

REGISTER OF APPLICATIONS - PUBLIC PATH ORDERS

DETAILS OF APPLICATION

File Name:	Elstree & Borehamwood 7 diversion
Date application received:	9 January 2017
Name of Applicant:	Pratibha Sachdev
Intended effect of application:	To divert part of Elstree & Borehamwood Footpath 7

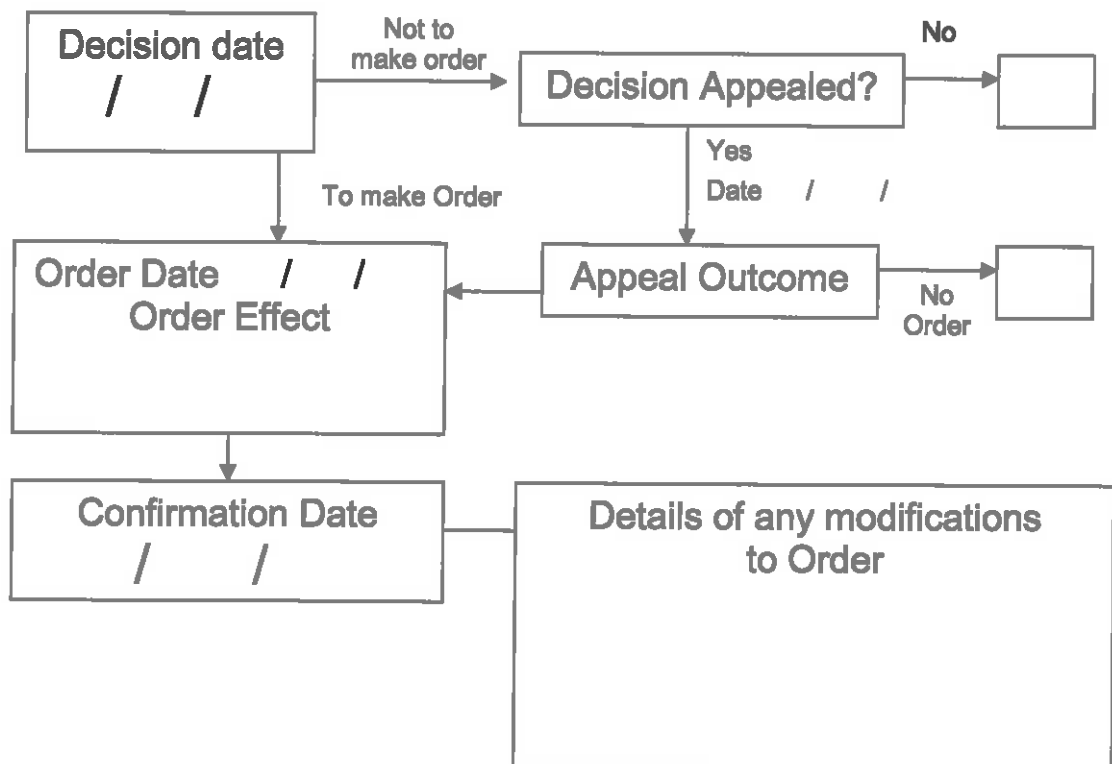
LOCATION OF APPLICATION

District:	Hertsmere	Parish:	Borehamwood
Nearest	City:	St Albans	
	Town:	Borehamwood	
	Village:	Elstree	
	Grid References or		Definitive Map path reference
Start Point (A)	TQ 1854 9547	DM sheet 85	
End Point (B)	TQ 1857 9520		

ADDRESS OF PROPERTIES ON THE APPLICATION ROUTE

Abbots Mead Barnet Lane Friars Mead Barnet Lane	WD6 3RA WD6 3RA	The Chantry Barnet Lane	WD6 3QZ
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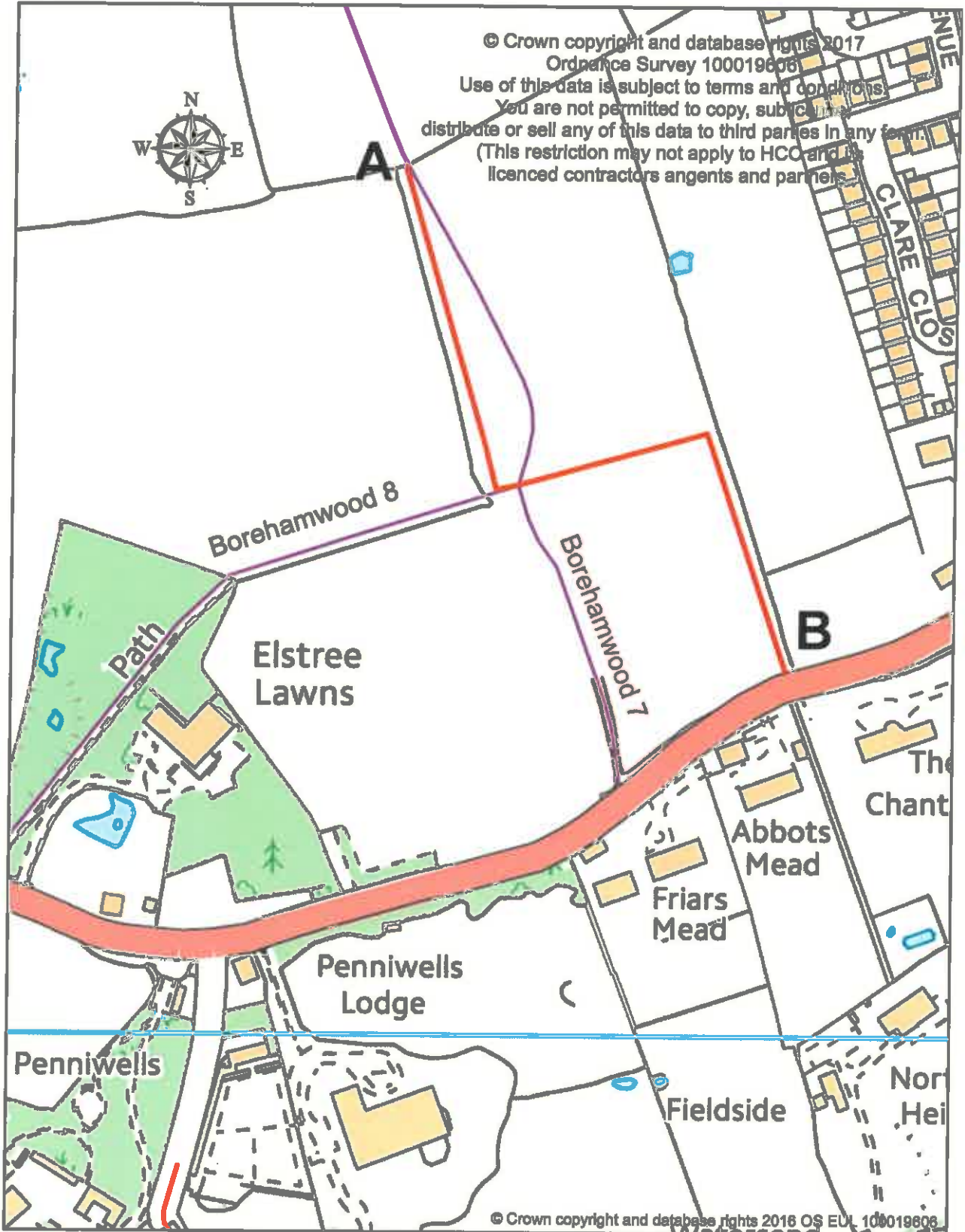
DETERMINATION (DECISION) OF APPLICATION





Diversion of part of Footpath 7 Borehamwood & Elstree

HTM/211/DIV



-  Application route
-  Existing footpath

**Application for an Extinguishment or Diversion Order
Under sections 118 or 119 of the Highways Act 1980**

Please confirm you have read the Advice to Applicants before filling in this application form.

Once you have filled in the application form please ensure that you send to us the following:

- the completed form
- a plan of your proposal based on an Ordnance Survey map of a scale not less than 1:2500
- proof of ownership of the land and
- a cheque for the application fee, payable to Hertfordshire County Council.

1. Initial matters

(Tick relevant boxes below)

- 1.1 I am applying to extinguish a path under section 118 of the Highways Act 1980
- 1.2 I am applying to divert a path under section 119 of the Highways Act 1980
- 1.3 My application relates to a footpath
 bridleway
 restricted byway
- 1.4 Path number (if relevant) 7
- 1.5 Parish Borehamwood and Elstree
- 1.6 Full name(s) of applicant Pratibha Rameshchandra Sachdev
- 1.7 Address Kailash
Barnet Lane
Elstree
Borehamwood
WD6 3QZ
- 1.8 Phone number (daytime) c/o Agent
- 1.9 Mobile number c/o Agent
- 1.10 E-mail address c/o Agent
- 1.11 Would you like to use an external agent to assist processing your

application? If "YES" please tick this box

(Note. Please ensure you provide your Agent with a copy of our 'Directions for Agents consulting on diversion applications etc.' pack which explains in detail what your agent is required to do.)

Name and contact details of external agent
Mrs Carol Ramsden
Birketts LLP
24-26 Museum Street
Ipswich
Suffolk IP1 1HZ

Tel: 01473 406338
Email: carol-ramsd@birketts.co.uk

(Note. You will be solely responsible for your agent's costs. Seeking an agent capable of dealing with the intricacies of rights of way law is recommended)

2. Ownership of land affected by the application

2.1 Are you the freehold owner and occupier of all of the land affected by the application?

Yes No

If Yes, please supply evidence of your ownership of the land and then go to 2.4

2.2 If No: please

- list below the names and addresses of all the owners, occupiers or lessees of land affected including yourself;
- indicate accurately on the application plan the different ownerships and occupiers of the land affected;
- supply copies of proof of title to land affected (clearly labelled);
- **Diversion applications only**; enclose a letter of consent to the diversion, from all of the owners, occupiers and lessees affected.

Name	Address	Status (landowner, occupier or lessee)
Golden Lotus Properties Limited	1 st Floor, 37 Broad Street, St Helier, Jersey, JE4 9NU	Owner

2.3 In the case of a diversion application, will any owners, occupiers or lessees of the land affected claim compensation under Section 28 of the Highways Act 1980?

Yes No TBC

2.4 Does 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, name the statutory undertaker and describe their rights.

2.5 Is the apparatus of any statutory undertaker affected by the application?

Yes No

If yes, state what apparatus may be affected.

3. Reasons for application

3.1 Please state your reasons for applying to extinguish or divert the public right(s) of way. (Note. You will need to refer to the legal tests. See Section 2 of the Application Pack, and the relevant highways legislation.)

See attached Statement of Reasons

4. Description of route(s)

The plan accompanying this application must show the paths on an accurate up-to-date plan at a scale of not less than 1:2500.

4.1 Describe the path using grid references and any important landmarks. If the route is already recorded by the Definitive Map and Statement of Public Right of Way in Hertfordshire, please refer to its parish and path number.

Footpath 7 runs through woodland between grid reference TQ185954 and grid reference TQ186951

distance 270 (metres) width N/A (metres)

There is a bridge at point A on the Plan and a kissing gate on the northern side of the bridge

- 4.2 Proposed route (describe the path using grid references and any important landmarks) (leave blank if applying for an extinguishment)

Runs from grid reference TQ185954 south south easterly through woodland to grid reference TQ185953 and then east north easterly through uncultivated overgrown land to grid reference TQ186953 and continuing south south easterly to grid reference TQ187951

distance 355 (metres) width 5 (metres)

There is a bridge/culvert required at point E on the Plan

(Note. County Council policy will not normally allow new gates or stiles to be erected on the new route (excluding gates for stock control) except in exceptional circumstances)

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

Yes No

- 4.4.1 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 used by the public.

The route being walked is a few metres to the east of the Definitive route presumably due to fencing previously erected around the current development site.

5. Costs

5.1 In signing this form I/we agree to pay the cost of processing the application.

5.2 I/We enclose a cheque for the application fee.

Signed



Pratibha Sachdev

Date 03.01.17

6. Agreement regarding works (applications to divert paths only)

I/We understand that the applicant must pay the cost of all works which may be required by Hertfordshire County Council including signposting and waymarking to bring the new site of the path 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 Hertfordshire County Council.

I/We understand that if the works are not completed within the time specified, or to the required standard, the county council will, after notice in writing, carry out or complete the works and that I/we will be liable for all costs so incurred.

7. Compensation (all applications)

~~I/We confirm that I/we am the sole owner(s) and occupier(s) of the land affected by this application.~~

I/We agree to pay any compensation which may become payable in consequence of the order made as a result of this application becoming operative.

8. Undertaking not to obstruct the public right of way (all applications)

~~I/We declare that the existing public right of way is open and available for use by the public.~~

~~I/We undertake not to obstruct the existing public path(s) in any way until any orders made are confirmed AND have come into operation.~~

We undertake not to obstruct the route being walked.

Signed



Pratibha Sachdev

Date 03.01.17