

From: [REDACTED]
Sent: 28 September 2022 10:36
To: [planappconsult](#)
Subject: PAP/2021/0663 Land on the North East of Junction 10, M42
Attachments: Policy RW5d Cycling and rights of way.pdf

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Thank you for your consultation regarding the amendments to this application.

We note from the Proposed Connectivity Plan that a part tarmac and part grass/sand surface is proposed for the diversion route of public bridleway AE45. The Rights of Way team would have no objection to this surface treatment subject to our approval of the final surface specifications.

We also note from the Proposed Connectivity Plans that a network of additional or improved routes is proposed within the site or across adjacent land within the applicant's ownership. One of the routes proposed to be surfaced with tarmac and offered as a cycle way is an existing public footpath (AE46). The requirements regarding widths and surfacing in Policy RW5d (see attached) will therefore apply. If a cycle route is indeed proposed to run along the recorded alignment of public footpath AE46 then these requirements should be incorporated into any detailed design and once again the final specifications must be agreed with the Highway Authority. Arrangements must also be agreed with the Highway Authority for creating a legal right to cycle on the public footpath (the public do not have the right to cycle on a public footpath). Alternatively, a segregated cycle route could be created alongside the public footpath, rather than along the recorded alignment of the public footpath.

Confirmation will also be required regarding arrangements for the future maintenance of the number of proposed new routes to be offered as cycle ways serving the development, as the additional maintenance liability generated by the creation of these routes must not fall to the Rights of Way team. This might involve arrangements for the private maintenance of the network of new and improved routes or arrangements would need to be agreed with WCC's County Highways, such as an adoption agreement.

Subject to these requirements the Rights of Way team has no objection to the amended proposals but can confirm that the observations and requirements stated in our previous response still apply to the current revised application.

Regards,

[REDACTED]
Rights of Way GIS and Access Information Officer, Rights of Way Team
Transport and Highways
Communities
Warwickshire County Council



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