



LLANHARAN COMMUNITY COUNCIL DMMO* Assistance POLICY

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Policy Statement

Llanharan Community Council is committed to providing limited assistance to members of the public who wish to apply for a DMMO (*Definitive Map Modification Order).

The Officers of the Council do not provide legal advice.

Introduction

The Definitive Map is the legal record of public rights of way. If evidence shows the map is wrong, a DMMO is the mechanism to correct it. It does *not* create new rights; it records rights that already exist in law.



Terms used

For the purposes of this policy, “Officers” shall be understood to refer to Community Council staff.

The phrase “The Community Council” usually refers to work carried out by officers of the council.

“Members of the Public” shall refer to any individual over the age of 18 who is a resident of the Llanharan Community Council area.

Local Authority Process

The process of applying for a DMMO belongs to Rhondda Cynon Taf County Borough Council (RCTCBC). Standard forms are provided by them and applications must be made to them.

Policy detail

Llanharan Community Council officers will provide limited assistance to members of the public who wish to submit a DMMO application to register a footpath or bridleway as a ‘Public Right of Way’. Throughout this process, the member of the public is the applicant and will sign all forms.

- i) The member of the public is to collect all witness statements and evidence required and to complete the relevant evidence forms accordingly.
- ii) The Community Council will assist in the completion of ‘Certificate 1’ (Application for a DMMO).
- iii) The Community Council will check that all evidence paperwork and Certificate 1 is in order.
- iv) The Community Council will assist in the completing of ‘Certificate 2’ (To certify that the requirements of paragraph 2 of schedule 14 to the Wildlife Countryside Act 1981 have been complied with, i.e. that landowners have been contacted and served with a ‘Certificate 3’ notice or alternative).
- v) The Community Council will carry out land registry searches and other investigations to assist in the identification of landowners so far as is reasonably



possible.

vi) The Community Council will assist in the completion of 'Certificate 3' (Notice of DMMO application) and assist in providing this document to landowners.

vii) The Community Council will assist in the submitting of the application to the Local Authority.

This is a non-contractual policy which will be reviewed from time to time.

Failure or refusal to sign an acknowledgement does not affect the application of this policy, which will apply to all employees from the date of issue.