

HAMPSHIRE COUNTY COUNCIL

Officer Decision Record

Decision Maker	Jonathan Woods – Countryside Access Group Manager
Title	Hyde Footpath 746 - Extinguishment Order Under Section 118 of the Highways Act 1980
Reference	CR/1007

Tel: 01962 845326

Email: Jennifer.holden-warren@hants.gov.uk

1. The decision:

1.1 That the Countryside Access Group Manager approve the making of an Order under Section 118 of the Highways Act 1980 to extinguish Hyde Footpath 746 on the basis that it is no longer needed for public use.

2. Reason(s) for the decision:

2.1 An application for a Definitive Map Modification Order to delete Hyde Footpath 746 was determined in May 2019. The application was refused, as there was insufficient evidence that an error was made at the time that the first Definitive Map was produced. However, officers consider that it is expedient to extinguish Footpath 746 in the interest of the landowner. The route does not appear to be needed for public use: there is no indication that the footpath has been used by members of the public within living memory. Additionally, the entrance to the cul-de-sac route has been, and is currently, obstructed by a well-established hedge.

2.2 A consultation about the extinguishment of the route was undertaken with various user groups, New Forest District Council and Hyde Parish Council. No objections were received.

3. Other options considered and rejected:

N/A

4. Conflicts of interest:

None.

5. Dispensation granted by the Head of Paid Service:

N/A

6. Supporting information:

Location Map

Approved by:

Date:

9th July 2019

Jonathan Woods – Countryside Access Group Leader

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

CORPORATE OR LEGAL INFORMATION:

Links to the Corporate Strategy

Hampshire safer and more secure for all:	yes/no
Corporate Improvement plan link number (if appropriate):	
Maximising well-being:	yes/no
Corporate Improvement plan link number (if appropriate):	
Enhancing our quality of place:	yes/no
Corporate Improvement plan link number (if appropriate):	
OR	
This proposal does not link to the Corporate Strategy but, nevertheless, requires a decision because: the County Council, in its capacity as ‘surveying authority’, has a legal duty to determine applications for Definitive Map Modification Orders made under s.53 Wildlife and Countryside Act 1981.	

Section 100 D - Local Government Act 1972 - background documents

The following documents discuss facts or matters on which this report, or an important part of it, is based and have been relied upon to a material extent in the preparation of this report. (NB: the list excludes published works and any documents which disclose exempt or confidential information as defined in the Act.)

Document

Claim Reference: CR/1007

Location

Countryside Access Team
Castle Avenue
Winchester
SO23 8UL

IMPACT ASSESSMENTS:

1 Equalities Impact Assessment: N/A

2. Impact on Crime and Disorder: N/A

3. Climate Change:

How does what is being proposed impact on our carbon footprint / energy consumption? N/A

How does what is being proposed consider the need to adapt to climate change, and be resilient to its longer term impacts? N/A

This report does not require impact assessment but, nevertheless, requires a decision because the County Council, in its capacity as the 'surveying authority', has a legal duty to determine applications for Definitive Map Modification Orders made under s.53 Wildlife and Countryside Act 1981.