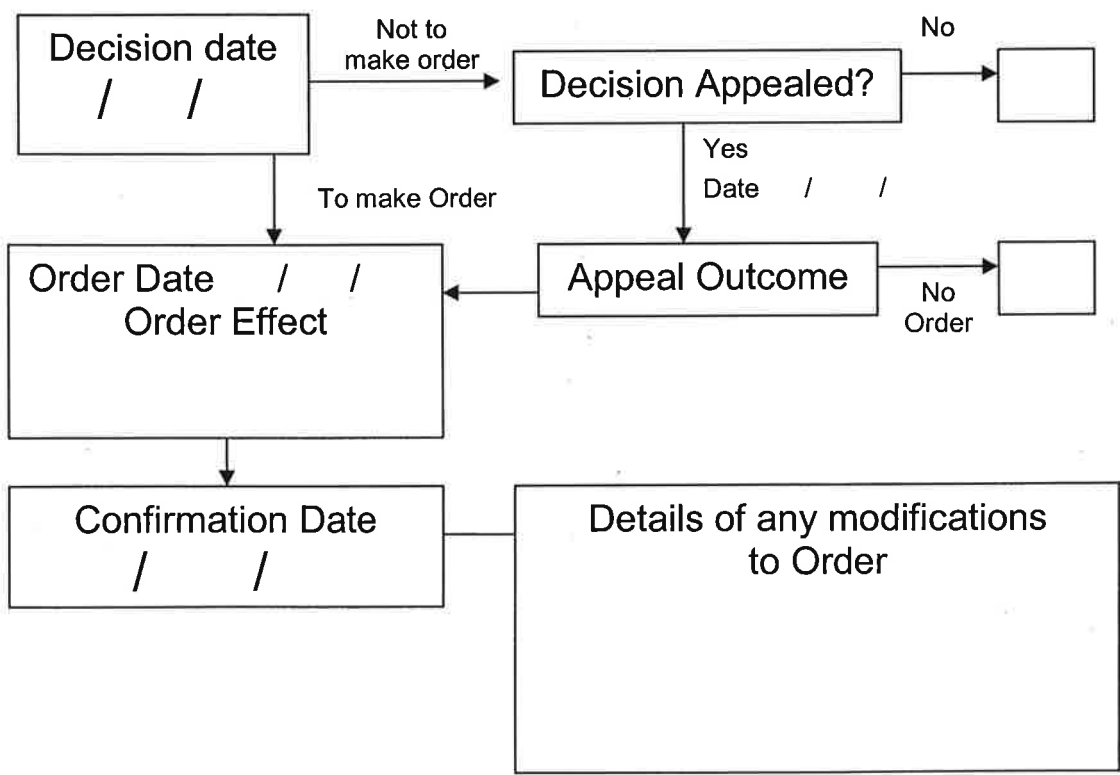


REGISTER OF APPLICATIONS - PUBLIC PATH ORDERS

DETAILS OF APPLICATION

District	North Herts	File Name	Barley FP15
Parish	Barley	Application Date	25/11/01
		Grid References	
Application to	Divert footpath	Point A	TL 411, 375
		Point B	TL 411, 374
Applicant	R. Hamilton-Russell		
Nearest	City	Town	Village
	Cambridge	Royston	Shattenhoe End
Addresses of properties affected	House Name/Street	Postcode	
	Mincinbury, Barley	SG8 8LD	

DETERMINATION (DECISION) OF APPLICATION



APPLICATION FOR A PUBLIC PATH DIVERSION ORDER
Highways Act 1980 Section 119

Please read the Advice to Applicants carefully before filling in the application form.

- The completed form,
 - a plan based on an ordnance survey map of a scale not less than 1:2500,
 - proof of title, and
 - a cheque for £70, payable to Hertfordshire County Council
- should be sent to the Definitive Map Officer

Application to divert public footpath*/~~bridleway*~~

Number ...15.....

Parish ...BARLEY

Full name(s) of applicant R. D. HAMILTON - RUSSELL

Address MINCINBURY

BARLEY

ROYSTON, HERTS. SG8 8LD

Phone no. 01763 848610 daytime phone no. 01763 848610

Fax no. 01763 848610 e-mail address -----

Address for correspondence (if different from above e.g. solicitor)

(*Delete as appropriate)

1. **Ownership of land affected by the application**

1.1 Are you the freehold owner and occupier of all of the land affected by the proposed diversion?

Yes No

If yes, go to 1.4

1.2 If no,

- list below the names and addresses of all the owners, occupiers or lessees of land affected by the diversion including yourself,
- indicate accurately on the application plan the different ownerships and occupations.
- enclose a letter of consent, and supporting documentation proving title, such as Land Registry documents, from all of the owners, occupiers and lessees.

Name	Address	Status (i.e. landowner, occupier or lessee)
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

1.3 Will any owners, occupiers or lessees of the land affected by the proposed diversion to your knowledge claim compensation under Section 28 of the Highways Act 1980?

Yes No

1.4 Does, to your knowledge, any statutory undertaker (e.g. gas, water, electricity, telephone) have any rights on, over or under the land over which the right of way runs?

Yes No

If yes, describe the rights (e.g. wayleave)

1.5 Is to your knowledge the apparatus of any statutory undertaker affected by the proposed diversion?

Yes No

If yes, state what apparatus may be affected _____

2. **Reasons for application**

2.1 Please state fully your reasons for applying to divert the public right(s) of way. Remember that the County Council may not make an order unless it is satisfied that it is expedient in your interests to do so.

1. TO REGULARISE THE ROUTE THAT HAS BEEN
IN USE FOR MORE THAN TWENTY YEARS
2. TO PROTECT PRIVACY AND SECURITY OF THIS
PROPERTY AND ITS OUTBUILDINGS.

3. **Description of routes**

The routes should be shown on an accurate up-to-date plan at a scale of not less than 1:2500.

3.1 **Existing Route** (i.e. the path recorded on the Definitive Map)

from POINT "A" ON PLAN OS grid ref 412 375

to POINT "B" ON PLAN OS grid ref 413 375

distance 188 metres width _____

existing stiles/gates/bridges (list and show position on plan)

NONE

3.2 **Proposed Route**

from POINT "A" ON PLAN OS grid ref 412 375

to POINT "C" ON PLAN OS grid ref 413 374
(if known)

distance 110 metres width 2 METRES

proposed stiles/gates/bridges (list with grid refs and show position on plan). The Council will not normally agree to stiles or gates in the Order setting out the new route. If necessary they may be authorized separately under s147 of the Highways Act 1980 to prevent the ingress or egress of stock.

NONE

3.3 Is the existing (definitive) route unobstructed and fully available to the public?

Yes No

3.4 If the answer is NO, state fully the reasons why the route is obstructed and describe and show clearly on the application plan the obstruction and the route walked/riden by the public.

GARDEN FENCE AND MATURE TREES AT EASTERN END
6 FT. CHAIN LINK FENCE AT WESTERN END.
THE PROPOSED ROUTE HAS BEEN IN USE FOR MORE THAN
20 YEARS. OBSTRUCTIONS TO DEFINITIVE ROUTE WERE ERECTED
OR PLANTED BY PREVIOUS OWNERS OF THIS PROPERTY TO PROTECT
4. COSTS LIVESTOCK FROM PREDATION AND DISTURBANCE, AND PROPERTY
[FROM THEFT.

4.1 *I/~~We~~ agree to pay the cost of processing the application as detailed in the Advice to Applicants. *I/~~We~~ ~~enclose a cheque for £70.~~

(*delete as appropriate)

Signed _____

25th November 2001

on behalf _____

5. AGREEMENT REGARDING WORKS AND COMPENSATION COSTS

5.1 Works

~~*I/We~~ understand that the applicant must pay the cost of all works which may be required by the County Council including signposting and waymarking to bring the new site of the path diversion into fit condition for use by the public. ~~*I/We~~ understand that ~~*I/We~~ will be required to enter into an agreement to carry out works specified in a schedule to be drawn up by the Countryside Access Officer. ~~*I/We~~ understand that if the works are not completed within the time specified, or to the required standard, the Countryside Access Officer will, after notice in writing, carry out or complete the works and that ~~*I/We~~ will be liable for all costs so incurred.

(*delete as appropriate)

5.2 Compensation

~~*I/We~~ confirm that ~~*I/We~~^{Am} are the sole owner(s) and occupier(s) of the land affected by the proposed diversion.

~~*I/We~~ enclose letters of consent from all landowners, occupiers or lessees of the land affected by the diversion and agree to pay any compensation which may become payable in consequence of the order becoming operative.

~~*I/We~~ declare that the existing public right of way is not obstructed as described in 3.1 and is fully available to the public.

~~*I/We~~ undertake not to obstruct the existing public path(s) in any way before the confirmed diversion order comes into operation.

~~*I/We~~ understand that the diversion is not operational until the works, as specified, have been completed.

(*delete as appropriate)

Signed

~~on behalf~~

25th November 2001

541400

541200

541000

541400

541200

541000

Scale 1:2500

20 0 20 40 Meters

N

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Herfordshire County Council, LA 076678, 2001

Spreads

GARDEN FENCE

AND MATURE TREES.

92m

B.

188 METRES

Mincinbury

187 METRES

A.

110 METRES

C.

--- 6' CHAIN LINK FENCE BETWEEN POINTS A & C.

POINT A: TL 411, 375
POINT B: TL 411, 374

POINT A TO POINT B = DEFINITIVE ROUTE
POINT A TO POINT C = PROPOSED ROUTE IN CURRENT USE.