

ADDENDUM

(i) Telephone Conversation between Cllr D Huckfield and David Adkins Legal Officer 03/08/22

David Adkins contacted the local member – now being Cllr D Huckfield – at the time of the application the local member had been Cllr S Tagg although a boundary re-organisation had brought about the change. Cllr Huckfield suggested that the alleged route, if accepted would have a potentially negative impact on the locality and compromise any future use of the land whatever this might be. The practical question of flooding in the area was also raised and that measures to prevent this could form part of any future land use initiative – however a public right of way encircling the site could limit the opportunities available. As such the local member endorsed the recommendation that the application be rejected.

(ii) Email Received from Jackie Phillips – Technical Assistant - Newcastle-under-Lyme Borough Council to Staffordshire County Council – 02/08/22

The below email was received from the Borough Council followed up with a telephone conversation on the 04/08/22 between David Adkins, Legal Officer Staffordshire County Council and Jackie Phillips above.

[Classification: NULBC **UNCLASSIFIED**]

For the attention of Kate Loader

Dear Sirs

I have been advised that an application relating to the above location is to be considered by the County Council's Rights of Way Panel this month

The draft report states the 'the owner of the land has not submitted any evidence to support or refute the application'. I would state that I am not aware that the Borough Council has received any correspondence from the County Council advising of this application, therefore we were unaware of it.

In any event, in 2020 the Borough Council submitted a CA 16 Landowner Statement application under Section 31(6) of the Highways Act

1980 and Section 15A(1) of the Commons Act 2006, and this is listed on the County Council's 'Landowner statements and declarations: current statements' page on your website. Your draft report appears not to mention this fact. The link to the page for confirmation is below: -

<https://www.staffordshire.gov.uk/environment/RightsofWay/Legal/Landowner-statements-and-declarations-current-statements.aspx#newcastle>

In addition the report refers to an 'occupier being the Jack Barker Golf Company. This occupation ceased some 10 years ago and the Borough Council has been in occupation of the land since

To be clear, the Borough Council objects to the application. I trust this information assists and I should be obliged if you would update your draft report accordingly.

I should also be obliged if you would ensure the Borough Council is consulted in respect of any future applications of the type

Kind regards

Jackie Phillips
Technical Assistant

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Newcastle under Lyme Borough Council

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(iiiia) Email from the Chair of Silverdale Parish Council

Dear David Adkins

Thank you for first contacting my parish council colleague, Celia Jarrett this afternoon.

She asked me to contact you about the meeting proposed for the Rights of Way Panel and then and we had the conversation to update the situation.

I note that the matter has been deferred from Friday 5 August to the next panel meeting on 16 September.

I can confirm that any further evidence will be submitted to you for the next panel.

kind regards

Henryk Adamczuk
Chair Silverdale Parish Council

(iiib) Telephone Conversation Between Henryk Adamczuk , Chair of Silverdale Parish Council and David Adkins, Legal Officer 03/08/22

Your officers spoke with the chair of Silverdale Parish Council who informed them that one of the original suppliers of a user evidence form for the application had approached the parish council offering further significant evidence which would be presented at their next parish council meeting and then forwarded to officers ahead of the next Panel meeting. This application was deferred from the August Panel to allow for this further evidence to be presented.