable.

4. Conflicts of interest:

- 4.1. Conflict of interest declared by an Executive Member who is consulted by the officer which relates to the decision:
Not applicable.

5. Dispensation granted by the Head of Paid Service:

5.1 Not applicable.

6. Supporting information:

6.1. Appendix A – Consultees

6.2. Appendix B – Impact Assessment

6.3. Appendix C - Plan

**Approved by: Jonathan Woods Countryside Access
Group Manager**

Date:

23 April 2018

**On behalf of the Director of Culture, Communities
and Business Services**

Consultations with Other Bodies:

Winchester District Council

Winchester City are aware of this proposal and have made no comment.

Local Member – Roger Huxstep

Is aware of this proposal and has made no comment.

Shedfield Parish Council

Shedfield Parish Council is supportive of this proposal.

Area Countryside Access Manager

The Area Countryside Access Manager has been consulted on this proposal and has visited the site. He is in support of this diversion.

The Ramblers

The Ramblers have no objection to this application.

The Open Spaces Society

The Open Spaces Society will not object to this proposal.

IMPACT ASSESSMENTS:

1. Equality Duty

1.1. The County Council has a duty under Section 149 of the Equality Act 2010 ('the Act') to have due regard in the exercise of its functions to the need to:

- Eliminate discrimination, harassment and victimisation and any other conduct prohibited under the Act;
- Advance equality of opportunity between persons who share a relevant protected characteristic (age, disability, gender reassignment, pregnancy and maternity, race, religion or belief, gender and sexual orientation) and those who do not share it;
- Foster good relations between persons who share a relevant protected characteristic and persons who do not share it.

1) Due regard in this context involves having due regard in particular to:

- a) The need to remove or minimise disadvantages suffered by persons sharing a relevant characteristic connected to that characteristic;
- b) Take steps to meet the needs of persons sharing a relevant protected characteristic different from the needs of persons who do not share it;
- c) Encourage persons sharing a relevant protected characteristic to participate in public life or in any other activity which participation by such persons is disproportionately low.

1.2. Equalities Impact Assessment:

In determining this application, the County Council is exercising its functions as the highway authority and as such must give due consideration to the statutory tests set out in s119 Highways Act 1980. These statutory tests have to be considered in conjunction with the over-arching duty of s149 Equalities Act. The proposed route is no more or less convenient than the existing route.

2. Impact on Crime and Disorder:

2.1. It is unlikely that this proposal will have any impact on reported crime in this area.

3. Climate Change:

a) **How does what is being proposed impact on our carbon footprint / energy consumption?**

No impact identified.

b) Environmental: The proposed change will have a more open aspect which some users would see as an improvement.