

Agenda

We welcome you to
Mole Valley Local Committee
Your Councillors, Your Community
and the Issues that Matter to You

A link to view the live and recorded webcast of the meeting will be available on the [Mole Valley Local Committee](#) page on the council's website.

As a result of limited capacity within the venue to allow for social distancing, attendance of members of the public will be limited to those participating in the meeting. Please notify the partnership Committee Officer if you wish to attend using the contact details below.



Discussion

Consideration of Rights of Way matters in
Wolvens Lane and Green Lane - *Daniel Williams*

Annual parking Review - *Steve Clavey*

Venue

Location: Council Chamber,
Pippbrook, Reigate Road, Dorking,
Surrey, RH4 1SJ

Date: Wednesday, 29 September
2021

Time: 2.00 pm

You can get involved in the following ways

Ask a question

If there is something you wish to know about how your council works or what it is doing in your area, you can ask the local committee a question about it.

Write a question

You can also put your question to the local committee in writing. The Partnership Committee Officer must receive it a minimum of 4 working days in advance of the meeting.

Before submitting your question we would encourage you to use the report it function on the [SCC website](#) to get a quicker response to your issue whenever possible.

We will, where possible, endeavour to provide a written response to your question in advance of the meeting.

When you arrive at the meeting let the committee officer (detailed below) know that you are there for the answer to your question. The committee chairman will decide exactly when your answer will be given and may invite you to ask a further question, if needed, at an appropriate time in the meeting.

Sign a petition

If you live, work or study in Surrey and have a local issue of concern, you can petition the local committee and ask it to consider taking action on your behalf. Petitions should have at least 30 signatures and should be submitted to the Partnership Committee Officer 2 weeks before the meeting. You will be asked if you wish to outline your key concerns to the committee and will be given 3 minutes to address the meeting. Your petition may either be discussed at the meeting or alternatively, at the following meeting.

Attending the Local Committee meeting

Your Partnership Committee Officer is here to help.

Email: gregory.yeoman@surreycc.gov.uk

Tel: 07968 832390 (text or phone)

Website: <https://www.surreycc.gov.uk/people-and-community/your-local-area>

Please contact **Gregory Yeoman, Partnership Committee Officer** using the above contact details:

- If you would like a copy of this agenda or the attached papers in another format, e.g. large print, Braille, or another language.
 - If you would like to attend and you have any additional needs, e.g. access or hearing loop
 - If you would like to talk about something in today's meeting or have a local initiative or concern.
-

Surrey County Council Appointed Members

Tim Hall, Leatherhead and Fetcham East (Chairman)
Stephen Cooksey, Dorking and the Holmwoods (Vice-Chairman)
Helyn Clack, Dorking Rural
Clare Curran, Bookham and Fetcham West
Chris Townsend, Ashtead
Hazel Watson, Dorking Hills

District Council Appointed Members

Cllr Lynne Brooks, Fetcham East
Cllr Raj Haque, Fetcham West
Cllr David Hawksworth CBE, Ashtead Common
Cllr Mary Huggins, Capel, Leigh and Newdigate
Cllr Paul Kennedy, Fetcham West
Cllr Caroline Salmon, Beare Green

Chief Executive
Joanna Killian

District Council substitute Members

Cllr Roger Adams, Bookham North
Cllr Tim Ashton, Leatherhead South
Cllr David Harper, Ashtead Park
Cllr Rosemary Hobbs, Holmwoods
Cllr Alan Reilly, Ashtead Village
Cllr Nick Wright, Dorking South
Cllr Charles Yarwood, Charlwood

MOBILE TECHNOLOGY AND FILMING – ACCEPTABLE USE

Those attending for the purpose of reporting on the meeting may use social media or mobile devices in silent mode to send electronic messages about the progress of the public parts of the meeting. **To support this, wifi is available for visitors – please ask for details.**

Anyone is permitted to film, record or take photographs at council meetings. Please liaise with the council officer listed in the agenda prior to the start of the meeting so that those attending the meeting can be made aware of any filming taking place.

Use of mobile devices, including for the purpose of recording or filming a meeting, is subject to no interruptions, distractions or interference being caused to the PA or Induction Loop systems, or any general disturbance to proceedings. The Chairman may ask for mobile devices to be switched off in these circumstances. It is requested that if you are not using your mobile device for any of the activities

outlined above, it be switched off or placed in silent mode during the meeting to prevent interruptions and interference with PA and Induction Loop systems.

Thank you for your co-operation

Note: This meeting may be filmed for live or subsequent broadcast - at the start of the meeting the Chairman will confirm if all or part of the meeting is being filmed. The images and sound recording may be used for training purposes within the Council.

Generally the public seating areas are not filmed. However by entering the meeting room and using the public seating area, you are consenting to being filmed and to the possible use of those images and sound recordings for webcasting and/or training purposes.

If you have any queries regarding this, please contact the representative of the Community Partnerships Team at the meeting.

PART 1 – IN PUBLIC

1 APPOINTMENT OF DISTRICT COUNCIL SUBSTITUTE MEMBERS [EXECUTIVE FUNCTION - FOR DECISION]

Under the County Council's Constitution (Part 4. Standing Orders, Part 3 40 (f)) no substitutes are permitted for district/borough council co-opted members of local committees, unless a local committee agrees otherwise at its first meeting following the Council's annual meeting and in relation to all meetings in the following year, upon which named substitutes will be appointed to the Local Committee on the nomination of the relevant district/borough council.

The Local Committee is therefore asked to decide whether it wishes to co-opt substitutes in the municipal year 2021/22. Mole Valley District Council has nominated 6 district Councillors and 7 substitutes to serve on the Local Committee for the municipal year 2021-2022. Jonanna Killian, Chief Executive, has confirmed these appointments as follows, subject to the agreement by the Committee to permit substitutes:

MOLE VALLEY DISTRICT COUNCIL APPOINTED MEMBERS [6]

Cllr Lynne Brooks
Cllr Raj Haque
Cllr David Hawksworth
Cllr Mary Huggins
Cllr Paul Kennedy
Cllr Caroline Salmon

Mole Valley District Council Substitutes [7]

Cllr Roger Adams
Cllr Tim Ashton
Cllr David Harper
Cllr Rosemary Hobbs
Cllr Alan Reilly
Cllr Nick Wright
Cllr Charles Yarwood

2 APOLOGIES FOR ABSENCE AND SUBSTITUTIONS

To receive any apologies for absence and notices of substitutions from District members under Standing Order 39.

3 MINUTES OF PREVIOUS MEETING

(Pages 1 - 8)

To approve the Minutes of the previous meeting as a correct record.

4 DECLARATIONS OF INTEREST

All Members present are required to declare, at this point in the meeting or as soon as possible thereafter

- (i) Any disclosable pecuniary interests and / or
- (ii) Other interests arising under the Code of Conduct in respect of any item(s) of business being considered at this meeting

NOTES:

- Members are reminded that they must not participate in any item where they have a disclosable pecuniary interest
- As well as an interest of the Member, this includes any interest, of which the Member is aware, that relates to the Member's spouse or civil partner (or any person with whom the Member is living as a spouse or civil partner)
- Members with a significant personal interest may participate in the discussion and vote on that matter unless that interest could be reasonably regarded as prejudicial

5a PUBLIC QUESTIONS

(Pages 9 - 12)

To receive any questions from Surrey County Council electors within the area in accordance with Standing Order 66. One question has been received, the question and officer response are attached. If further questions are received before the deadline they will be circulated in a supplementary agenda.

5b MEMBER QUESTIONS

To receive any written questions from Members under Standing Order 47.

6 PETITIONS

To receive any petitions in accordance with Standing Order 65 or letters of representation in accordance with the Local Protocol. An officer response will be provided to each petition / letter of representation.

No petitions have been received.

7 BYWAY OPEN TO ALL TRAFFIC (BOAT) NO. 526 (CAPEL & WOTTON) (D287) WOLVENS LANE [FOR DECISION - OTHER COUNTY COUNCIL FUNCTIONS]

(Pages 13 - 50)

Extensive repairs to the surface of Wolvens Lane were carried

out in Autumn 2020. Prior to the works, the surface of the BOAT, its boundary banks and neighbouring land and property had suffered significant misuse from motorised vehicles, including motorbikes. In addition to some irresponsible vehicle drivers damaging the surface, some also cause a danger to other users including walkers, cyclists and horse riders by driving at speed through sections with limited visibility. Wolvens Lane has a legal width of 10 – 15 feet and several blind bends, which can make it difficult for other users to pass vehicles safely.

Officers now consider that in order to improve the safety of non-motorised users and protect the repaired surface from damage, that a Traffic Regulation Order (TRO) to restrict all motorised vehicles with 4 or more wheels and all horse drawn carriages exceeding a width of 1500mm (4'11") should be made between A and D as shown on drawing 3/1/41/H52a (annex A) in line with option 2 detailed in the report (see para. 1.4). Existing structures enforce this closure are already in place at points B and C, and appropriate signage at points A, B, C and D.

This report seeks approval to publish a Notice of Intention to make a Traffic Regulation Order for Byway Open to All Traffic (BOAT) No. 526 Capel (D287) Wolvens Lane.

8 PUBLIC FOOTPATH 24 (LEATHERHEAD)- GREEN LANE LEVEL CROSSING INVESTIGATION [FOR DECISION - OTHER COUNTY COUNCIL FUNCTIONS]

(Pages 51 - 94)

Once prepared and until subsequently modified, the Definitive Map and Statement (DMS) is conclusive evidence that a right of way exists and of its particulars. Surrey County Council (SCC) as surveying authority has a duty to make an order modifying the DMS where evidence is discovered that a public right should be added, modified or deleted.

Between 2015 and 2021 representations were made to SCC from Network Rail (NR) regarding that part of public footpath 24 (Leatherhead) which crosses the railway as shown A-B on the Drg. 3/1/51/H116. These were accompanied by evidence, which NR argued showed that A-B was recorded on the DMS in error. NR were informed that it would be normal procedure for them to make an application to the Council under s.53 and Schedule 14 of the Wildlife and Countryside Act 1981 which would require us to consider the evidence and make a decision upon it.

Countryside Access took legal advice on NR's assertion that we had a duty to consider the evidence without an application and not to defer it until all Schedule 14 work had been done. Surrey Legal confirms (s. 4.2 of the report) that this was the case and that we should look at the evidence and make a determination on it.

Evidence was sought from various parties with an interest in this matter. Substantial evidence was received for and against Network Rail's assertion and otherwise discovered by SCC. This is described in section 2 of this report. This matter was weighed

up on the basis of the legal tests laid out in Annex B and sections 1 and 9 of this report.

It is considered that evidence shows that section A-B of public footpath 24 (Leatherhead) as shown on Drg. 3/1/51/H116 should not be included on the Definitive Map and therefore should be deleted from it. A legal order to modify the DMS should be made.

9 MOLE VALLEY PARKING REVIEW [EXECUTIVE ITEM - FOR DECISION]

(Pages 95 - 154)

To consider the outcome of a review of requests that have been received for either the introduction of new parking restrictions or changes to existing restrictions at various sites in Mole Valley. Requests were received from both local councillors and the public alike.

Since the introduction of Decriminalised Parking Enforcement (DPE) in May 2005, new parking / waiting restrictions in Mole Valley have been introduced in several stages as part of our parking review process.

This report details locations and general proposals for the latest parking / waiting restriction review, to be progressed in 2021 / 2022, and seeks approval to carry out statutory advertising of the proposals. Proposals also include a number of on-street electric vehicle charging point bays.

10 RECOMMENDATIONS TRACKER [FOR DECISION]

(Pages 155 - 158)

This item provides an update on previous decisions and actions agreed by the Committee. The Committee is asked to agree that the items marked as complete are removed from the tracker.

11 FORWARD PLAN [FOR INFORMATION]

(Pages 159 - 160)

The Local Committee (Mole Valley) will note the contents of the forward plan.