

Y Dyddiad: 16 MEDI 2015

Yr Aelod o'r Bwrdd Gweithredol:	Y Portffolio:
Y Cyng. Meryl Gravell	Adfywio a Hamdden

Cais am wyro Cilffordd sydd ar Agor i Unrhyw Draffig, sef BOAT 57/42, sydd ar safle fferm Bryndias, Pinged, ac a wnaed o dan adran 117 o Ddeddf Priffyrdd (1980) am resymau diogelwch ac er diogelwch y cyhoedd.

Yr Argymhellion / Penderfyniadau Allweddol Sydd Eu Hangen:

Bod y cais yn cael ei gymeradwyo a bod yr Awdurdod yn llunio'r Hysbysiad ynghylch Cais angenrheidiol i'r Llys Ynadon perthnasol wrando arno.

Y Rhesymau:

Mae'r cais yn bodloni'r prawf a nodir yn adran 116 o Ddeddf Priffyrdd 1980 (y byddai'r Gorchymyn Gwyro'n cael ei wneud o dani), sef ei bod yn fwy hwylus i'r cyhoedd gan y byddai'n dileu'r BOAT o gwrtil preswyl fferm Bryndias ac yn lleihau nifer y gatiâu ar y llwybr o 5 i 3.

Y Gyfarwyddiaeth Yr Amgylchedd Enw Pennaeth y Gwasanaeth: M Cresci Awdur yr Adroddiad: C Ferguson	Swydd: Pennaeth y Gwasanaethau Stryd	Rhif Ffôn: 01267 224502 Cyfeiriad E-bost: Mcresci@sirgar.gov.uk
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EXECUTIVE SUMMARY

EXECUTIVE BOARD MEMBER DECISION

16TH SEPTEMBER 2015

**Proposed Diversion of Byway Open to All Traffic (BOAT) 57/42 at Bryndias Farm,
Pinged under section 116 of the Highways Act (1980)**

An application has been received by the Authority to divert part of BOAT 57/42 at Bryndias Farm, Pinged. The application was made 1st February 2015 under section 117 of the Highways Act (1980); if approved an Order will be made under section 116 of the aforementioned Act.

The application has been made for reasons of security and public safety.

During a pre-Order consultation two objections were received to the proposal from user groups. Both considered the width of proposed new route to be inadequate for a BOAT. These objections were later withdrawn following some explanation and some amendments to the proposed width.

No other objections were received.

Councillor Hugh Shephardson submitted an email in support of the application.

The local BHS representative confirmed that they had no objections to the proposal.

No other representations in relation to the consultation were received.

Having given due consideration to the application it is recommended that the application be approved as it is considered that the relevant test under section 116 of the Highways Act (1980) has been met and therefore the application should be put before the Magistrates Court as required by the Act.

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: M Cresci **Head of Street Scene**

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

2. Legal

See attached report

CONSULTATIONS

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

Signed: M Cresci

Head of Street Scene

1) Local Member

Councillor Meryl Gravell – no comments received
Councillor Shirley Matthews - no comments received
Councillor Hugh Shephardson – in support of the application

2) Town/Community Council

Pembrey and Burry Port Town Council – no comments received

3) Staff Side Representatives and Other Organisations

The Ramblers Association (RA) – no comments received
RA Area Representative - no comments received
Carmarthenshire Local Access Forum (LAF) – objection received – later withdrawn
Open Spaces Society (OSS) - no comments received
British Horse Society (BHS) - no comments received
BHS Area Representative – no objections to the proposal
Carmarthenshire Riders Association - no comments received
Welsh Trail Riders Association (WTRA) - no comments received
Auto Cycle Union (ACU) - no comments received
Byways and Bridleways Trust (BBT) - no comments received
British Driving Society (BDS) - no comments received
Cyclists Touring Club (CTC) - no comments received
Land Access & Recreation Association (LARA) - objection received – later withdrawn
British Motorcycle Federation (BMF) - no comments received
Sustainable Transport Cymru (SUSTRANS) - no comments received
Carmarthenshire Tourist Association (CTA) - no comments received
Natural Resources Wales - no comments received

4) Utilities

Western Power Distribution - no comments received
National Grid - no comments received
BT Openreach – no objection to proposal
Dwr Cymru - no comments received

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
Case File RW2/57/sub-file	BOAT 57/42 Diversion, Bryndias Farm	Mynydd Mawr Woodland Park, Tumble, Llanelli SA14 6HU and is available for public inspection between 10 a.m. and 3 p.m. or by prior appointment.