

CAERPHILLY COUNTY BOROUGH COUNCIL

RIGHTS OF WAY COMMITTEE

MINUTES OF THE MEETING HELD ON SITE AT 11.00 A.M. AND RECONVENED AT WOODFIELD SIDE BUSINESS CENTRE ON 27TH JUNE 2000 AT 12.00 NOON

PRESENT:

Councillor D. Bolter - Chairman
Councillor M. Lloyd - Vice-Chairman

Councillors:

J. Bevan, S. Jenkins, K. Lloyd.

By invitation:

Councillors J.O. Evans and A.J. Pritchard

Together with:

J. Cooper (Transportation Planning Manager), A. Sander (Senior Assistant Engineer), G. Gordon (Senior Assistant Solicitor), S.M. Kauczok (Committee Services Officer).

APOLOGIES

An apology for absence was received from Councillor I.G. Franklin.

267 PUBLIC FOOTPATH NO 73A IN THE COMMUNITY OF MYNYDDISLWYN - PROVISION OF GATE ACROSS RIGHT OF WAY

The site visit was convened in accordance with minute no. 176 to further consider whether the lock on the gate situated at the commencement of Footpath no. 73A in the community of Mynyddislwyn should remain or be removed.

The report had been prepared following an incident where a young person had fallen on an adjacent right of way. The injuries sustained necessitated the attendance of an ambulance which encountered difficulties in accessing the site from this point as the gate was locked.

Members and officers walked the length of the route in a northerly direction as far as the base of the '100 steps' where the accident had taken place.

Councillor J. Bevan asked that it be recorded that he saw no reason to walk the footpath as he felt that it bore no relevance to the issue being discussed and would delay determination of the matter.

Councillor A. J. Pritchard indicated that he was opposed to the gate being locked and referred to the incident at the steps and the difficulties which had been experienced by the Emergency Services in accessing the site.

Reference was made to the erosion of the left embankment at certain points along the footpath. Although this was the responsibility of the NRA the Council could take action if the erosion

progressed and there was a possibility of danger to public safety. A recharge for any such work might be appropriate.

Following the site visit the meeting reconvened at the Woodfieldside Business Centre at 12 noon.

EXEMPT MATTERS

RESOLVED that in accordance with Section 100(A)(4) of the Local Government Act 1972, the public be excluded from the remainder of the meeting because of the disclosure of exempt information under paragraphs 7 & 12 of Part 1 of Schedule 12A of the Local Government Act 1972.

At this stage those present who were not members of the Committee were requested to leave the meeting whilst the Committee was made aware of certain legal aspects and possible financial implications in relation to this case.

Following receipt of the officers' advice it was concluded that the views of the landowners i.e. Hal Moggridge Estates on whether the lock should remain or be removed from the gate should be formally sought before a decision was taken.

The meeting adjourned at 12.25 p.m.

CHAIRMAN