

STRATEGIC PLANNING & PLACE BUILDING CONTRACT DIRECTIVE

DATE: February 2015

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REFERENCE

IDENTIFICATION OF PUBLIC RIGHTS OF WAY ON DOCUMENTS

The following statement has been prepared by the Chief Monitoring Officer and must be followed:

"Where public rights of way affect or are affected by any proposals which come within the list given below, any plan showing those proposals should also show the rights of way. The following list has been drawn up following consultation between the various interested departments of the County Council. It is essential that rights of way be shown in all of the circumstances listed below since the County Council, as the Highway Authority having a duty to protect all highways (including rights of way), often have to take action against others and so should be seen to act consistently.

1. Plans displayed at Committee
2. Planning permissions for County Council development
 - a) Full applications for permission
 - b) Regulations 4 and 5 consultations

The marking of rights of way on the plan should be the responsibility of the department initiating the application or consultation

3. Site plans. These are submitted on applications for detailed planning consents and building regulations approval, and may come before the Service Committee.
4. Disposal of land
5. Formal and Informal Local Plans. (Public rights of way are of importance in the formulation of such plans, eg Arun Valley and Climping Coast Plan.)
6. Recreation and conservation proposals. County Council proposals in this category are usually initiated by The Director for Environment and Development through the Cabinet Member for Strategic Planning and Environment
7. Planning briefs
8. Road construction or improvement schemes
9. Traffic management proposals
10. Highways Act 1980 , Section 38 drawings
11. Waste disposal projects

NOTE:

THIS DIRECTIVE IS APPLICABLE TO THE MAJORITY OF SCHEMES BUT IT WILL NOT NECESSARILY BE APPROPRIATE TO ALL WORKS AND THEREFORE ON EACH SCHEME IT WILL BE NECESSARY TO CHECK THE SPECIFIC REQUIREMENTS.

REFERENCE

NB – The Definitive Map of Public Rights of Way, which is the conclusive legal record of public bridleways, public footpaths, byways open to all traffic and roads used as public paths, is kept in the Legal Services Unit of the Business Services. Rights of way information and non-definitive maps are also available on the County Council's web site, but for certainty, it is recommended that the Definitive Map be consulted ”

CONCLUSION