

LIST OF CONSULTEES

List of Consultants are appended to the report.

Draft report sent to the following for comments:-

Mr Pat Mears, County Planning Officer
Mr Norman Liversuch, Countryside and Landscape Manager
Head of Legal Services, Mr. Dan Perkins

Mrs. P. Lapsa, Applicant
Peter Gilbert, Gelligaer Rambling Association
Maggie Thomas, Open Spaces, 15 Carlton Terrace, Crosskeys, NP11 7BU
Mr. A. Hoskins, Clerk , Nelson Community Council, Ty'r Ffynnon, 40 High Street, Nelson, Treharris.
CF46 6EU
Countryside Council for Wales Unit 4, Castleton Court, Fortan Road, St.Mellons, Cardiff CF3 0LT
Open Spaces Society, Open Spaces Society, Ms M.Thomas, 15 Carlton Terrace, Crosskeys,
Gwent NP11 7BU
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, Wales & West Utilities House, Spooner Close, Celtic Springs,
Coedkernew, Newport NP10 8FZ
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
Dwr Cymru Welsh Water, Legal Dept, Pentwyn Road, Nelson, Treharris CF47
6LY.
Councillor Mrs. Anne Blackman
Councillor Mrs. Marlene Tucker

Replies to Consultation

Following completion of the report the Authority consulted with all interested parties detailed in paragraph 7 of the main report on the 11th October, 2011 seeking views on the accuracy of report contents and requested replies by the 28th October, 2011.

Four replies were received within the stipulated time period, these were received from:-

Mrs. P. Lapsa, Applicant Document No. 12
Ms. M. Thomas, Open Spaces Society, Document No. 13
Councillor A. Blackman, Document No. 14
Councillor M. Tucker, Document No. 15

Nelson Community Council were given extra time to respond due to the frequency of their meetings (Document No. 16)

Openreach BT – letter dated 28th October, 2011 (Document No. 17)

A copy of the draft report was forwarded to the applicant and interested parties for their comments.

Mrs. Pat Lapsa – letter dated 12th October, 2011. (Document No. 12)

Mrs. Lapsa confirmed that she is now nearly 80 years of age and has used the path from the Crown field most of her life as did her parents before her.

Open Spaces Society – letter dated 19th October, 2011. (Document No.13)

The Open Spaces Society fully supports the application to add the footpath, Dynevor Terrace to Heol Fawr in Nelson to the Definitive Map.

Councillor A. Blackman – e-mail dated 22nd October, 2011. (Document No. 14)

Councillor Blackman queries whether the users of the path still feel the same about the route and asks if the residents in the new housing development who back on to the path had been consulted. She does not consider the route as suitable to be used as a public right of way. She also would not wish the route to be claimed as a rear lane as it could then be used as a short cut by motorists to bypass the village centre.

Councillor Mrs. M. Tucker – e-mail dated 24th October, 2011. (Document No. 15)

Councillor Tucker confirms that she knows the path and has used it herself many times since she moved to Nelson in 1995. She agrees that the path be added to the Definitive Map.

Nelson Community Council – e-mail dated 16th November, 2011. (Document No. 16)

The Council resolved to support the application to register the footpath from Dynevor Terrace to Heol Fawr.

Openreach BT – letter dated 28th October, 2011 (Document No. 17)

Openreach have no objections to the modification as their apparatus will not be affected.

With reference to the comments made by Councillor Blackman it should be noted that the application has been dealt with as prescribed by the Wildlife and Countryside Act 1981 and there is therefore no requirement to advise the users as mentioned in point 1 of the e-mail.

There is no requirement to write to the residents of the new housing development as their comments cannot have any influence on the decision reached by the Committee who have to decide on the balance of probability whether a path exists or not.