

**Application to be determined – 201805 Skelton – Village Hall to Moorlands Road
DMMO application to record as public bridleway A-B on the map below**

Evidence supporting the application	Evidence refuting the application
The application route appears on all the Ordnance Survey maps available to the council (1854 onwards)	
Skelton Inclosure Act 1806	
Skelton Inclosure Award and Map 1807 award the route as a foot road to Wigginton	
1809 Skelton diversion diverted the western end of the route from what was shown on the inclosure map to the alignment shown below	
DMO Comment on the evidence as a whole	
The application route was awarded as a public foot road by the 1807 inclosure award. No evidence has been supplied that shows it has ever been formally stopped up. As such it still exists as a pedestrian highway and should be recorded on the definitive map. The diversion carried out 2 years later confirms that the route was viewed as a public highway that required a formal process to move.	
Consultation responses	
Both the parish council and the Ramblers support the application. One of the affected land owners has indicated that he will object but is not making representations until CYC has decided whether to make an order.	

Have the relevant parish councils been consulted? (delete as appropriate)	Yes
Does the current evidence meet the statutory test for making the order? (delete as appropriate)	Yes
Will the order route be the same as the application route? (Attach a map showing the proposed order route) (delete as appropriate)	Yes
What status will the route have? (delete as appropriate)	Footpath
Officer recommended determination- (delete as appropriate)	Make the order

Officer recommended stance towards confirmation- (delete as appropriate)	Support confirmation
---	-----------------------------


Implications					
Crime & Disorder		Equalities		Other	
Human Resources		Legal		Highways	✓
Financial		ICT		Property	

Affected Wards					
All wards		Acomb		Bishopthorpe	
Clifton		Copmanthorpe		Dringhouses & Woodthorpe	
Fishergate		Fulford & Heslington		Guildhall	
Haxby & Wigginton		Heworth		Heworth Without	
Holgate		Hull Road		Huntington & New Earswick	
Micklegate		Osbalwick & Derwent		Rawcliffe & Clifton Without	
Rural West York	✓	Strensall		Westfield	
Wheldrake					

Rural West York Ward Councillor Comments	
Cllr.	James Barker
No comments received at this stage but Ward Councillors will have a further opportunity to comment during the statutory 6 week consultation period that follows the making of an order.	
Cllr.	Anne Hook
Cllr Hook sought clarification about the process and the area affected by the application.	

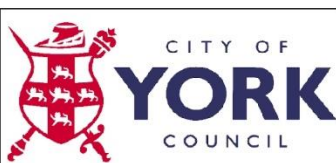
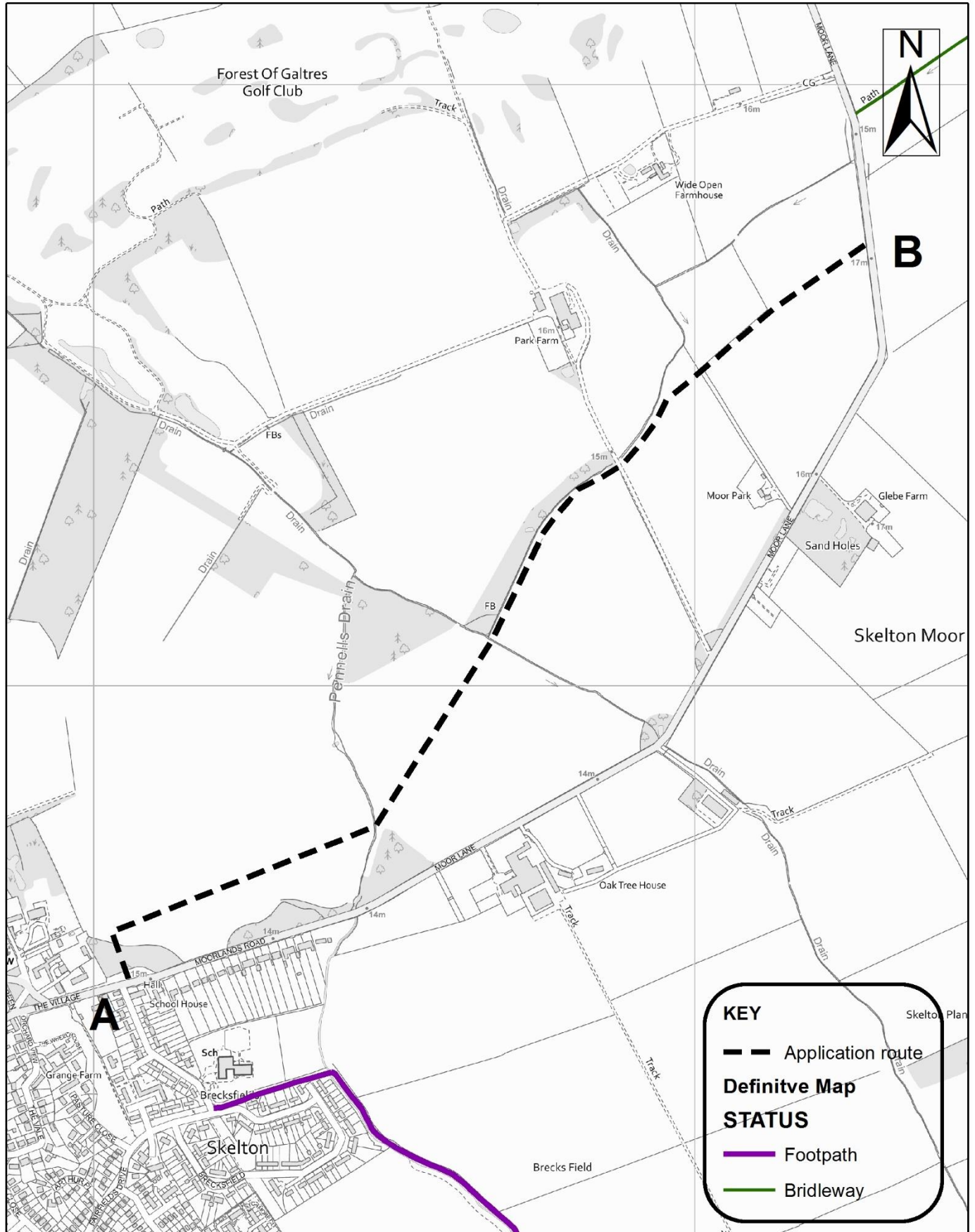
Executive Member for Transport Comments	
Cllr.	A. D'Agorne
Having considered the available evidence and the comments of ward councillors I am happy to support the making of the order.	

Senior Officer Comments	
James Gilchrist	Assistant Director
Having considered the available evidence and the comments of the Executive Member for Transport I am happy for the order to be made, moving the process on to the next stage.	

Senior Officer Decision		Make the order	
Decision Date:		17 December 2019	
Decision made by:	James Gilchrist, Assistant Director Transport Highways and Environment		
Contact details:	01904 551550 rightsofway@york.gov.uk		
On behalf of:	Neil Ferris, Corporate Director of Economy and Place		
To be implemented by:	Russell Varley, Definitive Map Officer		
On completion- signed off by:		Date:	17.12.19
			
James Gilchrist			
Assistant Director Transport, Highways and Environment			

Officer responsible for the report:

Name:	Russell Varley	Telephone No.	01904 553691
Position:	Definitive Map Officer	e-mail	russell.varley@york.gov.uk
Team:	Transport Service		



West Offices, Station Rise, York,
YO1 6GA
Telephone: 01904 551550

201805 Skelton - Village Hall to Moorlands Road

Scale 1:8,787

Drawn By:RJV

Date:10/12/19

Public Rights of Way

Reference:

Drawing No.

Contains Ordnance Survey data © Crown copyright and database right 2019