

MINUTES OF A MEETING OF THE RIGHTS OF WAY PANEL HELD IN THE  
COMMITTEE ROOM 1/2, CIVIC OFFICES, ANGEL STREET, BRIDGEND ON  
TUESDAY, 1 APRIL 2008 AT 10.00AM

Present: -

Councillor R M Granville - Chairperson

Councillors

K S Hunt  
C J James

Councillors

G C Lewis  
K Watkins

Observers:

Mr L Meachin - Footpath Secretary  
Mr G J Wheeler - British Horse Society

Officers:

Mr C D Lewis - Public Rights of Way Officer  
Miss J Dessent - Solicitor  
Mr A Rees - Senior Cabinet and Committee Officer

63 APOLOGIES FOR ABSENCE

Apologies were received from the following Members

Councillor C E Hughes - Holiday

64 DECLARATIONS OF INTEREST

None.

65 MINUTES OF THE PREVIOUS MEETING

RESOLVED: That the minutes of the meeting of the Rights of Way Panel held on 10 March 2008, be received as a true and accurate record.

66 PROPOSED DIVERSION OF FOOTPATHS NOS. 11 AND 16, COMMUNITY OF NEWCASTLE HIGHER

The Executive Director - Environment submitted a report requesting authorisation for the making of an Order which sought to divert Footpaths 11 and 16, Newcastle Higher which was deferred at the meeting of the Panel on the 10 March 2008 in order for Officers to investigate whether there are sufficient powers available to the Panel to implement any conditions regarding the provision of a "Mosquito" device or CCTV camera within the underpass east of Point D marked on the plan appended to the report.

The Public Rights of Way Officer informed the Panel of the concerns on the grounds of security which had been raised by South Wales Police in relation to the use of the underpass on Footpath 16. He also advised the Panel on the comments which had been made by the Assistant Director - Transportation and

Engineering. He reported that the provision of a "Mosquito" device was not advisable for the Authority to promote at the present time. South Wales Police had also advised that they would not promote the product. It was considered that CCTV would be a far more feasible option in this instance.

He reported that the housing developer had offered the sum of £1000 to be earmarked for the inclusion of a CCTV camera and the developer of the proposed retail development and medical centre had offered to pay the sum of £6000 to provide similar measures at the underpass.

- RESOLVED:
- (1) That authorisation be given for the Director of Legal and Democratic Services to make the necessary Order(s) to seek to divert Footpaths 11 and 16, Community of Newcastle Higher as shown in the Appendix to the report.
  - (2) That the Order(s) be confirmed provided no objections or representations are made within the prescribed period, or if any so made are withdrawn.
  - (3) That the Director of Legal and Democratic Services be authorised to forward the Order(s) to the Welsh Assembly Government for determination, if any objections received, not be withdrawn.
  - (4) That the Order(s) excludes any Section of the diversion, which utilises highways which are maintainable by Bridgend County Borough Council, as public rights already exist over them.
  - (5) That should the batter of the southern bank of the drainage ditch adjacent and north of the proposed diversion of Footpath 11 at the south east part of the site be steeper than the 1 in 4 gradient currently anticipated by the developer, the requirement for a metal handrail be reassessed in the interest of safety. A metal handrail is currently not required.
  - (6) That should it be ascertained that there is no objection to the diversion of Footpath 11 north westwards over the centre of the public open space south of Point E on Appendix A, the Diversion Order incorporate this route as opposed to the route over the southern and western sides of the open space referred to.
  - (7) That the developer of the housing site, Llanmoor Development Company Limited, be required to pay £1000 which he has offered to provide and that this be a requirement of the Order and be used to improve the lighting in the area of the underpass or for other security measures.
  - (8) That should the Council be disposed towards granting planning consent for the retail development and medical centre on land to the west of the underpass the requirement for the applicant to pay the sum of £6000

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which the developer, Tondu IV Limited, had offered included in a Section 106 Agreement which would be concluded before planning consent is granted. The sum referred to be used to improve the lighting in the area of the underpass or for other security measures.

The meeting closed at 10.26am.