

AT A MEETING of the REGULATORY COMMITTEE of HAMPSHIRE COUNTY COUNCIL
held in The Council Chamber at Castle Hill, The Castle, Winchester on
Wednesday 16 November 2016

PRESENT:

Chairman:
p Councillor R.C. McIntosh

Vice-Chairman:
p Councillor P Latham

Councillors:

p C Carter	p K House
p C Choudhary	p R Huxstep
p M Cooper	p R Price
p C Connor	p T Rolt
p J Grajewski	p D Simpson
p C Greenwood	p J Wall
p M Harvey	a S Wheale

Notices posted at the meeting advised that the press and members of the public were permitted to film and broadcast the meeting. Those remaining at the meeting were consenting to being filmed and recorded, and to the possible use of those images and recording for broadcasting purposes.

***The order of the agenda at this meeting was as follows:
Items 1-5, 8, 6, 7***

300. APOLOGIES FOR ABSENCE

Apologies for absence were received from Councillor Wheale.

301. DISCLOSURES OF INTEREST

Members were mindful that where they believed they had a Disclosable Pecuniary Interest in any matter considered at the meeting they must declare that interest at the time of the relevant debate and, having regard to the circumstances described in Part 3 Paragraph 1.5 of the County Council's Members' Code of Conduct, leave the meeting while the matter was discussed, save for exercising any right to speak in accordance with Paragraph 1.6 of the Code. Furthermore Members were mindful that where they believed they had a Non-Pecuniary Interest in a matter being considered at the meeting they considered whether such interest should be declared, and having regard to Part 5, Paragraph 2 of the Code, considered whether it was appropriate to leave the meeting whilst the matter was discussed, save for exercising any right to speak in accordance with the Code.

At this point in the meeting, Cllr Grajewski declared being on the Advisory Committee for Sir Harold Hillier Gardens and Cllr Rolt declared that the footpath in item 7 was in

his division, but it was confirmed by Legal that this did not effect their ability to take part in the meeting.

302. MINUTES

On page 3, under Item 297, it was confirmed that “polar-voltaic” should read “photo-voltaic”.

The Minutes of the meeting held on 21 September 2016 were then agreed as a correct record and signed by the Chairman.

303. CHAIRMAN’S ANNOUNCEMENTS

There were no Chairman’s Announcements.

304. DEPUTATIONS

The Committee was advised that two deputations had been received for the meeting. The deputation process for the meeting was explained by the Chairman.

305. APPLICATION FOR A PUBLIC PATH DIVERSION ORDER FOR BISHOPS WALTHAM FOOTPATH NO.10

The Committee received a report from the Director of Culture, Communities and Business Services (Item 6 in the Minute Book) regarding an application for a Public Path Diversion order for Bishops Waltham footpath No.10.

The diversion had been proposed in the interest of security and privacy of a nearby property. Committee was shown a plan that clearly depicted the current route alongside the proposed route.

The eight steps at either end of the path would remain, but the stile would be replaced by a gate. During questions of the officer it was enquired as to whether the path could be made more accessible, but it was confirmed that the steep slope of the land and path alignment made this very difficult.

RESOLVED:

a) That an Order should be made under section 119 of the Highways Act 1980 to divert Bishops Waltham Footpath No.10, as shown on the accompanying plan.

Voting:

Favour: 15 (unanimous)

306. APPLICATION FOR A DEFINITIVE MAP MODIFICATION ORDER TO RECORD A PUBLIC FOOTPATH BETWEEN BACK LANE AND THE HIGH STREET, VERNHAM DEAN, PARISH OF VERNHAMS DEAN

The Committee received a report from the Director of Culture, Communities and Business Services (Item 7 in the Minute Book), regarding a Map Modification Order in Vernhams Dean.

Members were shown photos of the path and also a plan depicting the proposed route. It was confirmed that Section 31 and Common Law tests had been met, with

uninterrupted use being evidenced for at least 20 years. No comments or objections had been received regarding the application.

RESOLVED:

A Definitive Map Modification Order should be made to record a public footpath varying between 3 and 4.5 metres in width, as shown between A-B on the Committee Plan.

Voting:

Favour: 14

Against: 0

Abstentions: 1

307. APPLICATION FOR A PUBLIC PATH DIVERSION ORDER TO DIVERT BRAISHFIELD FOOTPATH 712

The Committee received a report from the Director of Culture, Communities and Business Services (Item 8 in the Minute Book), regarding a Public Path Diversion Order for Braishfield footpath 712

Committee was shown a plan of the existing route and it was noted that the termination points of the path would not be affected. Various photos of the existing route were shown and it was confirmed that Crookhill Farm had suffered from antisocial behaviour and theft and there were currently no restrictions to the public in access to that area. There would be no adverse affect on public enjoyment should the diversion be approved.

The Committee received two deputations on this item. Wolfgang Bopp, the Director of Sir Harold Hillier Gardens told Committee about the damage and losses that had been suffered, including the theft of plants and machinery. As well as this, there were also concerns over public safety as there were regular deliveries and vehicle movements in the area that the path cut through. The proposed route was set back from the road and would connect Romsey and Braishfield and it was thought to benefit all. Councillor John Bevan told Members how a footpath out of Braishfield had been awaited for a long time and the proposed route was a lot safer for children as current areas of the path got very dark. The path was particularly important following the development of Abbots Wood, which had increased pedestrian traffic in the area.

RESOLVED

a) That an Order is made under Section 119 of the Highways Act 1980 to divert Braishfield Footpath 712, as shown on the accompanying plan.

Voting:

Favour: 15 (unanimous)

Councillor R McIntosh
Chairman
Wednesday 14 December 2016