

Appendix 12

Evaluation Criteria – Cabinet, Individual Cabinet Member Decisions & Council

Title of Report:	TOWN AND COUNTRY PLANNING ACT 1990 – SECTION 257 PUBLIC PATH ORDER, No. 37 (part), CALDICOT
Date decision was made:	29th January 2019
Report Author:	Shaun Pritchard. Assistant Rights of Way Officer.

What will happen as a result of this decision being approved by Cabinet or Council?

The Head of Law/ Monitoring Officer will be instructed to make a Public Path Order in accordance with the procedures contained in the 1990 Act, and in accordance with Schedule 14 of the 1990 Act and the Town and Country Planning (Public Path Orders) Regulations 1993.

Notice of making the Order will be posted on site and published in a newspaper circulating in the locality. A period of at least 28 days will be given for the receipt of objections to the Order. If there are no objections the Order will be confirmed by the Council as an unopposed order.

In the event that objections are made and not withdrawn, authority will be given to submit the Order along with any written representations to the Planning Inspectorate for confirmation.

Should the Order be confirmed, the Order will come into operation once the alternative way or path as described in the Order has been constructed and a Certificate of Satisfactory Compliance has been issued by the Council.

12 month appraisal

Was the desired outcome achieved? What has changed as a result of the decision? Have things improved overall as a result of the decision being taken?

What benchmarks and/or criteria will you use to determine whether the decision has been successfully implemented?

Confirmation of the order would allow a temporary closure and permanent works associated with the approved planning application to take place on the present alignment of path 37. Certification of the order which can be done once the new path alignment is available as detailed in the order. The path would legally move at certification.

12 month appraisal

Paint a picture of what has happened since the decision was implemented. Give an overview of how you fared against the criteria. What worked well, what didn't work well. The reasons why you might not have achieved the desired level of outcome. Detail the positive outcomes as a direct result of the decision. If something didn't work, why didn't it work and how has that effected implementation.

What is the estimate cost of implementing this decision or, if the decision is designed to save money, what is the proposed saving that the decision will achieve?

Typically paths orders cost in the region of £3000 but these would be recharged to the applicant. If however the order is made and it goes to the planning inspector for determination the cost of any public inquiry would be borne by MCC.

12 month appraisal

Give an overview of whether the decision was implemented within the budget set out in the report or whether the desired amount of savings was realised. If not, give a brief overview of the reasons why and what the actual costs/savings were.

Any other comments