

# PWYLLGOR CRAFFU DIOGELU'R CYHOEDD A'R AMGYLCHEDD

2<sup>AIL</sup> HYDREF 2017

## CYNLLUN GWELLA HAWLIAU TRAMWY SIR GAERFYRDDIN

### Y Pwrpas:

Nodi'r cynnydd sy'n cael ei wneud o ran yr adolygiad deng mlynedd statudol o Gynllun Gwella Hawliau Tramwy Sir Gaerfyrddin, yn unol â Ddeddf Cefn Gwlad a Hawliau Tramwy (2000) a chanllawiau cysylltiedig Llywodraeth Cymru.

### Yr Argymhellion:

Gofynnir i'r Pwyllgor Craffu nodi'r cynnydd sy'n cael ei wneud o ran adolygu'r cynllun a'r newidiadau a gynigiwyd i'r ddogfen bolisi ddeng mlynedd bresennol - Cynllun Gwella Hawliau Tramwy Sir Gaerfyrddin 2007-2017.

### Y Rhesymau:

Dan adran 60 (3) o Ddeddf Cefn Gwlad a Hawliau Tramwy (2000), disgwylir i'r holl Awdurdodau Lleol yng Nghymru gynnal adolygiad statudol o'u Cynllun Gwella Hawliau Tramwy presennol ddeng mlynedd ar y mwyaf ar ôl ei gyhoeddi am y tro cyntaf.

Cyhoeddwyd Cynllun Gwella Hawliau Tramwy Sir Gaerfyrddin 2007-2017 yn 2007 ac felly mae angen ei adolygu. Er mwyn cydymffurfio â'r gofynion statudol a'r canllawiau perthnasol, dylid cyhoeddi Cynllun Gwella Hawliau Tramwy diwygiedig ar gyfer y Sir erbyn mis Ionawr 2018.

Cynhaliwyd asesiad o'r cynllun presennol yn unol â chanllawiau Llywodraeth Cymru. Daethpwyd i'r casgliad bod diwygiadau i'r camau gweithredu a'r polisïau a gynhwysir yn y cynllun presennol yn angenrheidiol i sicrhau bod y ddogfen yn gyfredol a llywio'r gwaith o reoli Hawliau Tramwy Cyhoeddus yn briodol yn y Sir.

**Angen ymgynghori â'r pwyllgor craffu perthnasol:** Oes  
Y Pwyllgor Craffu - Diogelu'r Cyhoedd a'r Amgylchedd, 3 Hydref, 2017

**Angen i'r Bwrdd Gweithredol wneud penderfyniad:** Oes

**Angen i'r Cyngor wneud penderfyniad:** Amherthnasol

### Yr Aelod o'r Bwrdd Gweithredol sy'n gyfrifol am y portffolio:-

Y Cynghorydd H. A. L. Evans, Yr Amgylchedd

Y Gyfarwyddiaeth : Yr Amgylchedd

Enw Pennaeth y Gwasanaeth:

S.G. Pilliner

Awdur yr Adroddiad:  
S.G. Pilliner

Swydd:

Pennaeth Trafnidiaeth a  
Phrifyrdd

Rhif ffôn: 01267 228150

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## **EXECUTIVE SUMMARY**

# **ENVIRONMENT AND PUBLIC PROTECTION SCRUTINY COMMITTEE**

**2<sup>ND</sup> OCTOBER, 2017**

## **CARMARTHENSHIRE RIGHTS OF WAY IMPROVEMENT PLAN (ROWIP)**

The Countryside and Rights of Way Act (2000) requires that each Local Authority must review their existing Rights of Way Improvement Plan. The first three stages of Carmarthenshire's review, as identified in the Wales Government guidance, have been completed.

The review has progressed to a statutory 12 week consultation, as outlined in the guidance. The consultation will serve to obtain the views of the wider public and varied stakeholders in respect of the draft content produced so far.

The consultation has run from July through until the end of September. Following the consultation period, revisions to the draft document may be made during October and November, in readiness for publication of the final document in January 2018.

Given the statutory requirement to undertake a 10 year review of the Carmarthenshire ROWIP and as the content of the original plan was out of date and it did not acknowledge new and relevant legislation such as the Well-being of Future Generations (Wales) Act (2015) or the Environment Act (2016), the County Council has followed the Wales Government Guidance to assess and review the current Rights of Way Improvement Plan.

**DETAILED REPORT ATTACHED ?**

**YES**

# IMPLICATIONS

I confirm that other than those implications which have been agreed with the appropriate Directors / Heads of Service and are referred to in detail below, there are no other implications associated with this report :

Signed: S.G.Pilliner

Head of Transportation and Highways

Policy, Crime & Disorder and Equalities	Legal	Finance	ICT	Risk Management Issues	Staffing Implications	Physical Assets
<b>NO</b>	<b>YES</b>	<b>YES</b>	<b>NO</b>	<b>NO</b>	<b>YES</b>	<b>NO</b>

## 2. Legal

- 1) Carmarthenshire County Council, as the relevant Highway Authority, has a statutory obligation to undertake a 10 year review of the Carmarthenshire ROWIP 2007-2017.

Under s60(3) of the Countryside and Rights of Way (CROW) Act (2000) this statutory review of the present ROWIP must be undertaken not more than ten years after first publishing.

Carmarthenshire's ROWIP was published in 2007 and therefore the review process must be completed by December 2017.

Guidance issued by the Welsh Government in July 2016 outlines the processes that should be undertaken in completing the review. This guidance has been the basis for the brief provided to Capita who are acting as Consultants for Carmarthenshire in completing the review process.

## 1. Finance

The costs for undertaking the review are funded through capital and revenue expenditure with the Public rights of Way budgets.

There are potential budget pressures created by proposed actions and policies within the revised ROWIP once it is in force and these have been included as a Departmental budget pressure for consideration.

Specific to the Countryside Access service within Environment, this pressure arises from the Enforcement and Definitive Map sections of the revised document.

Within the Enforcement section there are actions relating to use of an enforcement protocol and an enforcement scoring matrix for prioritisation. These methods will standardise our approach in respect of enforcement.

Within the Definitive Map section there is a quantified action relating to Orders produced per annum of 40. With the present cost of processing an Order averaging £1000.

This pressure can vary greatly annually due to the varied complexity of the Orders being processed.

## **7. Staffing Implications**

It is proposed that the current staffing structure will support the implementation of the ROWIP.

# **CONSULTATIONS**

I confirm that the appropriate consultations have taken in place and the outcomes are as detailed below

Signed: S.G.Pilliner

Head of Transportation and Highways

## **1. Scrutiny Committee**

## **2. Local Member(s)**

## **3. Community / Town Council**

See appended list

## **4. Relevant Partners**

See appended list

## **5. Staff Side Representatives and other Organisations**

See appended list

## **Section 100D Local Government Act, 1972 – Access to Information**

**List of Background Papers used in the preparation of this report:**

**THESE ARE DETAILED BELOW**

Title of Document	File Ref No.	Locations that the papers are available for public inspection
Guidance for Local Authorities on Rights of Way Improvement Plans July 2016	N/A	<a href="http://gov.wales/docs/desh/publications/160711rights-of-way-improvement-plans-en.pdf">http://gov.wales/docs/desh/publications/160711rights-of-way-improvement-plans-en.pdf</a>  Countryside Access Unit, Mynydd Mawr Woodland Park, Tumble. SA14 6HU