

**Peak District Local Access Forum  
Green Lanes Sub-group  
Aldern House  
14 November 2013**

**Attendees:**

John Thompson (Chair), Henry Folkard, Charlotte Gilbert, Sue Weatherley, James Kellie, Richard Entwistle, Clare Griffin  
Mike Rhodes, Sue Smith, Gill Millward

**Apologies:**

Edwina Edwards, Richard Peart, Mike Johnson, Adge Last

**1. Updates**

Leys Lane – The LAF's consultation response as discussed and agreed at the September LAF meeting has been submitted. The consultation has now closed.

The Roych –the NPA's order made in September is not being enforced and the NPA will be re-making it following the completion of the repairs at the Roych. Gill reported that Derbyshire County Council's works were due to be completed the following week. Henry considered that the gap between orders could result in damage to the current repairs. Mike Rhodes responded that the NPA's order was not being made on the grounds of safeguarding DCC's works. Clare asked whether a further consultation was going to be carried out. Sue Smith wasn't aware of a requirement for this but said that the NPA would have regard to DCC's works.

Long Causeway – the NPA has resolved to make a permanent TRO on this route prohibiting all mpvs at all times. The NPA is not able to make an order when one is in force by DCC. The work on the revetment wall and further re-surfacing by DCC may not be as substantive as perhaps previously considered. No further details or timescales are available other than as set out in the schedule of repairs by DCC.

Members raised that the LAF's proposition was not the resolution adopted by the NPA. Although they understood that they were only one statutory consultee they felt that they encompass a wide range of views and provide a consensus as a statutory adviser to the Authority. The extent to which the NPA takes note of this is not apparent from any feedback. Sue agreed to look at how feedback could be handled in future. Members also considered that on this route there was a problem to be addressed until such time that the threat or damage can be ameliorated. They discussed end dates and review arrangements and wished to explore further the scope of and process for future reviews.

**ACTION: Sue to consider ways to update the Local Access Forum as part of the TRO consultation arrangements.**

Chapel Gate – DCC's closure is still in place on the lower part of the route. Further works are proposed.

## **2. Deregulation Bill**

The draft Deregulation Bill includes clauses relating to rights of way. The recent consultation on proposals also enquired whether there were other changes that should be included. National Parks England (NPE) commented on the proposals and also identified deregulatory matters relating to the powers given to NPA's to make traffic regulation orders.

NPE's response made mention of publicity requirements, a standard notice of decision, concurrent orders to those made by Highway Authorities to meet NP purposes, the revocation of orders, the display of permits, the suitability and sustainability of routes, and the impact of vehicle use and repairs on the character of routes and the special qualities of NPs. Sue S clarified that a standard notice of decision would have regard to all objections raised and would be a reasonable approach.

Charlotte presented the Peak Horse Power (PHP) submission which proposed to save time and money if unsurfaced routes were made into restricted byways in National Parks, and possibly wider afield. Safety issues have also been identified through surveys of routes. Patricia Stubbs was invited to give evidence. Information has not been released yet by Parliament.

Members noted the submissions by NPE and the views of PHP as a user group and were not aware of submissions other than the one by the Peak District Green Lanes Alliance.

**ACTION: Sue to keep Members updated on progress.**

## **3. Legislation and Guidance**

John Thomson's paper was circulated and Henry proposed with support that it be taken forward to the LAF meeting in December to ensure that it encapsulates the Forum's views, and for agreement on who to send it to. Clare felt that 7(b) was too strongly worded. Gill referred to the comments by DCC which John said he had not seen previously but would aim to take on board.

**ACTION: John to have regard to the comments made by those consulted and to present a summary with details in annexes to the December LAF meeting.**

## **4. LARA**

Edwina had been approached by LARA to host a meeting to deal with the situation on green lanes in the Peak District. Edwina had been back in touch with LARA to ask them to clarify possible agenda items. Details were not available on these for the sub-group to consider, nor for LARA's expectations relating to the purpose and outcome of the meeting, or for the role of Edwina and/or the LAF. John would speak to Edwina asking if she can talk further with LARA before the December LAF meeting. It was felt that if LAF members considered there was value to this proposal then Edwina would hold a pre-meeting with LARA to consider roles, agenda and outcome.

Charlotte reported that PHP was being actively lobbied for discriminating against a minority user. It is a divisive and difficult issue and all opinions have to be respected.

Members wondered what LARA felt the LAF could do that it hasn't already done. They felt that LARA had been listened to at the June sub-group meeting and that the LAF was well-informed. A meeting should take the LAF beyond listening to a point of view. Members also raised concerns about who would host and send out invites, who would be invited (as the list suggested by LARA was not comprehensive eg Highway Authorities and Friends of the Peak District) and how such a big meeting could work.

**ACTION: Edwina to contact LARA and report to the December LAF meeting.**

## **5. Resources**

An extension to the Rights of Way post on a part time basis until January 2016 was approved by NPA Members in October following consideration of priorities for funding additional resources from a fixed capital sum. The future need for a greater resource than the core budget to support this work was identified as part of the longer term budget planning process

**ACTION: John to pass on the thanks of the LAF in recognising the importance of this work.**

## **6. Legal Status of Routes**

Gill circulated details of the status and legal stage for the priority routes in the Derbyshire part of the NP. These are attached in Appendix 1. She noted that Washgates is missing from the list and that there are 2 other priority routes where nothing is currently happening on the legal status.

Gill reported that as a result of the Deregulation Bill no further action is being taken at present on priorities for determination for status.

**ACTION: Gill to provide updates to future sub-group meetings.**

## **7. Route Repairs**

Derbyshire County Council's schedule of repairs for 2013/14 was circulated ([http://www.derbyshire.gov.uk/images/2013-11-12%20Management%20Green%20Lanes\\_tcm44-234176.pdf](http://www.derbyshire.gov.uk/images/2013-11-12%20Management%20Green%20Lanes_tcm44-234176.pdf)). This updates the draft action plan reported to the June meeting of the sub-group.

Phase 4 of Chapel Gate is now identified and Sough lane is no longer on the list as there are more pressing repairs at Hurstclough Lane. The reserve schemes are identified if some of the other schemes come under budget.

Members requested that an update be provided on the proposed works to the revetment at Long Causeway. They also requested details of the surfacing and

also the fencing previously identified for Chapel Gate as they considered that this could be intrusive.

**ACTION: DCC to provide an update to the December LAF meeting**

**8. Green Lane Codes**

A code of conduct for all recreational users on green lanes in the NP has been introduced. It focuses on responsibility towards others and the special environment of the NP. The code was welcomed and is available on the website at [www.peakdistrict.gov.uk/greenlanecode](http://www.peakdistrict.gov.uk/greenlanecode). The code was reported in the vehicles newsletter and at the Parish Forum day.

LARA's code was also reported to the meeting. The Authority's policy team is also working with DCC on developing a code for use of the trails.

**9. Priority Routes**

Details of the priority routes outside the Derbyshire part of the National Park have been provided to members. However it will not possible to produce management plans until after March 2014. Members considered that these remain a high priority.

The NPA is also collating the number and length of BOATs and unsurfaced UCRs in the NP and considering them in relation to the potential impacts on the NP's special qualities.

Mike R then asked the Sub-group for their views on how the issues could best be ameliorated without necessarily resorting to legal restraint or with the NPA assuming responsibility for the Highway Authorities' role. Members considered that Memorandum of Understandings with the Highway Authorities and a joint approach with other LAFs would assist possibly via national or regional LAF co-ordination.

Charlotte also reported that there was an obstruction on Derby Lane which horse-riders have requested be re-positioned to allow a horse to get through. Richard Entwistle reported that motorists have asked for the obstruction to be removed completely. The status of the route is unclear.

**10. DoNM**

Thursday 13 February 2013 at 10am.

Appendix 1

**Legal status of routes - DCC Update**

<b>Route name</b>	<b>Status</b>	<b>Legal Stage</b>
Chapel Gate, Edale/ Chapel en le Frith	Byway Open to All Traffic	Concluded
Cherpit Lane and Leys Lane, Little Longstone	Byway Open to All Traffic	Concluded
Long Causeway, Bamford/ Sheffield	Byway Open to All Traffic	Concluded
School Lane, Great Hucklow	Byway Open to All Traffic	Concluded
Nether Bretton, Eyam	Byway Open to All Traffic	Concluded
Hurstclough Lane, Outseats		Dealing with objections to BOAT Order made on 15 March 2012
Bamford Clough, Bamford		Dealing with objections to BOAT Order made on 29 March 2012
Brough Lane, Brough and Shatton		Dealing with objections to BOAT Order made on 23 May 2013
Shatton Lane, Brough and Shatton		Dealing with objections to BOAT Order made on 23 May 2013
Black Harry Lane, Stoney Middleton		Dealing with objections to Bridleway Order made on 15 August 2013
Riley Lane, Eyam		Further public inquiry to be held following objections to Planning Inspector's proposed modifications from BOAT to Restricted Byway

Bradley Lane, Pilsley		Further public inquiry to be held following objections to Planning Inspector's proposed modification from BOAT to bridleway status
Moorlands Lane, Bonsall		Has committee approval - BOAT Order being drafted
Hay Dale, Wheston		Has committee approval - BOAT Order being drafted
Sough Lane, Taddington		Initial consultation complete. Scheduled for committee in December 2013
Upperdale, Brushfield		Initial consultation complete. Scheduled for committee in December 2013
Monksdale Lane, Tideswell		Initial consultation complete. Scheduled for committee in February 2014
Clough Wood, Birchover		Initial consultation complete. Scheduled for committee in April 2014
Derby Lane, Monyash		Initial consultation planned for 2014
Pindale, Castleton		Initial consultation planned for 2014
Minninglow and Gallowlow Lanes, Ballidon		Initial consultation planned for 2014
The Roych, Chapel en le Frith		
The Cop, Peak Forest		