



HIGHWAYS ACT 1980

SOUTH GLOUCESTERSHIRE COUNCIL (FOOTPATH KW 17 (part) BETWEEN HOLMWOOD AND TUDOR ROAD, HANHAM) PUBLIC PATH DIVERSION ORDER 2019

EXPLANATORY STATEMENT

THIS STATEMENT DOES NOT FORM PART OF THE ORDER

Under the Highways Act 1980, county and district councils have the power to make orders to create, extinguish (close) or divert public rights of way. A notice that such an order has been made has to be advertised on the site of the path in question and in the local press. This provides an opportunity for objections or representations to be made to the proposed change.

The order to divert part of footpath KW17 has been made to correct the recorded alignment from running through property owned by Merlin Housing Association to a route that is available for the public to use. This situation has occurred as a result of historic oversights where housing development has taken place without the correct legal orders having been processed, at the time of the development, to divert or extinguish the rights of way running over the land. Merlin Housing Society Ltd has inherited this problem and now wish to rectify the situation in order to improve their housing stock.

The Council is satisfied the diversion route will not be substantially less convenient to the public in consequence of the diversion and there should be no adverse effect on land served by the proposed path.

The effect of the order is to remove that part of the recorded line of KW 17 from the garages at the rear of Holmwood to a route along an available path. The existing route is shown as a solid black line on the order plan and the diverted route as a dashed line.

The order will come into effect only once it has been confirmed. Making and advertising the order simply provides an opportunity for objections or representations to be made.