

APPENDIX D - PROW Enforcement Case Programme – 2015/16

Green – on course to be completed 2015/16

Amber – aim to complete 2015/16 if possible

Red – will not be completed 2015/16

No	Case	Overriding Issue	Priority	Action	Consequences if not dealt with	Traffic Lights
1	Lambourn/ East Garston unauthorised gates	User complaints	Medium	Part resolved – Police concern about illegal vehicle access	Increased complaints, precedent	May allow gap instead
3	Hampstead Norreys BR3 <i>Rising bollard</i>	WBC safety & liability issue	High	High Court Consent Order in place.	Injury to road user/ path user. WBC liability. Precedent	Landowner working to meet a couple of conditions
4	Sulham BR6 2 new electric rising bollards	Insurers & Legal very concerned	High	Legal advise enforcement as normal	Injury to path user. WBC liability	Recent case
5	Beenham BR18 A4 Metals site traffic impact	Safety of users – now little used BR due to traffic & noise levels	High	Planning taking lead	Safety hazard, dissuading users	JR against Planning Inspector delaying outcome. Court dates in November 2015

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8	Lambourn BR58 sarsens obstructions	Trip/ impact/ hazard	High	S66 installation of gap	Injury to path user. WBC liability	Sarsens yet to be removed, legal advice sought
9	Lambourn BW60 sarsens, gates, vehicles obstructing	Trip/ impact/ hazard	High	Legal advice sought, letter drafted. NE & Oxon CC contacted	Injury to path user. WBC liability	Recent case - Dec 2014
10	Lambourn BW61 ploughing	Byway unavailable	Medium	Warning letters sent. NE & Oxon CC contacted	Precedent	
11	Catmore BW1 ploughing	Byway unavailable	Medium	Site meeting with landowner	Precedent. Increased complaint from user groups	Complex longstanding situation, given recent impetus incl from Police
12	Boxford Footpath 17 large pond excavated, trees planted	Definitive line unavailable, unofficial line inconvenient	Medium	Enforcement action stalled from several years ago – Diversion needed	Increased complaint, impotent enforcement	Time constraints mean not picked up in 2014/15
13	East Ilsley BR15 horse injury on steel posts	Trip/ laceration/ impact hazard	High	Suggested replacement S66 installation of gap	Injury to path user. WBC liability	Steels removed, but replaced with gate posts on slope. Enforcement continues

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4	General Obstructions Various locations throughout District	Many erected by farmers/ landowners to prevent illegal vehicle access	High	Enforcement	Possible WBC liability if member of public injured. Paths obstructed	Ongoing area of work
	Various BRs & RBs Downlands Illegal vehicles	Safety hazard, surface damage. Police involvement	Medium	Carriage gaps, signage, camera trap installed at various sites	Potential injury to path user, ongoing maintenance cost	Ongoing area of work
13	Electric gates	Liability on WBC / public accessibility	High	Begun writing to landowners	Liability on WBC / public accessibility/ safety	14 motorised gates identified on network carried into 2015/16. One resolved
11	Electric fences	Safety of public	High	Inspected on receipt of complaint	Potential safety hazards	Ongoing area of work.
20+	Stiles and gates project	Need to increase accessibility of the network	Medium to high / ongoing	Ongoing replacing stiles etc with more accessible structures	Equalities implications, continued requests from the public	Ongoing area of work

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581	Ploughing 33 complaints	Network problem	High	Autumn Round Robin sent - complaints being followed up	Increased complaints	Ongoing area of work
16	Visual tree inspection project	Safety of users, particularly on popular routes and routes to school	High	Inspection programme has started.	Safety implication for users. WBC liability if left	Ongoing area of work. Routes to School surveys. Resource intensive area of work
10	Landowner tree problems/ hedge encroachment	Safety of users, obstructions	High	Landowners contacted	Safety implication for users. WBC liability if left	
	Intimidation Person/ animal/ notice	Safety of users, availability of network	High	Police, landowners contacted as necessary	Safety implication for users; potential loss of path	
3	Fence encroachment	Safety of users, loss of path	Medium	Landowners contacted	Safety implication for users	