

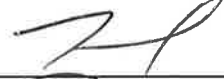
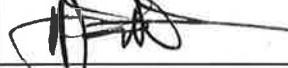



**COVERING PAGE FOR DECISION REPORT ON WHETHER TO MAKE A PUBLIC PATH
DIVERSION ORDER UNDER SECTION 119 OF THE HIGHWAYS ACT 1980 – BRIDLEWAY
NO.26 EASTERTON**

PLEASE SIGN OFF THE REPORT NEXT TO YOUR NAME

		Signature	Date Signed Off
To:	Barbara Burke (Senior Rights of Way Officer)		25.7.
	Richard Broadhead (Rights of Way Manager)		26.7.11
	Ian Brown (Head of Amenity & Fleet)		16.8.11
	Mark Smith (Service Director, N & P)		9/9/11
	Mark Boden (Corporate Director, N & P)		14 Sep 11
From:	Janice Green		
Date of report:	22 nd July 2011		
Return to:	Janice Green, Rights of Way (Ext. 13345)		

Nature of Report: This is a report from Janice Green (Case Officer) to Mark Boden (Officer with the relevant delegated powers).

Executive Summary

On 31st January 2011, Wiltshire Council received an application from FJ Snook & Sons, of Rookery Farm 'Archfont, to divert Bridleway no.26 Easterton under Section 119 of the Highways Act 1980, which deals with the diversion of footpaths, bridleways and restricted byways.

It falls to Wiltshire Council to determine the diversion application and the Council must consider the legal tests set out under Section 119 of the Highways Act 1980 for the making of an order, i.e. is it expedient to divert the line of the path or way in the interests of the owner, lessee or occupier of the land crossed by the path or way, or of the public.

In this case it is considered expedient to make an order to divert Bridleway no.26 Easterton in the interests of the landowner and the public. Officers have also taken into account the legal tests set out within the Act for the confirmation of an order and consider that if made, a diversion order would be capable of confirmation.

Officer's Recommendation: That an order to divert Bridleway no.26 Easterton, be made under Section 119 of the Highways Act 1980 and that if no objections or representations are received, the order be confirmed by Wiltshire Council as an unopposed order.