



RIGHTS OF WAY CABINET COMMITTEE – 14TH JULY 2009

SUBJECT: DIVERSION OF FOOTPATH NO.188 IN THE COMMUNITY OF BEDWELLY AND FOOTPATH NO.114 IN THE COMMUNITY OF GELLIGAER

REPORT BY: DIRECTOR OF THE ENVIRONMENT

1. PURPOSE OF REPORT

- 1.1 Seek approval for a diversion in respect of two rights of way affected by the construction of the Bargoed Bypass

2. SUMMARY

- 2.1 To advise Members of the requirement to divert two rights of way in the former communities of Bedwellty and Gelligaer, now in the community of Bargoed

3. LINKS TO STRATEGY

- 3.1 Environmental improvements, sustainable development
3.2 The Authority has a duty to maintain the Definitive Map and Statement

4. THE REPORT

- 4.1 An internal application has been received seeking the diversion of footpath No.188 in the community of Bedwellty and footpath No.114 in the community of Gelligaer as a result of the construction of the Bargoed Bypass.
- 4.2 For identification purposes the location of the path is shown within the bold black circle on the plan attached as Document No.1
- 4.3 Footpath No.188 Bedwellty is a registered right of way recorded on the definitive map and statement prepared by Monmouthshire County Council with a relevant date of 1st July 1952. Footpath No.114 Gelligaer is a registered right of way recorded on the definitive map and statement prepared by Mid Glamorgan County Council with a relevant date of 1st January 1971.
- 4.4 The two paths are described in their respective definitive statements as;

Footpath 114 Gelligaer Urban District

Length 1207 Width 0.96

Leaves the highway at Junction Hotel, Bargoed, and leads south down concrete steps to the Bargoed Colliery pithead baths. At the south end of this building the path crosses the colliery by a footbridge, to the U.D. boundary (A branch path continues south from the pithead baths, alongside the railway (Brecon-Newport) and skirting the colliery, which passes under the

railway to terminate on Angel Lane.

Footpath 188 Bedwellty Urban District

Length Width

Commences at Commercial Street, Aberbargoed and proceeds west by tarmac road descending to pass north of Duffryn Street, passes through two gates to pass north of N.C.B offices. Meets flight of concrete steps and descends to Bridge crossing railway. Crosses bridge to flight of steps descending to Pit Yard. Notice at foot of steps "Beware of Motor Vehicles" Passes between two buildings and turns S.W. across yard to pass south of pit shaft to flight of steps. Notice here "Visitors are not allowed on the surface of this colliery without consent of the Manager". Ascends steps to bridge crossing river and sidings and so to Bargoed.

- 4.5 Both paths have been the subject of previous diversion orders and their current legal lines are indicated on Document No.2 by bold black lines. Footpath No.188 Bedwellty, is shown between points A-B and C-J. Footpath No.114 Gelligaer is indicated between points J-D and E-D-N-F.
- 4.6 More detailed layout of the proposals is indicated on Document No.3 The proposed diversion are indicated by a bold black dashed lines between points A-G, H-B, C-I-J-K-L, and M-N-F.
- 4.7 The Authority has undertaken a pre-order consultation exercise with Local Members, community council, user groups and public utility companies and no objections have been received.

5. FINANCIAL IMPLICATIONS

- 5.1 The cost for the making of the order making process will be borne by the Bargoed Bypass scheme

6. PERSONNEL IMPLICATIONS

- 6.1 None

7. CONSULTATIONS

- 7.1 Cabinet Member for Highways and Transportation, County Borough Councillor Gough
- 7.2 Mr Pat Mears, County Planning Officer
- 7.3 Mr Phil Jayne, Countryside and Landscape Manager
- 7.4 Head of Legal Services, Mr. Dan Perkins

8. RECOMMENDATIONS

- 8.1 That a diversion order be processed under Section 119 of the Highways Act 1980 in accordance with the following descriptions;

Description of Existing Paths or Ways

That part of footpath No.188 in the community of Bedwellty commencing on the northern side of Cwrt-Coch, Aberbargoed at a point approximately 35 metres west of the centre of the property known as No.1 West View Villas and proceeding in a westerly and north westerly

directions to a point approximately 86 metres north west of the said property a distance of 87 metres or thereabouts and shown on plan by a bold black line between points A-B

That part of footpath No.188 in the community of Bedwellty commencing at a point approximately 116 metres west north west of the centre of the property known as No.1 West View Villas and proceeding in a southerly and westerly directions to its termination on the former parish boundary at a point approximately 185 metres west of the said property a distance of 97 metres or thereabouts and shown on plan by a bold black line between points C-P

That part of footpath No.114 Gelligaer commencing on the former parish boundary at a point approximately 185 metres west of the centre of the property known as No.1 West View Villas and proceeding in a westerly direction to its termination at a point approximately 315 metres west of the said property a total distance of 87 metres or thereabouts and shown on plan between points P-D

That part of footpath No.114 Gelligaer commencing on Station Road, Bargoed at a point approximately 33 metres south east of the centre of the Bargoed Railway Station and proceeding in a south easterly and southerly directions parallel to the railway line to its termination at a point approximately 170 metres west of the property known as No.7A East View Terrace, Bargoed a total distance of 991 metres or thereabouts and shown on plan by a bold black line between points E-L-D-N-F.

Description of New Paths or Ways

A new path to a width of 1.4 metres commencing on Cwrt-Coch, Aberbargoed at a point approximately 35 metres north of the centre of the property known as No.1 West View Villas and proceeding in a northerly direction crossing a culvert by bridge then continuing in a west north westerly direction to the eastern side of the new road. Continuing on the western side of the new road to its termination on footpath No.54 Bedwellty at a point approximately 86 metres west of the said property a total distance of 30 metres or thereabouts and shown on plan by a bold dashed line between points A-G

A new path to a width of 1.8 metres commencing at a point on footpath No.54 Bedwellty at a point approximately 105 metres west of the property known as No.1 West View Villas and proceeding in a southerly and north westerly directions to its termination on footpath No.188 Bedwellty at a point approximately 120 metres west of the said property a total distance of 53 metres or thereabouts and shown on plan by a bold dashed line between points H-B

A new path to a width of 1.8 metres commencing at a point approximately 116 metres west north west of the centre of the property known as No.1 West View Villas and proceeding in a north westerly, southerly, north north westerly, crossing the Rhymney River in a west south westerly direction before continuing in a southerly, northwesterly and west south westerly directions to its termination on the new road at a point approximately 70 metres south east of the centre of the Bargoed Railway Station a total distance of 540 metres or thereabouts and shown on plan by a bold dashed line between points C-R-J-K-L-S-T

A new path to a width of 1.8 metres commencing at a point approximately 170 metres west of the property known as No.7A East View Terrace, Bargoed and proceeding in a north westerly and general northerly direction to the southern limit of the new link road leading to Cardiff Road, continuing on the other side of the new link road and proceeding in a general curved northerly and north north westerly and westerly directions to its termination on the new bus depot access road at a point approximately 155 metres south east of the Bargoed Railway Station a total distance of 832 metres or thereabouts and shown on plan by a dashed line between points F-N-M

9. REASONS FOR THE RECOMMENDATIONS

9.1 In the interests of the public

10. STATUTORY POWER

10.1 Highways Act 1980 – Section 119 Diversion of Footpaths and Bridleways. This is an Executive function delegated to this committee for determination.

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Mr John Dilworth, Clerk to Bargoed Town Council, "The Settlement", 35 Cardiff Road, Bargoed, Mid Glamorgan CF81 3NZ
Auto Cycle Union, Wood Street, Rugby Warwickshire, CV21 2XY
Countryside Council for Wales Unit 4, Castleton Court, Fortan Road, St. Mellons, Cardiff CF3 0LT
Open Spaces Society, 25A Bell Street, Henley-on Thames, Oxon RG9 2BA
The Ramblers Association, 2nd Floor, Camelford House, 87-90 Albert Embankment, LONDON SE1 7TW
Royal Mail Property Holdings West, Estates Surveying Division, Archway House, 77 Ty Glas Avenue, Llanishen, Cardiff CF4 5YG
Wales & West Utilities, Malago House, Bedminster Road, Bedminster, Bristol BS99 5RS
Western Power Distribution, Map Response Team, Mapping Centre, Lamby Way, Rumney, Cardiff CF3 2EQ
Incoming Notice Reception (South Wales), P.P.404B Telecom House, Trinity House, Hanley ST1 5ND
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Miss T.K. Styles, Secretary to British Driving Society, 83 New Road, Helmingham, Stowmarket IP14 6EA
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Mrs. S.L. Davy, Secretary to the Byways and Bridleways Trust, P.O. Box 117 Newcastle upon Tyne, NE3 5YT
Mr. R.S. Pruddah, Representative of Cyclists Touring Club, 19 Bernard Street, Cwmcarn.
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County Borough Councillor D. Carter, 49 John Street, Bargoed, CF81 8PH
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County Borough Councillor Mrs D. Price, 4 Usk Road, Bargoed, CF81 8RJ

Background Papers: ETP/ROW/FP188 Bedwellty held at Ty Pontllanfraith

List of Documents

Location Plan
Copy of Definitive map
Plan showing proposals