



## HIGHWAYS ACT 1980 – Section 119

### SOUTH GLOUCESTERSHIRE COUNCIL

#### STATEMENT OF REASONS

Mr and Mrs Cook are seeking to divert part of public footpaths OAN 23 and 24 where they pass through the residential garden and close to their property at Forty Acre Farm, Alveston. The applicants wish to divert the paths away from the property and garden across land to the north west and south west of the property to improve their privacy.

With regard to the legal tests to be satisfied under the Act: -

- In the interests of the landowner it is expedient that the line of the footpath is diverted to provide privacy and security at the residential property
- The proposed diversion will be substantially as convenient to the public because the termination points connect to the same highways and the connection to the wider path network is maintained. The existing route from point A to point D measures approximately 308 metres whereas the proposed new route is 100 metres shorter at 205 metres. The existing route between points A, B and E is approximately 267 metres whereas the proposed new alignment from A to C to E is 20 metres longer at 286 metres.
- It is expedient to confirm the order having regard to the effect it will have on public enjoyment of the route, as the public are likely to feel more comfortable with a path which is not running through a private residential garden.
- The applicant has agreed to pay the Council's administrative costs, and costs associated with advertising the order, any compensation that the Council may become liable for as a consequence of the order and any expenses incurred in making the site of the proposed route ready for use by the public.