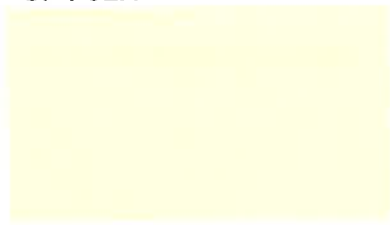


## **APPENDIX D – CORRESPONDENCE RECEIVED IN THE FORMAL OBJECTION PERIOD:**

### **(ii) REPRESENTATIONS OF SUPPORT**

- (1) Mr Mark Adams – Correspondence dated 15<sup>th</sup> January 2017
- (2) Dr Patricia Appleyard – E-mail correspondence dated 23<sup>rd</sup> January 2017
- (3) Mr K Bradley – E-mail correspondence dated 17<sup>th</sup> December 2016
- (4) Dr Matthew Brookes – Undated correspondence received within the formal objection period (acknowledged by Wiltshire Council 11<sup>th</sup> January 2017)
- (5) Mr D Creswell – Correspondence dated 2<sup>nd</sup> January 2017

Mark Adams  
Rose Cottage  
High Street  
Porton  
Salisbury  
SP4 0LH



Your ref: JG/PC/27 2015/11

15 January 2017

J Green  
Rights of Way Officer  
Rights of Way & Countryside Team  
County Hall  
Bythsea Road  
Trowbridge  
Wiltshire  
BA14 8JN

Dear Ms Porter

**Reference: The Wiltshire Council (Parish of Idmiston) Path no.9 Definitive Map and Statement  
of Confirmation Order 2016**

Thank you for your consultation on the proposed footpath. I am the owner of Rose Cottage, the property adjacent to the proposed site and fully support the establishment of a public footpath.

**General comments**

1. This proposed development is on an informal open space within the Porton Conservation Area, inside the Special Landscape Area and inside an area of Special Archaeological Significance. It is immediately adjacent to my property Rose Cottage, High Street, Porton, a Grade II listed building (Listing reference: 1313159). It is also within 100m of two further Grade II listed buildings along the High Street. It is believed to be the last remaining undeveloped open green space in the Porton Village conservation area in the heart of the old village, and a footpath on this land will help preserve it.

2. Until March 2015, this land had not been fenced off for more than 25 years, and has been used by village residents and children for walking dogs and specifically for safe access to the recreation ground in Bourne Close. The shape of the Close produces a blind corner and, as there is no pavement, this puts pedestrians, especially children, at risk from oncoming traffic in either direction. As such, access across this small parcel of land has been treated by default as a 'right of way' and has become a community asset, which helps justify formal establishment of a public right of way.

3. The establishment of a public footpath on this land will limit the possibility of development on this land that would result in its loss to the community. As such preserving this open space will be consistent with various local planning and conservation policies:

- a. Porton Housing Policy H16: a public footpath here will prevent development that would result in the loss of an open area which makes a positive contribution towards the character of the settlement". As this open area does make a positive contribution towards the character of the settlement, it should be preserved.
- b. Saved Conservation Area policies CN 8,9,10 and 11 and the Local Plan: preserving this open space will enhance the character of the area, safeguard views into the conservation area, and not detract from the setting of my property.

Many thanks for your efforts to establish this right of way.

*Yours  
gently*



**Green, Janice**

---

**From:**  
**Sent:** 23 January 2017 15:12  
**To:** Green, Janice  
**Subject:** Support for Porton footpath  
**Attachments:** Footpath support letter.docx

**Follow Up Flag:** Follow up  
**Flag Status:** Flagged

Dear Ms Green

Please find attached a letter in support of the modification of the Definitive Map to include the footpath from High Street Porton to the Recreation Ground.

Regards

Anne Appleyard

(Dr P.A. Appleyard)

Appledown  
1A Bourne Close  
Porton  
SALISBURY  
SP4 0LL

23<sup>rd</sup> January 2017

Your ref: JG/PC/27 2015/11

Janice Green  
Rights of Way Officer  
Rights of Way and Countryside Team  
Waste and Environment  
County Hall  
Bythesea Road  
TROWBRIDGE  
Wiltshire  
BA14 8JN

Dear Ms Green

**Wildlife and Countryside Act 1981 – Section 53  
Definitive Map and Statement for the Amesbury Rural District Council Area dated 1952  
The Wiltshire Council (Parish of Idmiston) Path No.9  
Definitive Map and Statement Modification Order 2016**

I am writing on behalf of my husband Dr Geoffrey Appleyard and myself, in support of the proposed modification of the Definitive Map to include the footpath from High Street Porton to the Recreation Ground via Bourne Close, including the section marked A to B alongside the boundary of Rose Cottage.

As you will be aware, I have previously submitted a witness form as a user of the path, a Landowner Evidence form as a resident of Bourne Close, which is a private road, and a representation letter dated 4<sup>th</sup> February 2016 with some additional evidence in support of use of the footpath over a period in excess of thirty five years.

I commend the very thorough report in which the basis for the decision on the footpath is documented, which we read with interest.

Yours sincerely

P.A. Appleyard (Dr)

**Green, Janice**

---

**From:** Green, Janice  
**Sent:** 06 January 2017 16:44  
**To:** 'Ken Bradley'  
**Subject:** RE: Footpath Addition to the Register of Footpaths

Dear Mr Bradley,

Thank you for your e-mail, with apologies for the delay in getting back to you.

Thank you for your comments regarding the confidentiality of your letter supporting proposals to add a footpath in the parish of Idmiston, between Porton High Street and the recreation ground. Removing the confidentiality of your letter allows me to include your representations within the report which will go forward to the Southern Area Planning Committee, following the close of the formal objection period, and allow me to make comment on the points raised within your letter and I will now proceed on this basis. All correspondence included within the Committee report will be publicly available.

Thank you for your help in this matter, I will of course keep you updated on progress,

Kind regards,

Janice Green  
Rights of Way Officer  
Wiltshire Council Waste and Environment  
Ascot Court Trowbridge BA14 0XA  
Telephone: Internal 13345 External: +44 (0)1225 713345  
Email: [janice.green@wiltshire.gov.uk](mailto:janice.green@wiltshire.gov.uk)

Web: [www.wiltshire.gov.uk](http://www.wiltshire.gov.uk)

Follow Wiltshire Council



Follow Wiltshire Countryside



---

**From:** Ken Bradley  
**Sent:** 22 December 2016 23:01  
**To:** Green, Janice  
**Subject:** Re: Footpath Addition to the Register of Footpaths

Janice,

Thank you for your response. If my E-Mail of 17 December 2016 will not be taken into account or the case for the path is weakened then I am content that the confidentiality of my letter is removed.

Regards,

Ken Bradley

On 22 Dec 2016, at 13:37, Green, Janice <[janice.green@wiltshire.gov.uk](mailto:janice.green@wiltshire.gov.uk)> wrote:

Dear Mr Bradley

**Wildlife and Countryside Act 1981 – Section 53**

**The Wiltshire Council (Parish of Idmiston) Path no.9 Definitive Map and Statement Modification Order 2016**

Thank you for your e-mail dated 17<sup>th</sup> December, I note your support for the above-mentioned order.

We have now received a number of objections, as well as your support for the order. As a result of the objections the order now falls to be determined by the Secretary of State and I anticipate in this case that the order will be determined by an independent Inspector, appointed by the Secretary of State, holding a local public inquiry at which witnesses from both sides will have opportunity to give their evidence in chief and be cross-examined on their evidence. Before the order is forwarded to the Secretary of State, Members of the Southern Area Planning Committee will consider the representations and objections to the making of the order, against the evidence already before the Council and the legal tests for adding a footpath, in order to decide the Wiltshire Council recommendation which is attached to the order when it is sent to the Secretary of State for decision, i.e. that the order be confirmed without modification; confirmed with modification; or not confirmed.

All representations will therefore be fully considered within a report to the Southern Area Committee and I will of course be advising all interested parties of the Southern Area Planning Committee date, once the formal consultation period is ended and the case has been timetabled into the schedule of meetings. It is a public meeting and there is opportunity for public participation. I note that your representation is marked confidential and I wondered if you would be willing for me to take your representation forward for consideration as once it is before the Committee, it is fully within the public domain. You may of course withdraw your representation if you would not wish your correspondence to be made public.

I thank you for your help in this matter and I look forward to hearing from you regarding your confidential correspondence, (please note that after today, I will be away from the office until 3<sup>rd</sup> January 2017).

Kind regards,

**Janice Green**

Rights of Way Officer  
Wiltshire Council Waste and Environment  
Ascot Court Trowbridge BA14 0XA  
Telephone: Internal 13345 External: +44 (0)1225 713345  
Email: [janice.green@wiltshire.gov.uk](mailto:janice.green@wiltshire.gov.uk)

Web: [www.wiltshire.gov.uk](http://www.wiltshire.gov.uk)

Follow Wiltshire Council  
<image001.png> <image002.png>

Follow Wiltshire Countryside  
<image001.png> <image002.png>

---

**From:** Ken Bradley  
**Sent:** 17 December 2016 13:01  
**To:** Green, Janice  
**Subject:** Footpath Addition to the Register of Footpaths

**CONFIDENTIAL**

Rights of Way and Countryside Team  
Waste and Environment  
County Hall  
Bythesea Road  
Trowbridge  
Wiltshire

**Addition of a New Footpath to the Register of Footpaths**

Reference:

Wildlife and Countryside Act - Section 53

The Wiltshire Council (Parish of Idmiston Path No. 9 Definitive Map and Statement Modification Order 2016

I understand that at the Idmiston Parish Council meeting on Monday 12 December 2016 those present, by majority vote, agreed to object to the granting of the order for the addition of a new footpath to the register of footpaths (the provisional grant of the footpath). The land that this footpath crosses is owned by Councillor Jones and is situated on the corner of High Street and Bourne Close, Porton.

The purpose of this letter is to support the granting of the order for the addition of a new footpath to the register of footpaths. I have been a resident of Porton for some thirty years but do not live in close proximity to this footpath nor have any interest in this issue that might result in a material gain by myself, therefore, I am able to offer an impartial view.

During the time I have lived in Porton I have used this footpath myself and also been aware of others using it for the purpose of gaining access to the playing field, walking dogs or using it as an alternative to the path running alongside the main road (Winterslow Road). You will be aware that Winterslow Road carries a high volume of traffic including heavy vehicles and buses. When these pass each other, and due to the width of the road, they are very close to the associated pavement with their wing mirrors overhanging the pavement risking injury to pedestrians.

The value of this footpath is that it provides a safe passage for children on their way to the playing field away from the dangers of the busy Winterslow Road. I would also add that this footpath has always been used by those living in Porton and its addition to the register of footpaths would protect it as a right of way for us to enjoy in the future when so many green spaces are being built on.

I do hope that you will take this letter into account when considering other evidence and would be grateful if you could acknowledge the receipt of this letter, thank you.

Regards,

K. Bradley (Porton Resident)

**CONFIDENTIAL**

---

This email originates from Wiltshire Council and any files transmitted with it may contain confidential information and may be subject to Copyright or Intellectual Property rights. It is intended solely for the use of the individual or entity to whom they are addressed. If you have received this email in error please notify the sender and delete the email from your inbox. Any disclosure, reproduction, dissemination, modification and distribution of the contents of the email is strictly prohibited. Email content may be monitored by Wiltshire Council to ensure compliance with its policies and procedures. No contract is intended by this email, and any personal opinions expressed in this message are those of the sender and should not be taken as representing views of Wiltshire Council. Please note Wiltshire Council utilises anti-virus scanning software but does not warrant that any e-mail or attachments are free from viruses or other defects and accepts no liability for any losses resulting from infected e-mail transmissions. Receipt of this e-mail does

not imply consent to use or provide this e-mail address to any third party for any purpose. Wiltshire Council will not request the disclosure of personal financial information by means of e-mail any such request should be confirmed in writing by contacting Wiltshire Council.



Janice Green,  
Rights of Way Officer,  
Rights of Way & Countryside Team,  
Waste and Environment,  
County Hall,  
Bythesea Road,  
Trowbridge,  
Wilts BA14 8JN

Dear Janice,

**Re: Wiltshire Council (Parish of Idmiston) Path no. 9 Definitive Map and Statement Modification Order 2016, Your Ref: JG/PC/27 2015/11**

Thank you for your recent letter, dated 1<sup>st</sup> December 2016, regarding the above. I would like to make the following points:

1. You state that my wife and I have 'very recently' taken ownership of 3 Bourne Close. In fact we purchased the property on 13<sup>th</sup> April 2016. The date of the Decision Report is 22<sup>nd</sup> June 2016, some two months after we became the Registered Landowners of the land referred to, yet your report lists the previous owner, Mrs J. Hoddinott. Please ensure your report is corrected and ask your staff to check these important details in future.
2. Councillor Mike Hewitt (Appendix 1, Ref 12) appears to be ignorant of the fact that Bourne Close is a Private Road. Therefore his comment that there is 'no justification' for formalizing the access to the playpark because there is access via the road (Bourne Close) is incorrect; both 'A to B' and 'walking a short distance along the road' are 'over private land', and clarification of a Right of Way is therefore desirable. His suggestion that walkers use the road in preference to the 'A to B' route puts walkers, particularly children, at risk from traffic at the junction because there is no pavement on the Private Road.
3. My wife and I support the Decision on the proposed footpath as a logical step, which provides access to the playpark and safeguards pedestrians, and especially children, from traffic at the junction of the High Street and Bourne Close. We have three young children and have found traffic turning into and out of Bourne Close a hazard because of the lack of a pavement. The fact that the junction is not busy actually increases the risk because it reduces both driver and pedestrian vigilance.



*Yours sincerely,*

Dr Matthew Brookes

From DHC Creswell

5.

The Old Vicarage  
High Street  
Porton  
Salisbury SP4 0LH

J Green  
Rights of Way and Countryside Team  
Waste and Environment  
County Hall  
Bythesea Road  
Trowbridge  
Wiltshire  
BA14 8JN

2 January 2017

Dear Mrs Green

I write in support of the right of way Path 9 in the parish of Idmiston Parish. Your reference is JG/PC/27 2015/11 where you propose a modification to the Definitive Map.

My grounds for support are:

- Such a right of way will give the public a right of access to the Recreation Ground from the High Street without being dependent upon the good offices of the owners of Bourne Close, a private road.
- The new path will considerably enhance the safety of pedestrians seeking access to the Recreation Ground from the High Street by separating them from the road traffic on Bourne Close.

Yours sincerely

