

**HAMPSHIRE COUNTY COUNCIL  
Officer Decision Record**

<b>Decision Maker:</b>	Jonathan Woods
<b>Title:</b>	Mapledurwell and Up Nately Bridleway 13 – Diversion Order

**Tel:** 01962 847096

**Email:** tara.pothecary@hants.gov.uk

**1. The decision:**

1.1 That an Order is made under Section 119 of the Highways Act 1980, to divert part of Mapledurwell and Up Nately Bridleway 13.

**2. Reason(s) for the decision:**

2.1 The definitive route crosses through the curtilage of the property, between the house and the yard which is currently used to park large farm vehicles and cars.

2.2 The applicant has applied for this diversion to relocate the path to the edge of the field which then avoids this area. This will not only benefit the landowner by allowing them to utilise this area of land to a greater potential, without the worry of conflict with users, but also, the user may prefer the alternative route as it will be traffic free and have enhanced views over the open countryside.

**3. Background**

3.1 The definitive line of Mapledurwell and Up Nately Bridleway No.13 commences east of Hungry Lodge and proceeds south-eastward, then south-westward to a junction with Mapledurwell and Up Nately BOAT 22.

3.2 The proposed route will run on a 6 metre wide grass path, commencing east of Hungry Lodge, proceeding south-easterly along a field edge, continuing south-westerly to a junction with Down Lane (Mapledurwell and Up Nately BOAT 22).

**4. Other options considered and rejected:** Not applicable.

**5. Conflicts of interest:** Not applicable.

**6. Dispensation granted by the Head of Paid Service:** Not applicable.

**7. Supporting information:** None

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

**Date:**

-----

**20 August 2019**

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

**Consultations with Other Bodies:**

Basingstoke and Deane Borough Council

Basingstoke and Deane Borough Council have been consulted on this proposal but made no comment.

Local Member – Councillor Still

Councillor Still was consulted on this proposal but made no comment.

Mapledurwell and Up Nately Parish Council

Mapledurwell and Up Nately Parish Council were consulted on this proposal and have no objections.

Area Countryside Access Manager

The Area Countryside Access Manager is supportive of this proposal.

The Ramblers

The Ramblers do not oppose this diversion, they do expect the new route to be kept clear of vegetation.

The Open Spaces Society

The Open Spaces Society has stated that the OSS would raise no objection.

The British Horse Society

The BHS have no objection to the diversion on condition that a suitable surface is maintained.

Cycling UK

Cycling UK have been consulted on this diversion but made no comment.

## 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:

No impact identified.