

# Application Form

for Diversion or Extinguishment  
of a Public Right of Way



PROW & ACCESS SERVICE

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## Town and Country Planning Act 1990 Section 257

## Highways Act 1980 Section 117, 118 or 119

Please note that this document does not apply to applications in respect  
of Rail Crossing Extinguishment and Special Diversion Orders

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For office use only:

Path number: SR620

Parish: Edenbridge

Schedule reference: 1700

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**Note:** *Please read Guidance Notes to help you complete this application*

**A. APPLICANT'S DETAILS**

1. Full Name: [REDACTED]

2. Address: [REDACTED], Four Elms Road, Edenbridge, Kent, TN8 6 [REDACTED]  
.....  
.....

3. Telephone number: [REDACTED] (mobile) .....

4. Email address: [REDACTED]

5. *Corporate customers only -*

Full company name (incl. PLC or Ltd) .....

Purchase Order number:.....

Accounts department email address to which invoice should be sent:

.....

6. Do you intend to be represented by a professional agent? Yes  No

Name.....

Address.....

.....

Email address:.....

Telephone number .....

Do you wish all future correspondence to be sent to: Self  Agent

**B. LAND OWNERSHIP AND OTHER INTERESTS**

1. Are you the owner of all the land affected by your proposal?

Yes  No

*Please provide copies of the relevant Land Registry title documents with your application.*

If No, please provide the name and address of the other affected landowner(s) below and attach his/her written consent to this application.

**Edenbridge Town Council, Doggetts Barn, 72A High Street, Edenbridge,  
Kent, TN8 5AR**

2. Are there any private rights affecting the existing or proposed routes?

Yes  No

If Yes, please provide details below including exactly where these rights exist.

.....  
.....  
.....

3. Are there any other occupiers of the land affected by your proposal (e.g. any tenants)?

Yes  No

If Yes, please provide the name(s) and address(es) below.

.....  
.....  
.....

**C. EXISTING ROUTE**

1. Path Number: **SR620**

2. Parish: **Edenbridge**

3. Is the Right of Way a: Footpath  Bridleway  Byway  Restricted Byway

4. Is the existing definitive route of this path open and unobstructed?

Yes  No  Partially

If obstructed, please provide details of how, where and over what period of time, and indicate the location of the obstruction on the plan accompanying this application.

**The path is obstructed as it enters and runs through the private garden.**

**No-one has ever walked here. The public have always walked on the**

**proposed line which is signed by waymarkers and runs through Edenbridge**

**Town Council's car park.**

**D. YOUR PROPOSAL**

1. What are you proposing?

Diversion  Extinguishment

*Please provide a 1:2500 scale plan indicating the extent of your landownership, the affected section of path and the proposed new route (where applicable) and the location of any existing and proposed stiles, gates or bridges.*

2. What are the reasons for your proposal?  
*Please provide as many details as possible as this will assist your application.*

**This path is currently the subject of an Order amending its recorded alignment where the recorded line ran through the garden of Oaklands.**

**In addition, the historical evidence showed that the path should run through our garden, even though we had been led to believe that it had been diverted to run through the car park before we bought our property. If the path were to be opened up on its legal alignment, this would significantly impact our privacy and security.**

**This proposal is to divert the path to where the public have been walking for many years.**

3. What is the proposed width of the new route (where applicable)?

**2 metres except for where it enters and exits the car park. It is proposed that there should be a gap of 1 metre where it enters the car park at point A on the plan, and a limitation of a gate with an opening width of 1.2 metres where it exits the car park at point B.**

*A minimum of 2 metres should be provided for footpaths, 3 metres for bridleways and 4 metres for restricted byways. If the path is to be fenced, an additional 0.5 metres will be required. Where the Definitive Statement records a width for the existing path then it is that width which must be provided for the new route. However, Kent County Council may specify a lesser or greater width where it considers it expedient to do so.*

## **E. WORKS**

1. Please indicate on the plan and detail below any works that may be required to bring the new route into a fit condition for public use (eg clearance of trees, undergrowth, demolition of buildings, making up ground, drainage, surfacing, fencing, steps, ramps).

**No works are needed as the path is already being walked on the proposed alignment.**

*Any works carried out in connection with the Orders will have to meet the County Council's specifications and standards. No works should be carried out until the Order has been confirmed. Works must then be completed within 28 days of the Order being confirmed, or within a suitable period agreed with the Order Making Authority and prescribed in the Order.*

**F. LOCAL CONSULTATIONS**

- 1. Consultees will require access to inspect the proposed route. Do they need to make contact with anyone before doing so?

Yes  No

If yes, please give details below:

Name.....

Address.....

.....

.....

Telephone number .....

*Please note that this information will be included on the consultation letter and will therefore be available to the public.*

**G. YOUR APPLICATION**

- 1. I apply to change the Public Rights of Way network as indicated in this application form and as shown on the attached plan. I undertake to meet the County Council's full costs and all advertising costs in promoting the Order whether or not it is successful. Furthermore, if I withdraw my application at any stage, I also undertake to meet the County Council's full administrative costs and any advertising costs up to that point. The County Council will use its best endeavours within the statutory framework to bring your proposal to an early conclusion although it cannot guarantee the eventual outcome.

- 2. (a) I undertake to meet the County Council's full costs for carrying out the works necessary to bring the new path into a fit condition for public use.

or

- (b) I undertake to carry out the necessary works myself or by employing a contractor to bring the new path into a fit condition for public use to the County Council's satisfaction. I also undertake to meet the County Council's full costs for the delivery of furniture, installing any necessary fingerposts and/or waymarking the new path.

Please be advised that if the necessary works are not completed to the required standard within 3 months of the Order being confirmed (unless agreed otherwise) then the County Council reserves the right to undertake the works and recharge you the full costs for carrying out those works.

- 3. I undertake the responsibility of cooperating in a timely manner with the County Council and assisting in the process where requested by the case officer. The County Council reserves the right to cease to process an application where the applicant fails to meet reasonable response deadlines set by the Case Officer (and an invoice will be raised for works undertaken to date).

7. I note that this application cannot be treated as confidential and a copy of this form and any accompanying documents may come into the public domain at any time. A copy of this form and any accompanying documents may also be disclosed upon receipt of a request for information under the Environmental Information Regulations 2004 or the Freedom of Information Act 2000.
8. I give consent for the personal details that I have provided in this application form to be stored, as part of the original application form, on the relevant footpath file indefinitely.

**Signature of applicant and all registered landowners**

✕ Signature [REDACTED] ..... Date .....

NAME IN CAPITAL LETTERS PLEASE [REDACTED] .....

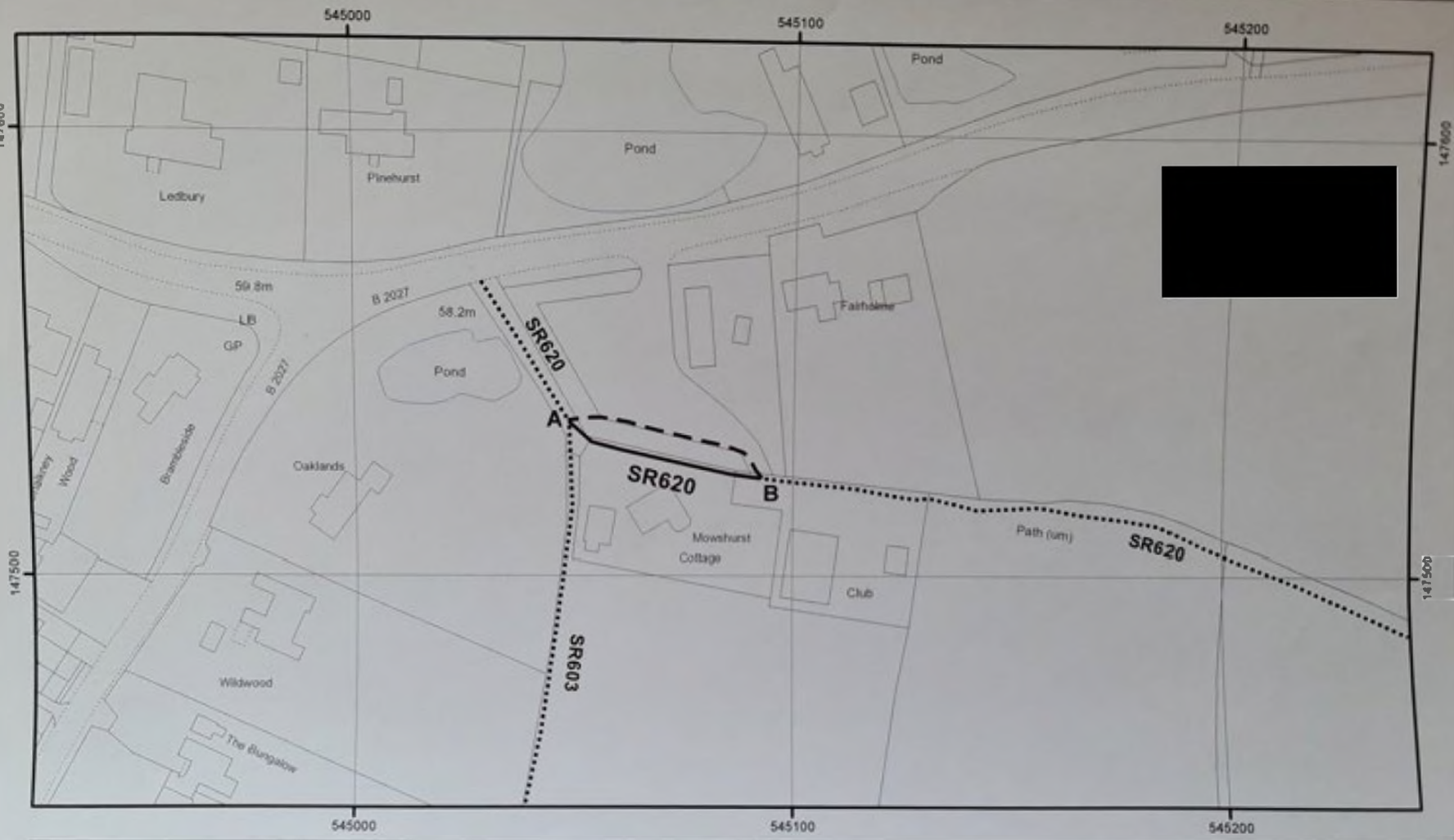
✕ Signature [REDACTED] ..... Date .....

NAME IN CAPITAL LETTERS PLEASE [REDACTED] .....

Signature ..... Date .....

NAME IN CAPITAL LETTERS PLEASE .....

Please ensure that the application form has been completed in full and is accompanied by a plan of the proposal at a scale of at least 1:2500, preferably based upon an Ordnance Survey Map extract providing you comply with their Copyright conditions. The plan will need to show the entire length of the existing path(s) concerned in a solid line and the proposed new route(s) in bold dashed lines, together with the location of any stiles, gates, bridges, culverts or other works necessary to bring the new route into effect. The extent of landownership(s) will also need to be shown on the plan and proof of ownership provided.



Key	
	Route to be diverted
	Route to be Added
	Unaffected Routes

**Wildlife & Countryside Act 1981**  
**The Kent County Council**  
**Proposed diversion of Public Footpath**  
**SR620 (part) at Edenbridge**

0 Kilometres 0.05 0.1  
 0 Miles 0.05 0.05

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