

The National Park Authority shall carry out on behalf of the Council those duties set out in Part 1 of the Schedule in relation to those Public Rights of Way recorded on the Definitive Map and Statement at the time of this Agreement.

Where Public Rights of Way are newly recorded on the Definitive Map, subsequent to this Agreement, the Authority's duties under Parts 1 and 3 of the Schedule will only extend to those routes where the Authority has given its express written consent or where routes are added as a result of the Authority exercising a power under Section 53(2) of the Wildlife and Countryside Act, 1981 listed in Part 4 of Schedule 1.

The National Park Authority may, but shall have no duty to, exercise those powers set out in Part 2 of the Schedule. These powers may be exercised without the express written consent of the County Council.

The National Park Authority shall carry out on behalf of the Council those duties set out in Part 3 of the Schedule in relation to those Rights of Way recorded on the Definitive Map and Statement at the time of this Agreement and give written notice to the Council, when it decides not to exercise those duties. These duties may be exercised without the express written consent of the Council. Where the Authority opts not to undertake these duties the Council will be responsible for fulfilling these duties itself in accordance with its own priorities.

The Authority shall have no duty but may, on receipt of the written permission of the Council, exercise those powers set out in Part 4 of the Schedule.

The Schedule

Part 1	
Statutory Duty	Summary of Content
Highways Act 1980 s41 (excluding 41 1(A))	To maintain publicly maintainable highways.
Highways Act 1980 s134	To enforce the restoration of footpaths and bridleways lawfully ploughed or disturbed
Highways Act 1980 s135	To make an order temporarily diverting a footpath, bridleway or restricted byway to enable agricultural excavation or engineering works to be carried out subject to conditions of ss(2) being met
Highways Act 1980 s175A	Duty to have regard to the needs of disabled and blind people when executing works in the highway
Countryside Act 1968 s27	To signpost and waymark footpaths, bridleways, restricted byways and byways where they leave

	metalled roads and elsewhere to help people follow the route
National Parks and Access to the Countryside Act 1949 s57	Duty to prevent display of notices deterring public use of routes shown on the definitive map

Part 2	
Statutory Provision	Summary of content
Highways Act 1980 s132	To remove unauthorised signs from rights of way
Highways Act 1980 s135A & B	Provisions for the temporary diversion of highways to allow dangerous works
Highways Act 1980 s143	To require the removal of a structure or other obstruction from a right of way
Highways Act 1980 s146	To require maintenance work to be undertaken on stiles or gates
Highways Act 1980 s147	To authorise new stiles or gates
Highways Act 1980 s149	To require removal of things deposited on a right of way causing a nuisance
Highways Act 1980 s154	To require the cutting back of vegetation overhanging a right of way
Highways Act 1980 s160A and Schedule 12A	Carrying out works in connection with the disturbance of the surface of highways
Highways Act 1980 s161	Dangers and annoyances on the highway
Highways Act 1980 s163	Prevention of water flowing onto the highway
Highways Act 1980 s164	To require the abatement of a nuisance caused by barbed wire adjoining a right of way
Highways Act 1980 s165	To require the fencing of dangerous land adjoining a right of way
Highways Act 1980, s167	Construction and repair of retaining walls near streets
Highways Act 1980, s169	Control of scaffolding on highways
Highways Act 1980, s171	Control of building materials and excavations in a "street"
Highways Act 1980, s172	Erection of hoardings during work to buildings in a "street"

Highways Act 1980, s173	Secure erection of hoardings
Highways Act 1980 s43(2)	Power of Highway Authority to meet highway maintenance costs incurred by parish councils
Highways Act 1980 s45	Power to get materials for the maintenance of public highways
Highways Act 1980 s46	Supplementary provisions to s45
Highways Act 1980 s57	Recovery of expenses of highway maintenance from persons liable to maintain
Highways Act 1980 s59	Recovery of expenses due to extraordinary traffic
Highways Act 1980 s66(3)	To provide barriers, posts, rails or fences on a publicly maintainable footpath or bridleway to safeguard persons using the highway
Highways Act 1980 s77	Raising or lowering the level of highways
Highways Act 1980 s80	Power to fence highways
Highways Act 1980 s81	Boundary markers
Highways Act 1980 s96	Planting of trees and shrubs
Highways Act 1980 s100	Drainage works by Highway Authority
Highways Act 1980 s101	Filling in or piping of dangerous roadside ditches
Highways Act 1980 s102	Protection of highways against snow, flood, landslide or other natural hazards
Highways Act 1980 s122	Temporary diversions during repair or widening of highways
Highways Act 1980 s145	Power to require enlargement of gates across bridleways
Highways Act 1980, s289	Powers of entry onto land for surveying
Highways Act 1980, s290	Supplementary to Section 289
Highways Act 1980, s291	Power of entry onto land to maintain structures & works
Highways Act 1980, s293	Power of entry onto land for purposes connected with orders relating to footpaths & bridleways
Highways Act 1980, s294	Provisions relating to enforcement of rights of entry
Highways Act 1980, s295	Power to dispose of materials left in the street
Highways Act 1980, s296	Power to execute works on behalf of other persons

Highways Act 1980, s297	Power to obtain information about land ownership
Highways Act 1980, s300	Right to use vehicles and appliances on footpaths & bridleways
Highways Act 1980, s305	Recovery of expenses from persons liable
Wildlife and Countryside Act 1981, s62	Appointment of wardens for public rights of way
Road Traffic Regulation Act 1984, s14	Temporary prohibition or restriction of traffic
Road Traffic Regulation Act 1984, s65	Power to place traffic signs
Road Traffic Regulation Act 1984, s69	Power to require removal of privately placed signs
Road Traffic Regulation Act 1984, s71	Power to enter land in connection with traffic signs
Road Traffic Regulation Act 1984, s92	Placing bollards, etc. to give effect to traffic orders
Road Traffic Act 1968, s33	Authorisation of motor vehicle trials on footpaths & bridleways

Part 3

Highways Act 1980 s56	Receipt of and response to notices re: ways/bridges being out of repair
Highways Act 1980 s130, s130A, s130B, s130C, s130D	To assert and protect the rights of the public to the use and enjoyment of, and to prevent so far as possible the stopping up or obstruction of highways

Part 4

(The Authority may carry out on receipt of written consent from the Council)

Wildlife and Countryside Act 1981 s53	To make Definitive Map Modification Orders
Highways Act 1980 s62, 72 and 76	To improve, widen or level rights of way
Highways Act 1980 s91	Construction of bridges
Highways Act 1980 s92	Reconstruction of bridges maintainable at public expense
Highways Act 1980 s93	Power to make orders as to reconstruction etc. of privately maintainable bridges
Highways Act 1980 s94	Power of Highway Authority & bridge owners to enter into agreements