



APPLICATION FOR THE DIVERSION OF A PUBLIC RIGHT OF WAY

Please read the accompanying notes carefully before completing this form

1. Name and Address of Applicant:

Daytime Telephone No:

E-mail:

2. Name and Address of Agent (if any) to whom correspondence should be addressed:

Telephone No:

E-mail:

3. Particulars of public right of way to be diverted:

(a) Footpath/Bridleway No:

(b) Parish/Town:

- (c) Length in metres of section to be diverted:

 - (d) Description of section to be diverted. Describe the existing position, width, direction, nature of surface and any stiles, gates or bridges:
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4. Interested parties:

- (a) Applicant's interest in the land over which the existing path runs (e.g. owner or tenant):

 - (b) If any other person has an interest in the land over which the existing path runs, please give details. Also attach a letter from that person indicating their agreement with this application:
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5. Town and Country Planning Act Application

Can only be considered by the authority granting planning permission.

- (a) State the reason for the application (e.g. 'mineral extraction' or 'waste disposal'):

(b) Name and address of Developer (registered office in the case of a limited company), including name of person we should contact:

(c) Date and reference of planning permission:

(d) Date development is expected to commence:

6. Highways Act Application

Before making a Diversion Order, it must appear to the District Council that it is expedient to divert the path on the grounds that it is not needed for public use.

It should also be noted that the District Council must disregard any temporary circumstances, such as obstructions, preventing or diminishing the use of the path by the public.

(a) State clearly the reason for the diversion application. It is the applicant's responsibility to satisfy the Council that the application is justified.

- (b) Please describe the alternative route you could expect the public to use if this path was diverted. If there is no alternative, please state "none".

7. Remarks, if any:

Please enclose:-

- (a) A clear map at a scale of not less than 1:2,500 or (if no such map is available) to the largest scale readily available. The scale and north point should be clearly shown as well as the grid reference. The map should also contain sufficient detail to show the effect, not just on the path or way to be diverted, but also on those highways connected to it.
- (b) If any person other than the applicant has an interest in the land over which the existing path runs, a letter from that person indicating agreement with the application.

8. Applicant's Declaration

I/We understand that no authority is given for the diversion of a public right of way unless and until an Order has been made and confirmed and the requirements of such an Order have been complied with.

I/We understand that, in the event of this application being processed, I/We will defray the following expenses:

- (i) any compensation which may become payable in consequence of the operation of the Order.
- (ii) any expenses which may become recoverable from North East Derbyshire District Council in consequence of the coming into operation of the Order.
- (iii) the cost of any works (including removal or repositioning of any statutory undertakers' apparatus in, on or under the highways to be diverted) necessary in consequence of the coming into operation of the Order.
- (iv) the cost incurred by the District Council in processing the application, making the Order, consulting the relevant bodies and in publishing statutory notices in connection with the Order

I/We hereby apply for the diversion of the public path in accordance with this application.

Signed

Full Name (please print)

Date Position

When completed by an agent, the applicant must also sign this form. Where the applicant is a partnership or corporate body, the position of the signatory should be indicated.

