

22 October 2024

Annwyl/Dear

Thank you for your request which I received on 3 September 2024. You asked for the following information:

Please supply all actual evidence submitted by Vale of Glamorgan Council regarding the public right of way no. 73. twenty years use from 1979 - 1999.

1. *Evidence of the existing public right of way from point A - B (4%) the private drive of plots 256 & 257 for the required use of twenty years from 1979 - 1999. Taking account of an official site survey carried out in 1997.*
2. *Evidence of the existing public right of way from point B - D (96%) of public open space point B - D being Porthkerry Country Park .*
3. *Points B - D was signed and sealed and transferred to the Council via s. 106 legal Agreement on 21st November 1994 with Land Authority for Wales. Rights granted by licence in perpetuity to pass and repass.*
4. *Please supply information the council divulged regarding the land was held by licence.*
5. *Did the Council mention the fact that a s. 106 planning condition was a pedestrian access to adoptable standard from an estate road the pedestrian access has never been installed.*

An extensive file of public right of way no. 73 existed held by Planning Inspectorate from the year 1999.

6. *When was this file destroyed.*
7. *An official copy of the Modification Order dated January 2003, where is this Order?*

Please see below for our response.

1. ***Please supply all actual evidence submitted by Vale of Glamorgan Council regarding the public right of way no. 73. twenty years use from 1979 - 1999.***

We do not hold this information. The case file for 514186 have been destroyed in accordance with retention and disposal policies. An electronic copy of file 514186 was sent to you on CD.

2. ***An extensive file of public right of way no. 73 existed held by Planning Inspectorate from the year 1999.***

The case file was destroyed in 2010. PEDW do not hold an official copy of the Modification Order dated January 2003. The Order Making Authority may hold an official copy. An electronic copy may be held on the CD which was sent to you.

If you are dissatisfied with the Welsh Government's handling of your request, you can ask for an internal review within 40 working days of the date of this response. Requests for an internal review should be addressed to the Welsh Government's Freedom of Information Officer at:

Information Rights Unit
Welsh Government
Cathays Park
Cardiff
CF10 3NQ

or e-mail: Freedom.of.information@gov.wales

Please remember to quote the ATISN reference number above.

You also have the right to complain to the Information Commissioner. The Information Commissioner can be contacted at:

Information Commissioner's Office
Wycliffe House
Water Lane
Wilmslow
Cheshire
SK9 5AF

Telephone: 0303 123 1113

Website: www.ico.org.uk

However, please note that the Commissioner will not normally investigate a complaint until it has been through our own internal review process.

Yours sincerely