

Countryside and Rights of Way (CROW) Act 2000

NOTICE OF RELEVANT AUTHORITY DECISION FOLLOWING REVIEW OF DIRECTION RESTRICTING CROW ACCESS

Prepared by Yorkshire Dales National Park Authority

Access authority: Yorkshire Dales National Park Authority
Relevant authority: Yorkshire Dales National Park Authority
Local access forum: Yorkshire Dales Local Access Forum

Direction reference: 2004110252

Land Parcel Name	Direction Reference	Details of restriction on original direction
Holgates Pasture, Kilnsey	2004110252	Direction to exclude dogs from Holgates Pasture between 1 June and 28 February annually, only when suckler cows and calves are present, on the grounds of public safety and land management.

The Yorkshire Dales National Park Authority has now decided how to proceed following its review of this direction to restrict CROW access rights on this land.

A consultation was held between 20 July 2015 and 17 August 2015 with statutory consultees and the general public, and feedback was received from the Yorkshire Dales Local Access Forum (YDLAF) and The Ramblers Association.

The second consultation, on the proposed new direction, was held in September and October 2015 and comments were received from the Yorkshire Dales Local Access Forum (YDLAF) and the Ramblers Association.

In summary the feedback was as follows:

The advice of the YDLAF was that the direction at Holgates, Kilnsey be properly signed when activated and that the map be altered to exclude all dogs, including guide and hearing dogs.

The Ramblers Association agreed to the continuation of the current direction, providing that correct and up to date information is provided on the open access website and at site locations, allowing the public to comply with restrictions to the right of access. This should include new on-site signage clearly indicating the nature of the restriction.

The applicants state the situation has not changed since the original application to restrict access under the Countryside & Rights of Way Act 2000 and they wish the restriction to remain in place.

Outcome of the review

As the relevant authority, the YDNPA has considered the comments made during the consultation period and has decided to continue the direction to exclude dogs from Holgates Pasture between 1 June and 28 February annually only when suckler cows and calves are present, for a further period of six years. There has been no new evidence to suggest that there has been a change in the way the CRoW access land is used or managed since the original direction was made, and other alternative management methods are not considered appropriate.

Natural England's policy for long term directions is that they should not be given for a period of more than 6 years. Therefore the original direction will be varied to have an end date of 29 November 2021.

Summary of changes made to the existing directions:

Land Parcel Name:	Details of restriction on original direction:	New details of restriction
Holgates Pasture, Kilnsey	Direction to exclude dogs from Holgates Pasture between 1 June and 28 February annually, only when suckler cows and calves are present, on the grounds of public safety and land management. 28 May 2010 to 27 May 2016	Direction to exclude dogs from Holgates Pasture between 1 June and 28 February annually, only when suckler cows and calves are present, on the grounds of public safety and land management. 30 November 2015 to 29 November 2021.

A copy of the direction is enclosed for your information. Details of the restriction will appear on the relevant map of access land on the Open Access website - www.openaccess.naturalengland.org.uk.

You should note that the applicant has the right to appeal within six weeks against our decision not to act in accordance with the application originally submitted to us. Only the applicant can appeal against this decision. Details of any appeal will appear on the Planning Inspectorate's website at www.planningportal.gov.uk/planning/countryside/countryside.

Where a direction restricts access indefinitely, for more than five years, for part of every year, or for part of at least six consecutive years, we have a statutory duty to review it within five years of the date of its issue.

Date review completed: 30 November 2015