

**CHANGES TO RIGHTS OF WAY UNDER THE TOWN AND COUNTRY
PLANNING ACT 1990**

APPLICATION FORM

PLEASE READ THESE NOTES BEFORE FILLING IN THE ATTACHED FORM

- 1. The Council incur considerable expenses in the making of a Public Path Order. It is this Council's policy to recoup the costs of advertising (which are currently between £1200 and £2000) and to make an administrative charge (currently £480 for one path) towards the cost of making the Order. We therefore require applicants to pay a deposit sign an undertaking to reimburse the remainder of the expenses before the Council processes the Order.**

- 2. Applicants are reminded that there are many stages in making an Order and the statutory procedure will normally take a minimum of 12 months from start to finish.**

- 3. It is important that where a public right of way is affected by a proposed development in so far as it affects a right of way, the development should not be started and the right of way should remain fully available to the public, until the statutory action dealing with the right of way has been completed.**

**APPLICATION FOR DIVERSION OR EXTINGUISHMENT
OF PUBLIC RIGHT OF WAY UNDER SECTION 257
OF THE TOWN AND COUNTRY PLANNING ACT 1990**

NOTE: A footpath / Bridleway may only be diverted / stopped up under the Town and Country Planning Act where it is necessary to do so in order to enable development to be carried out. All other Orders must be carried out under the Highways Act 1980 for which there is a separate form.

1. Full name of applicant(s)- _____

2. Address of applicant(s) _____
_____ Post Code _____

3. Tel No _____ Daytime No. if different _____

4. Name and Address of Landowner(s) and other person(s) with an interest in the land (please state the nature of interest) affected by the application if different from 1 and 2 above).

5. Full details of development affecting the right of way to be diverted / stopped up.

Application No. BTE/ _____

6. Full description of footpath(s) / bridleway(s) to be diverted / stopped up. (Please relate to a plan of minimum scale 1:2500 which you must enclose).

7. Where the application is for a diversion please give a full description of the proposed diversion(s) and relate to your enclosed plan.

8. Please give any further reason for the making of a Public Footpath / Bridleway Order not given previously, together with any consultations you have personally carried out.

9. I/We agree to meet the following:-

- (1) the costs of advertising the Order in the local press twice (currently in the region of £1200-£2000) (A deposit of £520 is required at the time of making an application);
- (2) the District Council's administration charge which is currently £480 (This is payable at the time of application) for one path plus £115 for subsequent paths.
- (3) the costs involved in bringing the new and /or existing paths up to the specified standard required by the Highway Authority;

and I / We enclose a cheque for £1,000 made payable to Braintree District Council and certify that all the information given above is correct.

Signed.....Date.....

On behalf of.....

THIS FORM MUST BE RETURNED TO:-

**DEMOCRATIC SERVICES
BRAINTREE DISTRICT COUNCIL
CAUSEWAY HOUSE
BRAINTREE
ESSEX
CM7 9HB**

TOGETHER WITH THE APPROPRIATE PLAN(S) OF MINIMUM SCALE 1:2500 MARKED UP ACCORDINGLY – SEE PARAGRAPHS 6 & 7 AND A CHEQUE FOR £1,000 - SEE PARAGRAPH 8.