



HIGHWAYS ACT 1980 – Section 119

SOUTH GLOUCESTERSHIRE COUNCIL

STATEMENT OF REASONS

Mr and Mrs Black are seeking to divert part of public footpaths LCA 15 and LCA 24 where they pass through their residential garden and close to their property at Vine Cottage, Lower Hamswell. The applicants wish to divert the paths away from the garden and house to improve their privacy and security.

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 between A - C measures approximately 155 metres whereas the proposed new route A - D is 7 metres shorter at 148 metres. The existing route between E – B – C measures approximately 246 metres whereas the proposed alternative E – F – C is 6 metres longer at 252 metres. The existing route between A – B - E is approximately 338 metres whereas the proposed new route A - D - F - E is 24 metres longer at 402 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.