

# Application for the extinguishment or diversion of a public right of way

Highways Act 1980 Sections 118 & 119 (as amended)

Please complete both sides of the form

## IMPORTANT

No authorisation for the stopping up of a public right of way exists unless and until an extinguishment or diversion order has been made and confirmed and all necessary works have been carried out. Any premature obstruction or interference with a right of way is an offence.

Name and address:

Postcode:	Tel:

State your interest in the site (e.g. owner, agent).

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Give the names and addresses of all persons affected by this proposal (e.g. owners, lessees, neighbours, mortgagee etc. Please continue on a separate sheet if necessary). Where land is directly affected by the proposal proof of consent of the owners is required, otherwise the Council cannot proceed with the application.


Type of path (delete as appropriate).

Footpath	Bridleway
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Number of existing path as shown on the Definitive Rights of Way Map.

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Parish(es) in which existing path is situated.

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A public right of way may only be diverted under the provisions of the 1980 Act (as amended) on the grounds that it is in the interest of the owner, lessee or occupier of the land crossed by the path and/or in the interests of the public. If the application is for the extinguishment of a path then it must be demonstrated that it is no longer needed.

State the grounds for your proposal.


Describe your proposal, indicating the line of the alternative path where applicable. Specify the width and, if applicable, proposals regarding fencing, stiles, gates and any other works. (Any works made necessary by the proposal are to be carried out by the applicant.)


**This form must be accompanied by a map (drawn to a scale of 1:2500) showing clearly the present route of the path and the proposed alternative route.**

I/We agree;

To meet any expenses that are incurred in bringing the line of the new path into a fit condition for use by the public.

That East Lindsey District Council will not be liable for any compensation being payable to a third party in the event of confirmation of the Public Path Diversion Order.

That East Lindsey District Council may disclose my/our name as applicants, to consultees, prior to the making of an Order.

I understand that the information provided on this form cannot be treated as confidential and that my name and address may be made available to consultees and members of the public on request.

Signature of applicant/agent:

Date:

Please return completed application form, map and required fee (details on accompanying notes) to:

East Lindsey District Council,  
Planning Department,  
The Hub, Mareham Road,  
Horncastle, Lincs. LN9 6PH

**For office use only**

File reference:

Date received:

Your information will be processed in accordance with the law, in particular the Data Protection Act 1998. The information you provide will only be used for Council purposes unless we are required by law to do otherwise.

# Data Protection Privacy Notice

## Diversion of public right of way

East Lindsey District Council is a Data Controller and can be contacted at: East Lindsey District Council, Planning Department, The Hub, Mareham Road, HORNCastle, Lincs, LN9 6PH. The Data Protection Officer can be contacted at the same address.

We are collecting your personal data under a contract in order to process your application.

Your data will not be shared with third parties but may be used for Council purposes, including with the planning enforcement department, in order to prevent or detect crime, to protect public funds or where we are required or permitted to share data under other legislation. As a Public Authority we are subject to the Freedom of Information Act and information on this form may be released to anyone requesting it from us, subject to exemptions contained in the legislation.

You have the right to access your data and to rectify mistakes, erase, restrict, object or move your data in certain circumstances. Please contact the Data Protection Officer for further information or go to our website where your rights are explained in more detail. If you would like to receive an explanation of your rights in paper format please contact the Data Protection Officer.

Any complaints regarding your data should be addressed to the Data Protection Officer in the first instance. If the matter is not resolved you can contact the Information Commissioner's Office at: Wycliffe House, Water Lane, Wilmslow, Cheshire, SK9 5AF Tel: 0303 123 1113

If you do not provide the information requested we cannot process your application.

For further information on our Data Protection Policies please go to our website.