



**Diversion or Extinguishment of Footpaths, Bridleway & Restricted
Byways:
Sections 118 and 119 Highways Act 1980.**

IMPORTANT

**Background
Document**

B

No authority for the stopping up of a footpath, bridleway or restricted byway is conferred unless and until the stopping up or diversion order is confirmed. Any preliminary obstruction of, or interference with the right of way concerned may not only be an offence, but may make it impossible to proceed with the making of the order.

PLEASE READ THE ATTACHED NOTES CAREFULLY BEFORE COMPLETING THIS FORM.

1. Postal Address (of place, city town or village in which the path is situated) Morley LS27 7TF
- Name of Parish (if any) in which the path is located N/A
3. Type of Order required (diversion or extinguishment) Diversion Order

Note:- A Statement of Case justifying the proposed stopping up or diversion should accompany this application either in the form of an Appendix hereto or incorporated in a covering letter.

4. Highway to be stopped up or diverted:
- a) Type of Highway (footpath, bridleway or restricted byway) Footpath
- b) Name and Number (if any) Footpath No.34
- c) Lengths (in metres) of section(s) to be stopped up or diverted 412 Metres (Approx)
- d) Description (Lengths to be stopped up or diverted) by reference to terminal points A-B-C (Coloured Green)
- e) Who owns the land over which the footpath, bridleway or restricted byway passes? Partly Mr Lindley – Has advised verbally that he support the diversion waiting is written confirmation
Partly Earl of Dartmouth – No response,
Partly Unregistered – Unable to establish ownership
Ownership plan attached.

Please confirm that the consent of every person having an interest in land, whether adjoining or under the footpath, bridleway or restricted byway to be diverted or stopped up to enable development to be carried out, has been obtained or give particulars of consents still required to be obtained.

5. Substitute footpath, bridleway or restricted byway to be provided (if any)

- a) Type of Highway (footpath, bridleway or restricted byway) Footpath D-E (Coloured Blue)
- b) Who owns the land over which the re-aligned footpath, bridleway or restricted byway will pass? White Rose Centre
- c) Description – length(s) and width(s) in metres, and surface material of the alternative path to be provided. 388 Metres (Approx) (Footpath to be of a similar surface/material to existing Footpath No.35 at the rear of the White Rose Centre.
- d) If the applicant will not own or control the land over which the diverted footpath/bridleway is proposed to pass, has the consent of the appropriate landowners been obtained? Yes Consent has been obtained from White Rose Centre, C/o Land Securities, City Exchange Leeds LS1 5ES

Note:- The new route of the path is to be provided to an agreed standard with the Public Rights of Way Officer and it should be no less than the width of the original route. Where the new route follows the side of a field or is to be enclosed, a greater width may be needed.

5. Is the footpath, bridleway or restricted byway required as a means of access to any land not owned or controlled by the applicant? If so, please give details including names and addresses of such owners/occupiers.

White Rose Centre, C/o Land Securities, City Exchange, Leeds LS1 5ES

7. On what date is the diversion/extinguishment proposed to take effect?

As soon as possible and subject to any formal agreement necessary with Land Securities

8. a) Network Rail c/o Barrie Webber, Liability Negotiations Manager

b) Floor 2b George Stephenson House, York YO1 6JT

c) Head Office, Network Rail Infrastructure Ltd, Kings Place, 90 York Way, London N1 9AG

9. Scale of plans accompanying this form.

10. If form completed by an Agent:

a) Name of Agent

b) Profession

c) Address

DECLARATION

I/We understand that no authority for the stopping up of a footpath, bridleway or restricted byway is conferred unless and until an Order has been made by the Council and confirmed by the Secretary of State for the Environment, Food and Rural Affairs.

I/We declare that the footpath, bridleway or restricted byway to be stopped up or diverted is in no way obstructed and that it is fully available for use and I/we undertake that it shall in no way be obstructed before the order comes into operation.

I/We apply for the stopping up/diversion of the footpath, bridleway or restricted byway described above.

I/we declare that to the best of my/our knowledge and belief all the particulars given are true and accurate.

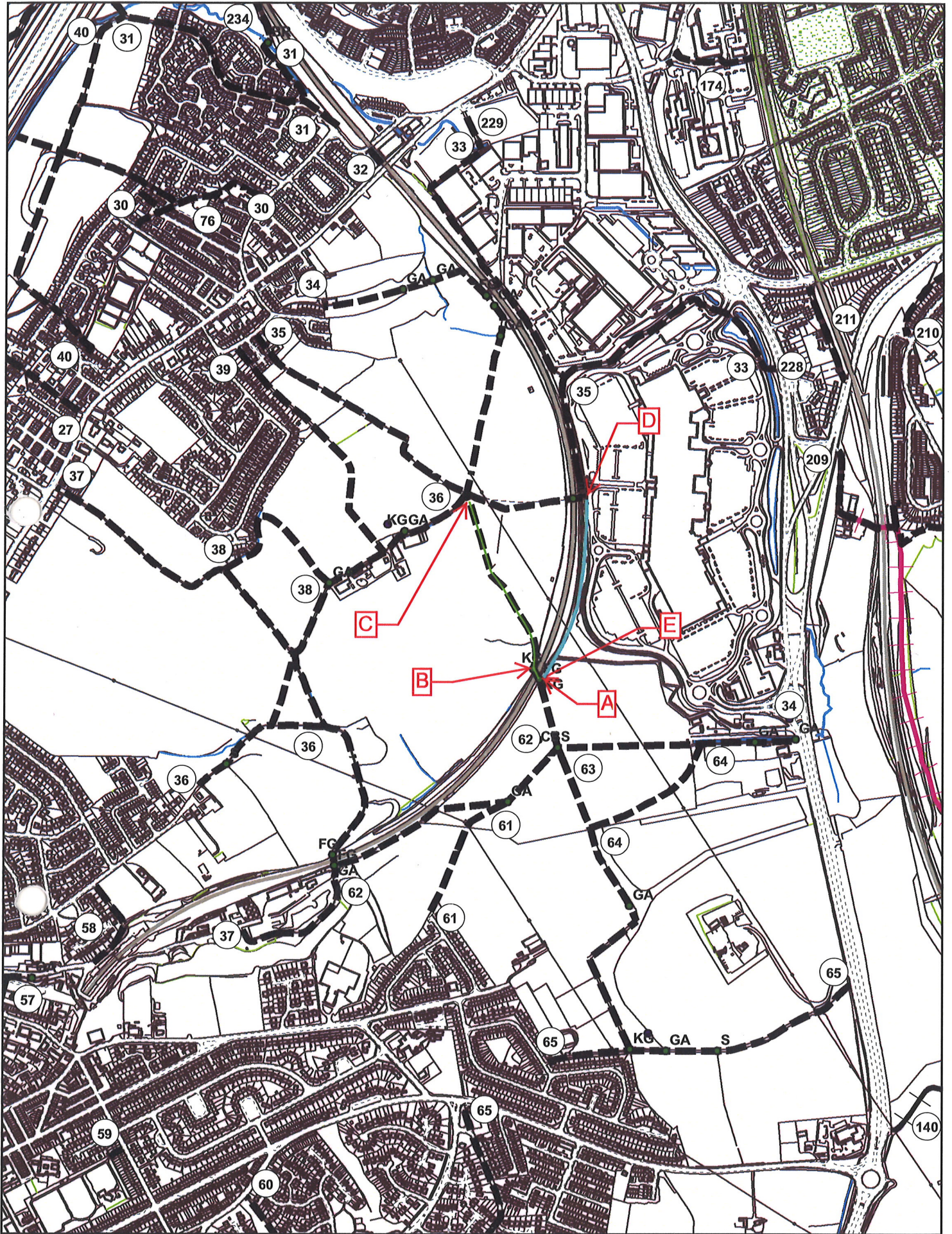
I/We agree to pay the Council's reasonable costs and disbursements in relation to this application.

Signed:



Dated:

3/8/2011



Morley Footpaths Near the White Rose

Key

	Definitive	Claim/Review	Permissive	Recreational
Footpath				
Bridleway				
Restricted Byway				
Byway				

Please Note: This is a working copy of the Definitive Map and is not a legal document. It should only be treated as an indication of public rights of way. Furthermore, the data shown on this map has currently not been corrected according to the OS Positional Accuracy Improvement Programme. The map base used by Leeds City Council follows the Ordnance Survey data from Feb August 2004 so some rights of way may be misaligned to the current Ordnance Survey maps. Any queries or errors in relation to public rights should be raised with the Definitive Map Team on 0113 2375245.



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