

**YFARFOD PENDERFYNIADAU'R AELOD O'R BWRDD
GWEITHREDOL DROS
DDIWYLLIANT, CHWARAEON A THWRISTIAETH**

19 MEDI 2018

Yr Aelod o'r Bwrdd Gweithredol:	Y Portffolio:
Y Cyngorydd Peter Hughes Griffiths	Diwylliant, Chwaraeon a Thwristiaeth

HAWL DRAMWY GYHOEDDUS – CARDI BACH, WARD LLANBOIDY

Y Pwrpas: Cais am Gofrestru Hawl Dramwy Gyhoeddus, dan adran 53 o atodlen 14 o Ddeddf Bywyd Gwylt a Chefn Gwlad (1981).

Yr Argymhellion / penderfyniadau allweddol sydd eu hangen:

Bod y cais yn cael ei gymeradwyo a bod yr Awdurdod yn gwneud y Gorchymyn Addasu Map Diffiniol.

Y Rhesymau:

Mae'r cais yn cydymffurfio â'r profion a nodwyd dan adran 53 o Ddeddf Bywyd Gwylt a Chefn Gwlad 1981, sef bod tystiolaeth ddigonol i ddangos bod Hawl Dramwy Gyhoeddus yn bodoli, a dylid ei hychwanegu at y Map a'r Datganiad Diffiniol ar gyfer y Sir.

Cyfarwyddiaeth: Yr Amgylchedd		
Enw Pennaeth y Gwasanaeth: Steve Pilliner	Swydd: Pennaeth Priffyrdd a Thrafnidiaeth	Rhif ffôn: 01267 228150 Cyfeiriad e-bost: SGPilliner@sirgar.gov.uk
Awdur yr Adroddiad: Jason Lawday	Swydd: Swyddog Mynediadi Gefn Gwlad	Rhif ffôn: 01554 742214 Cyfeiriad e-bost: jlawday@sirgar.gov.uk

Declaration of Personal Interest (if any):

None

Dispensation Granted to Make Decision (if any):

N/A

DECISION MADE:

Signed:

DATE: _____

EXECUTIVE BOARD MEMBER

The following section will be completed by the Democratic Services Officer in attendance at the meeting

Recommendation of Officer adopted	YES / NO
Recommendation of the Officer was adopted subject to the amendment(s) and reason(s) specified:	
Reason(s) why the Officer's recommendation was not adopted:	

EXECUTIVE SUMMARY

EXECUTIVE BOARD MEMBER DECISIONS MEETING FOR CULTURE, SPORT AND TOURISM

19TH SEPTEMBER 2018

PUBLIC RIGHT OF WAY AT CARDI BACH, LLANBOIDY WARD

1. BRIEF SUMMARY OF PURPOSE OF REPORT.

The report is seeking the approval to make an Order to register a previously unrecorded Public Right of Way by adding it to the Definitive Map & Statement of Public Rights of Way for the County of Carmarthenshire.

The County Council has a statutory duty to ensure that the Definitive Map & Statement for the County is correct, as required by the Wildlife & Countryside Act 1981, section 53(2).

2. OTHER OPTIONS AVAILABLE AND THEIR PROS AND CONS:

Section 53 of the Wildlife & Countryside Act 1981 places a DUTY on the Local Authority to keep the Definitive Map & Statement under continuous review, therefore we have no option but to process the application and make the Order.

The landowner may agree to carry out a Public Path Dedication / Creation Order. This is sometimes done as the most expedient way to record a Public Right of Way. It may also allow for the adjustment of the route, where desired / agreed.

DETAILED REPORT ATTACHED?	YES
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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 Highways and Transport

Policy and Crime & Disorder	Legal	Finance	ICT	Risk Management Issues	Organisational Development	Physical Assets
NONE	YES	YES	NONE	NONE	NONE	NONE

2. Legal

Subject to approval an Order will be made in accordance with Legal Powers set out in section 53 of the Wildlife & Countryside Act 1981.

3. Financial

The cost of making, publishing and confirming the Order will be approximately £1000, depending on fluctuation in advertising costs. As a statutory duty, the County Council is liable for these costs. There may be additional costs if objections are received, and the Order is referred to Welsh Government.

CONSULTATIONS

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

Signed: S. G. Pilliner Head of Highways and Transport

1. Scrutiny Committee – N/A

2. Local Member

Cllr. Dorian Phillips – ‘As the County Councillor for the Llanglydwen and Login area, I fully support the proposal of opening the old Cardi Bach railway line, which I believe will be a tremendous attraction for visitors to the area. I can also confirm that I regularly used to walk the line back in the sixties.’

Community / Town Council

Llanboidy CC – Consulted –

‘The Council strongly support the claim that it should be a right of way.’

Cilymaenllwyd CC – Consulted.

4. Relevant Partners

Applicant 1 – Mrs. B. Vessey (deceased)

Applicant 2 – Mrs. P. Kiernan

Mr. G. Dickman (landowner)

5. Staff Side Representatives and other Organisations

Auto Cycle Union – no comments received

British Horse Society – no comments received

Byways & Bridleways Trust – no comments received

Cyclists Touring Club – no comments received

Carmarthenshire Riders – no comments received

The Ramblers Association – no comments received

Area Ramblers Representative – no comments received

Carmarthenshire Local Access Forum – no comments received

Open Spaces Society – no comments received

Welsh Trail Riders Association – no comments received

Open Spaces Society – no comments received

6. Other

Login Community Association – supports application

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
Cardi Bach DMMO application 1	RW2/18/J/ sub-file	Public Rights of Way, Mynydd Mawr Woodland Park, Heol Hirwaun Olau, Tumble, Carmarthenshire, SA14 6HU.
Cardi Bach DMMO application 2	As above	As above
Consultant report	As above	As above