
REPORT TO:	ENVIRONMENTAL & DEVELOPMENT SERVICES COMMITTEE	AGENDA ITEM: 10
DATE OF MEETING:	30 th JANUARY 2003	CATEGORY: DELEGATED
REPORT FROM:	CHIEF EXECUTIVE	OPEN PARAGRAPH NO: N/A
MEMBERS' CONTACT POINT:	G R Fewkes (595725)	DOC:
SUBJECT:	Diversion of Public Footpaths Nos. 42 & 44 Swadlincote	REF: GF
WARD(S) AFFECTED:	Swadlincote	TERMS OF REFERENCE: ES06

1.0 Recommendations

1.1 It is recommended that the Council discharge the diversion process of Public Footpaths Nos. 42 & 44 Swadlincote to the auspices of the County Council.

2.0 Purpose of Report

2.1 To seek permission to discharge the diversion process to the County Council for Public Footpaths Nos. 42 & 44 Swadlincote.

3.0 Detail

- 3.1 The County Council has recently received an application from UK Coal Mining to permanently alter the Public Rights of Way at Tetron Point, part of the former Nadins Opencast Site in Swadlincote. The footpaths were originally suspended in 1992 to allow the site to be worked by opencast methods and alternative routes provided for use by the public until the land were restored.
- 3.2 The land is now being restored to accommodate a variety of uses for business, light industry, warehousing and distribution, complimented by leisure facilities. This includes the provision of two golf courses and a driving range with ancillary leisure facilities on the north of William Nadin Way, where many of the original footpaths are situated (see attached plan).
- 3.3 The proposals will involve the re-alignment of the numerous footpaths that fall within the boundary of the Golf Complex, as shown on the accompanying plan. The County Council is currently dealing with all these diversions and creations. However there are two short sections immediately outside of the area of the Golf Complex that also require diverting to enable industrial development to be undertaken, for which South Derbyshire District Council has approved planning consent.

- 3.4 It is proposed that Footpath 42 should be slightly re-aligned to follow the existing boundary of the site, between points A-B. Whereas Footpath 44 should be diverted from its present route of C-D-E to the shorter route of C-E: this will coincide with the proposed perimeter cycle way.
- 3.5 Normally South Derbyshire District Council would undertake the diversion process for these two short sections; in this instance the County Council has offered to include these diversions into the process for the Golf Complex scheme.
- 3.6 As such, Members' views are sought whether to discharge this diversion function to the County Council for these two sections.

4.0 Financial Implications

- 4.1 There are positive financial implications for the Council as Officer's time and efforts can be directed elsewhere.

5.0 Corporate Implications

- 5.1 None

6.0 Community Implications

- 6.1 None

7.0 Conclusions

- 7.1 It would seem appropriate for all the diversions to be undertaken by one agent, as there will obviously be efficiencies in communication, continuity and time.

8.0 Background Papers

- 8.1 Letters from County Council 16/12/02 and 2/01/03