

FOOTPATHS

How to apply

Print the application form onto ordinary white A4 paper and complete in ink then return the application form together with an A4 Plan clearly identifying the proposed diversion/extinguishment/creation of the footpath.

We look forward to receiving your application and if you have any difficulty with any of the form or have any questions please contact James Rachael.

Tel: 01453 754368

Email: james.rachael@stroud.gov.uk

Stroud District Council

Legal Services, Ebley Mill, Stroud, Glos, GL5 4UB

STROUD DISTRICT COUNCIL



APPLICATION FORM

PUBLIC PATH DIVERSION/EXTINGUISHMENT ORDER

To : Legal Section
Stroud District Council

Council Offices
Ebley Mill
Stroud, Gloucestershire, GL5 4UB.

Tel : 01453-754368

Parish :

Path :

Location:

I Mr/Mrs/Miss/Ms _____

OF: _____

Post Code _____

own the land edged red on the attached plan and wish to apply to divert/extinguish the above right of way as shown on the plan which I have dated and signed.

I CONFIRM

that all other land-owners affected by the diversion/extinguishment are listed below and that they have given their consent to the proposed changes:

NAME

ADDRESS

AND I HEREBY UNDERTAKE

1. To pay Stroud District Council its costs as detailed on the attached sheet. I understand payment will be required in two stages as follows:-
 - a) After publication of the order
 - b) After confirmation
2. To carry out all necessary works on the proposed new path as specified by Gloucestershire County Council.
3. To defray any compensation which may become payable under Section 28 of the Highways Act..

Signed _____

Date _____

STROUD DISTRICT COUNCIL

PUBLIC FOOTPATH ORDER

SCALE OF CHARGES

**PURSUANT TO THE LOCAL AUTHORITIES (CHARGES FOR OVERSEAS ASSISTANCE
AND PUBLIC PATH ORDERS) REGULATIONS 1996**

Costs per Footpath

Unopposed orders

Minimum £850 to a maximum of £1500 plus advertisement costs/disbursements/VAT.

Opposed Orders (objections lodged)

Minimum £1500 to a maximum of £2000 plus advertisement costs/disbursements/VAT.

Wherever possible Concurrent and Related Orders will be made where there is more than one footpath. A further £150 for each additional path included in the Order will be charged in such circumstances plus additional advertisement costs/disbursements/VAT.

Refunds

The fact that an Order is not confirmed does not mean that the applicant is automatically entitled to a refund. The regulations do, however, require authorities to refund charges on application by the person who requested them to make the Order, where:

- (i) they fail to confirm an unopposed Order; or
- (ii) in the case of opposed Orders, they fail to submit the Order to the Secretary of State for confirmation, without the agreement of the person who requested the Order; or
- (iii) proceedings preliminary to the confirmation of a public path Creation Order are not taken concurrently with proceedings for a public path Extinguishment Order; or
- (iv) the Order cannot be confirmed because it has been invalidly made.

Waivers

Applicants should normally expect to bear the cost of making an Order. In certain circumstances a partial waiver of our costs could be considered e.g. if it would significantly benefit the local community or improve the rights of way network, or secure the provision of special gates or stiles for the disabled. Each case will be judged on its merits and in light of local circumstances.