

REGISTER OF APPLICATIONS - PUBLIC PATH ORDERS

DETAILS OF APPLICATION

District North Herts File Name kimpton 28 & 29
 Parish kimpton Application Date 9/7/03

Grid References

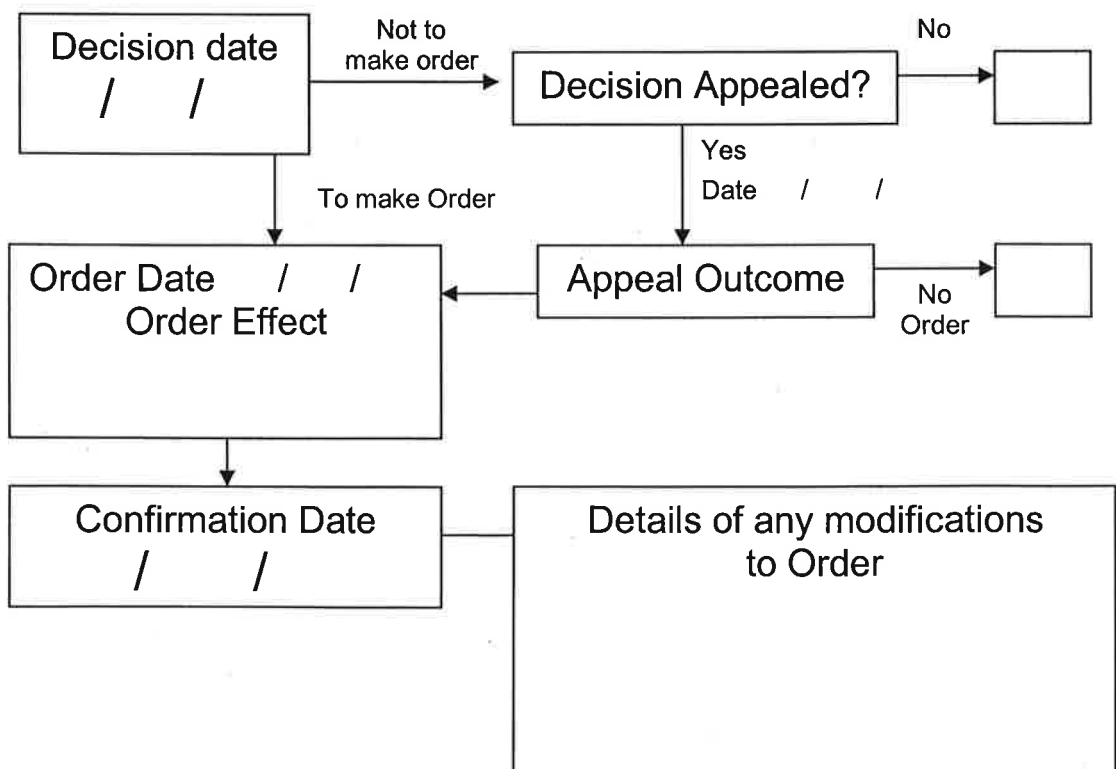
Application to Point A TL 195, 189 C: TL 195, 187
Divert footpath Point B TL 194, 185

Applicant kimpton Parish Council Footpath Committee

	City	Town	Village
Nearest	<u>St Albans</u>	<u>Stevenage</u>	<u>kimpton</u>

Addresses of properties affected	House Name/Street	Postcode
	<u>keepers cottage, Hitchin</u>	<u>SG4 8SU</u>
	<u>The Bathy, Hitchin</u>	<u>SG4 8SU</u>

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 X~~
 - ~~a cheque for £70, payable to Hertfordshire County Council X~~
- should be sent to the Definitive Map Officer

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

Number 27 and 28

Parish KIMPTON

Full name(s) of applicant KIMPTON PARISH COUNCIL FOOTPATH COMMITTEE

Address c/o CARINA HELM, PARISH CLERK

1 DACRE CRESCENT, KIMPTON, HITCHIN, HERTS SG4 8Q5

Phone no. _____ daytime phone no. 01438 833763

Fax no. SAME AS TELEPHONE e-mail address CARINMHELMN@KIMPTONPARISHCOUNCIL
.FREESERVE.CO.UK

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

BOB FINCH, FOOTPATH COMMITTEE REPRESENTATIVE

108 HIGH STREET, KIMPTON, HERTS SG4 8QP

TEL 01438 832497 EMAIL K2SENT@AOL.COM

(*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 **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)
HUNTER PEACE	THE BOTHY, RYE END, COBICOTE, HERTS	SG4 8SU
MARY TRUMBLE	THE KENNELS	DITTO
OXFORD UNIVERSITY CHEST (OWNER)	MR HARDING (FARMER)	
(AGENTS) SMITH-WOOLLEY		

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 **DON'T KNOW**

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 **DON'T KNOW**

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 **DON'T KNOW**

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.

SEE ATTACHED LETTER/BRIEFING TO PARISH COUNCIL
2nd JULY 03

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)

SEE ATTACHED ORDER NO. 3631 8/7/1987
from _____ OS grid ref _____

to _____ OS grid ref _____

distance _____ metres width _____

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

SEE ATTACHED ORDER NO. 3631 8/7/1987

3.2 **Proposed Route**

from _____ OS grid ref _____

to _____ OS grid ref _____
(if known)

distance _____ metres width _____

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.

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

Yes No 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/ridden by the public.

EXISTING ROUTE HAS SHEEP-FOLDING FENCES
OBSCURING ACCESS AND IS INADEQUATELY SIGNED

4. COSTS

4.1 NO COSTS TO BE PAID BY APPLICANT
~~*I/We agree to pay the cost of processing the application as detailed in the~~
~~Advice to Applicants. *I/We enclose~~

(*delete as

Signed _____

7 JULY 2003

on behalf of HUMPTON PARISH COUNCIL

5. AGREEMENT REGARDING WORKS AND COMPENSATION COSTS

5.1 Works

N/A

~~*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

N/A

~~*I/We confirm that *I/We 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.~~

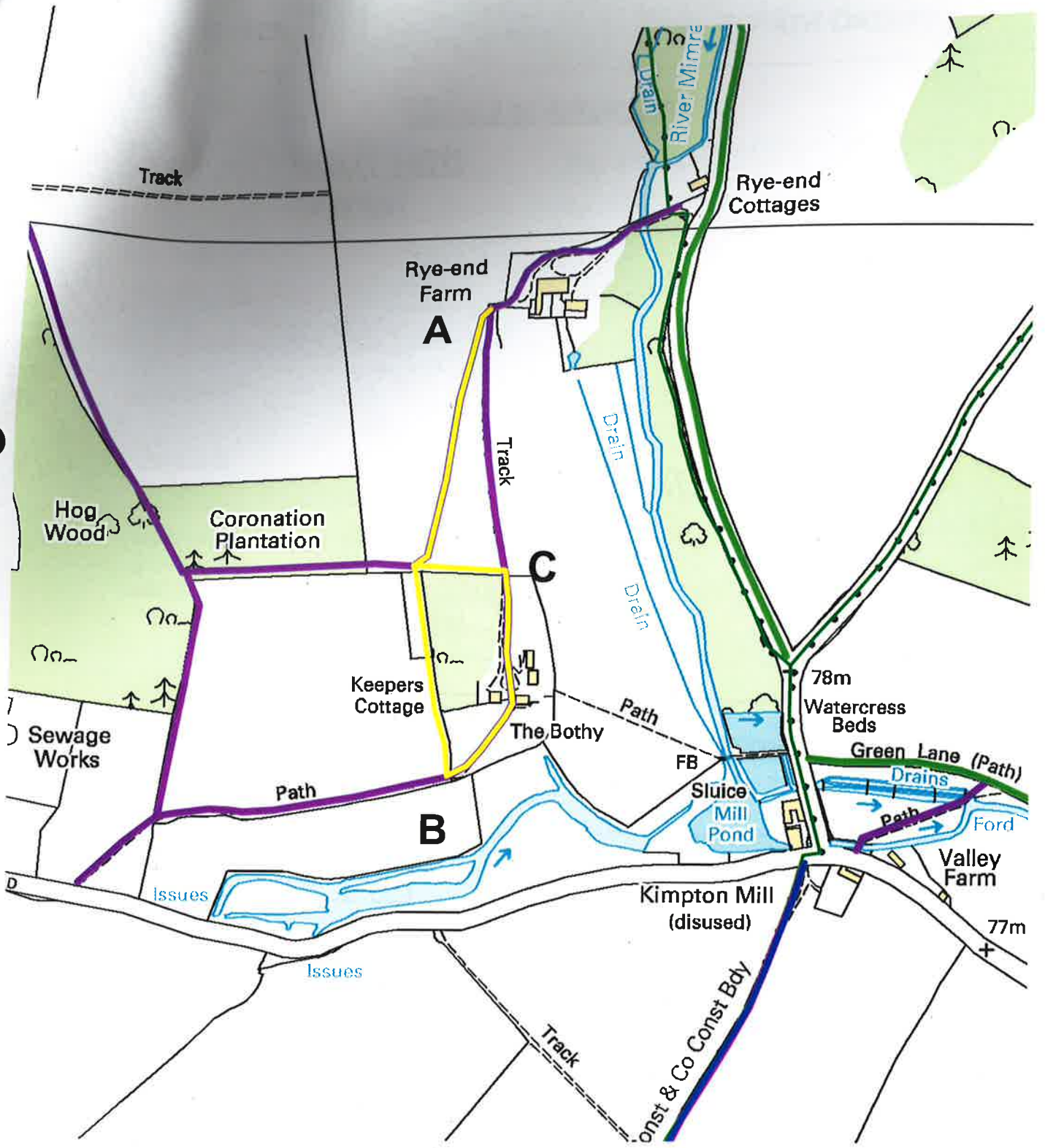
~~*I/We undertake not to obstruct the existing public path(s) in any way before the confirmed diversion order comes into operation.~~

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

(*delete as appropriate)

Signed _____ Date _____

on behalf of _____



A: TL 195, 189
 B: TL 194, 185
 C: TL 195, 187



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