FREEDOM OF INFORMATION REQUEST – 691/18

Dear Sir/Madam

Your request for information has now been considered and the information requested is provided below.

Request/Response:

I would like to make a FOI request for information regarding an easement granted by Rutland Council regarding a track in Barrow LE157PE and leading from Main Street across fields. I enclose a copy of a map indicating the track which is classified as Village Green Space. It is currently the subject of planning application # 2018/0096/FUL

Apparently there are easements over this track allowing for agricultural access granted to at least two parties many years ago.

1. I would like to know the names of the parties to whom the easements were granted and when and their current status.

   Answer: J R Conen and S M Conen; 29th January 2016; granted in perpetuity; the ownership of the track was registered with effect from 20th May 1968 by Oakham Rural District Council via the Commons Registration Act 1965. The land is registered at Land Registry under title LT411744. We are not aware of any other easements granted and there are no other easements recorded on the Land Registry title LT411744.

2. I should also like to know what, if any, terms and conditions or qualifications were/are attached to those easements.

   Answer: The easement contains the right for the Grantee and successors in title to pass with or without vehicles over and along the Accessway at all times for all purposes connected with the agricultural use of the Grantee's Property but not for any other purpose; the right for the Grantee and its successors in title to repair and maintain the Accessway provided that in carrying out such repair and maintenance the Accessway remains as a substantively grass track and the character of the Accessway is not altered; To comply with all relevant laws; Not to cause any damage to the Grantor's Property and to make good any damage caused to the Grantor's reasonable satisfaction and pay full compensation in respect of any damage etc; Not to cause any nuisance, annoyance or disturbance to the Grantor or of neighbouring land or other persons entitled to use the Right; Not to obstruct the Accessway or deposit any waste, rubbish, soil or other material on any part of the Grantor's Property etc; To pay to the Grantor all costs incurred in the event of breach;
3. And, finally, because I am objecting to the current planning application which involves altering both the status and physical appearance of this Village Green Space I would like to know to which department general public representations regarding these proposed alterations should be made.

   Answer: Planning [relating to the current application] and Property Services [in relation to any perceived breach of the easement].

If you are dissatisfied with the handling of your request please contact the Data Protection Officer, Rutland County Council, Catmose, Oakham, Rutland LE15 6HP
You can also complain to the Information Commissioner at:

The Information Commissioner's Office
Wycliffe House, Water lane
Wilmslow, Cheshire
SK9 5AF
Tel: 01625 545700

Yours faithfully

FOI Administrator
Business Support Team
Rutland County Council
This figure cannot be read. It seems to be a map, possibly of a town or location. It includes various labels and lines, but without further context, the specific content or purpose of the map is unclear. It might be related to a place called Barrow, but without additional information, it's difficult to provide a meaningful interpretation.