

## APPENDIX 2

Objections received following consultation:

1. Dog walkers and horse riders started using the path shortly after it was created so the landowner at the time ensured gates were closed for at least one week per year. In addition to this the gates were closed to allow the verges of the lane to be grazed and to move livestock.

*This demonstrates gates were closed for set periods of time however there is no mention of the gates being locked to prevent public access, closed gates alone do not preclude the existence of public rights. Additional information to confirm if the gates were ever locked was requested, but none could be provided.*

2. Two gates were installed in February 2017 to restrict public access, these were later locked to prevent access.

*The supporting statements provide evidence of continuous use for a period of over 20 years prior to the gates being installed and locked.*

3. The track was closed for at least two weeks per year normally around Christmas / New Year and again in the summer months of June and July with the express intention of avoiding the establishment of a bridleway.

*This demonstrates gates were closed for set periods of time however there is no mention of the gates being locked to prevent public access. Additional information to confirm if the gates were ever locked was requested, but none could be provided.*

4. The gates between Durclawdd and Ty Gwennol have historically been closed on an annual basis over the last 23 years for stock control and security reasons.

*This demonstrates gates were closed during this period however there is no mention of the gates being locked to prevent public access, closed gates alone do not preclude the existence of public rights. Additional information to confirm if the gates were ever locked was requested, but none could be provided.*

5. Carmarthenshire County Council do not contribute to maintenance of the lane.

*The Council have a responsibility for the surface of public rights of way in proportion to the recorded classification of the right of way. The council are responsible for maintaining the section of the route currently recorded as a public footpath to a standard suitable for pedestrian use, if the claim is successful then the newly recorded route would be maintained to bridleway standard.*

6. Access over the track was restricted around three times a year between 2009 and 2016 to allow for on-going maintenance of the track.

*This demonstrates access was restricted during this period however there is no mention of gates being locked to restrict access or access being prohibited in some other way. Additional information was requested, but none could be provided.*

7. The previous owner of Ty Gwennol physically closed the track annually to ensure no right of way was established.

*This suggests some form of annual closure however there is no mention of how this was achieved. Attempts to gain additional information from the previous owner of Ty Gwennol failed to confirm if gates were ever locked.*

8. Track is private access to Ty Gwennol and was included in the planning agreement for the property obtained in the early 1980's.

*Research into the planning permission failed to find any mention of the track and private access does not preclude the existence of public rights.*