Wiltshire COUNTY COUNCIL
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REGULATORY COMMITTEE

MINUTES of a MEETING of the REGULATORY COMMITTEE held at COUNTY HALL, TROWBRIDGE on WEDNESDAY 19 NOVEMBER 2008.

PRESENT:

Mr A Davis (Chairman), Mrs EA Chettleburgh, Mr PR Davis, Mr AN Deane, Mrs H Dixon, Mrs SK Doubell, Mrs MEM Groom, Mr JP Johnson, Mr WR Moss, Mr C Newbury, Mrs P Rugg, Mr RS While and Mrs M White.

Miss MF de Rhé-Philipe also attended the meeting.

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49. **Minutes of Previous Meeting**

Resolved: To confirm and sign the minutes of the Committee meeting held on 15 October 2008.

50. **Wylye: Proposed Addition of Footpath No 11, Wylye to Definitive Map and Statement** At the beginning of the item the Committee received statements from the following members of the public to which the Chairman responded:-

Mr John Haviland, Chairman of Wylye Parish Council
Mr Ivan Holiday, Parish Footpaths Officer, Wylye Parish Council
Mr Philip Lush, son of landowner

The Committee also received a letter dated 14 November 2008 from Wilsons Solicitors, acting for Mr John Lush, landowner together with the Witness Statement of Mr Martin Charles Bull and the officers' response to these documents.

The Deputy Head of Legal Services advised that the Committee was required to reach a determination based on the evidence available to it. As objections had been received, the matter would be referred to the Secretary of State for Environment, Food & Rural Affairs but the application and objections must be accompanied by the Committee's recommendation.

Resolved: To agree that the Wiltshire County Council Sheet SU 03 NW Rights of Way Modification Order No. 5, 2008 which adds a new footpath, No 11 at Wylye, to the Definitive Map and Statement for the Salisbury and Wilton Rural District Council Area 1953 be submitted to the Secretary of State for Environment, Food and Rural Affairs, together with the objection letters and representations with the recommendation that the Order be confirmed without modification.

51. **Purton: Diversion of Purton Public Footpath 104 (Part)** On considering a report by the Director of Environmental Services, together with a letter from Richard & Leila Moseley, owners of Restrop Farm and the land surrounding Footpath 104, Purton,

Resolved: To agree that the Order, made under Section 119 of the Highways Act 1980 to divert the public right of way shown in the Definitive Map as Public Footpath No. 104, Purton at Mud Lane, Restrop, to a new route to be designated as a Public Bridleway, as shown on the plan attached to the report at Appendix A, be forwarded to the Secretary of State for Environment, Food and Rural Affairs, with the request that it should be confirmed.

52. **Exclusion of the Public**

Resolved: To agree that in accordance with Section 100A(4) of the Local Government Act 1972 to exclude the public from the meeting for the business specified in Minute Nos. 53 - 57 because it is likely that if members of the public were present there would be disclosure to them of exempt information as defined in paragraph 2 of Part I of Schedule 12A to the Act and the public interest in withholding the information outweighs the public interest in disclosing the information to the public.

53. **Request for Free Transport from Yatesbury to Abbeyfield School, Chippenham** On considering a confidential report by the Director of Environmental Services,

Resolved: To approve the request for transport from Yatesbury to Abbeyfield School, Chippenham for the reasons as set out in the report.

54. **Request for Free Transport from Coombe Bissett to Grateley Primary School, near Andover** On considering a confidential report by the Director of Environmental Services, together with an addendum,

Resolved: To approve the request for free transport for the children from Coombe Bissett to Grateley Primary School, near Andover, for the reasons as set out in the report but to request that close contact should be maintained with their guardian to enable any changes in the family circumstances to be monitored so that this agreement can be reviewed when appropriate.

55. **Appeal against Refusal of Free Transport on Denominational Grounds from Melksham to St Augustine's RC College, Trowbridge** On considering a confidential report by the Director of Environmental Services,

Resolved: To approve the request for transport assistance from Melksham to St Augustine's RC College, Trowbridge on denominational grounds for the current Academic Year for the reasons as set out in the report.

56. **Appeal against Refusal of Free Transport on Denominational Grounds from Warminster to St Augustine's RC College, Trowbridge** On considering a confidential report by the Director of Environmental Services,

Resolved: To approve the request for transport assistance from Warminster to St Augustine's RC College, Trowbridge on denominational grounds for the current Academic Year for the reasons as set out in the report but to agree that approval of any future applications would be dependent on the applicant being able to confirm the dates on which she worshipped in Telford.

57. **Appeal against Refusal of Free Transport on Denominational Grounds from Devizes to St Augustine's RC College, Trowbridge** On considering a confidential report by the Director of Environmental Services,

Resolved: To refuse the request for transport assistance from Devizes to St Augustine's RC College, Trowbridge on denominational grounds for the current Academic Year for the reasons as set out in the report.

(Duration of meeting: 10.30am – 11.45am)

The Officer who has produced these minutes is Roger Bishton, Democratic & Members' Services, direct line (01225) 713035 or e-mail rogerbishton@wiltshire.gov.uk
Press enquiries to Communications, direct line (01225) 713114/713115.