

**CARDIFF COUNCIL
CYNGOR DINAS CAERDYDD**

PLANNING COMMITTEE:

19 DECEMBER 2018

REPORT OF DIRECTOR OF CITY OPERATIONS

Section 119 Diversion Order for PROW Whitchurch 78 - Fraith Cottage, Lon Ysgubor, Whitchurch, Cardiff

Reason for this Report

1. To request the Planning Committee to direct Legal Services to make a footpath Diversion Order under Section 119 Highways Act 1980.

Background

2. An application has been received from the owners of Fraith Cottage to divert PROW Whitchurch 78 from the centre line of their lawn, to an equally commodious path at the side of the lawn linking to their driveway.
3. A small diversion has no impact on public access, and provides a strategic link from Lon Ysgubor to Rhiwbina Hill.

Issues

4. To amend the Definitive Map and Statement and record a path Diversion Order.

Local Member consultation (where appropriate) - Whitchurch

5. No objections received from Statutory Consultees.

Reason for Recommendations

6. To enable the existing path to be re-routed onto an equally commodious line and afford the owners a less intrusive route within their property..

Financial Implications

7. The owners of Fraith Cottage have agreed to pay Legal Order fees.

Legal Implications (including Equality Impact Assessment where appropriate)

8. There are no legal implications arising from this report.

RECOMMENDATIONS

The Planning Committee is requested to Instruct Legal Services to process the Section 119 Highways Act 1980 Diversion Order.

ANDREW GREGORY
11 December 2018

The following appendices are attached:

- Appendix 1 – OS Plan showing proposed diversion
- Appendix 2 – Plan
- Appendix 3 - Aerial photo showing proposed diversion