

CABINET MEMBER FOR HIGHWAYS, TRANSPORT AND WASTE **Cllr Dr Mark McClelland**

HIGHWAYS AND WASTE

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REFERENCE: HTW-10-22

This decision was previously published as HTW-17-21

PROPOSED APPLICATION TO STOP UP HIGHWAY AT IMBER ROAD, BRATTON (ETHANDUNE)

Purpose of Report

To ask the Cabinet Member for Highways and Transport to consider whether the Council should grant a request from Mr. Henry Pelly of Luccombe Mill, Imber Road, Bratton to apply to the magistrates' court for an order stopping-up highway rights over a section of highway at Imber Road, Bratton on the ground that the section concerned is unnecessary for public use or any other highway-related reason.

The section of highway concerned is shown cross-hatched in black on the plan at **Appendix 1**.

Consultation

On 11 March 2020, Bratton Parish Council consented to the application being made. A copy of the signed consent form is shown at **Appendix 2**.

The local member, Councillor Suzanne Wickham has no objection.

Options Considered

The Cabinet Member may resolve to:

- (i) Give consent to the application
- (ii) Refuse to give consent to the application, in which case reasons should be given for doing so.

Reason for Decision

Officers on consideration of the matter were initially of the view that the section of highway concerned could potentially be stopped-up. However, on reviewing representations made by the Rights of Way Team, in particular concerning the use of the highway by non-motorised users, they are of the view that an application cannot be made as the highway is necessary for public use.

DECISION MADE

I consent to the proposed application.

This decision was published on 8 April 2022 and will come into effect on 20 April 2022 .

The following report and appendices are attached:

- Appendix 1 Plan showing the section of highway concerned;
- Appendix 2 Consent of Bratton Parish Council
- Appendix 3 Photographs of the site
- Appendix 4 Objection of Mr. Cockerton
- Appendix 5 Further photographs of the site
- Appendix 6 Plan showing widths of highway verge

The following supporting documents are available from the officer named above:

.....signed.....

Cllr Dr Mark McClelland
Cabinet Member for Highways, Transport and Waste

Date:.....8 April 2022.....