

SLOUGH LOCAL ACCESS FORUM – 17th July 2008

REPORT ON: PUBLIC PATH EXTINGUISHMENT ORDERS - BRIDLEWAY 6A, FOOTPATH 22, FOOTPATH 18 SLOUGH AND FOOTPATH 4 COLNBROOK WITH POYLE

1. PURPOSE OF REPORT

To inform the Local Access Forum about the circumstances surrounding the above extinguishment orders being made and the decisions that need to be made at this meeting by the Forum.

2. Background

The Extinguishment Orders for BR6a, FP22, FP18 Slough and FP4 Colnbrook with Poyle were made on 2nd April 2008 pursuant to Section 118 of the Highways Act 1980.

In accordance with Schedule 6 of the 1980 Act, notices of the Orders were sent out to consultees on the 3rd April 2008. There was a delay in sending these notices out to Local Access Forum members due to annual leave which lead to LAF members having less time in which to view the paths and formulate a response to each of the Orders.

This is regrettable and in future the LAF will be consulted at an earlier stage in the process.

Due to these circumstances a holding objection (see Appendix 1) was presented on behalf of the Local Access Forum by Councillor David Munkley, Chair at the time. The purpose of the holding objection was to suspend the process of confirming the Orders and so allow LAF members sufficient time to view the Orders, the paths and the reasons for the Orders (see Appendix 2).

3. The Current Position

Members now need to decide, for each of the Orders, whether or not the LAF wants to object to the making of the Order and if so what the reasons are for objecting.

The Orders have been made pursuant to Section 118 of the Highways Act 1980. The criterion for making an order under this section of the Act is that “the path is not needed for public use”.

It should be noted that any objection to an Order must be legally relevant. The objection must show evidence that the path is needed for public use. That is to say, that the path would be used by members of the public if it were not extinguished.

Appendices Attached

1. Holding Objection
2. Merits of the proposals for making the Extinguishment Orders