



HIGHWAYS ACT 1980, SECTION 119
**APPLICATION FOR AN ORDER TO
PERMANENTLY DIVERT PART OR ALL OF A
PUBLIC RIGHT OF WAY**

The following questions should be answered as fully as possible and the form returned to the Public Rights of Way Officer, Gwynedd Council, Council Offices, Caernarfon, LL55 1SH.

You must also send:

1. Two copies of a plan, showing the Public Right of Way concerned and with the line of the diversion clearly marked, along with landownership details.
2. Any relevant landowners/owner/occupiers agreements to the proposal.

Name and address of applicant

- a) Name
- b) Address
- c) Contact Telephone number

Name and address of agent (only complete if applicable)

- a) Name
- b) Address
- c) Telephone Number
- d) Profession

Name and address of the owner(s) of the land on both sides of the Public Rights of Way to be diverted

- a) Name
- b) Address

If you the applicant do not own the land on which part, or all, of the new route is to run, has the consent of the landowner(s) been obtained in writing **YES/NO** (if yes please attach)

- a) Name
- b) Address

Have you obtained the written consent of any lessee or Tenant or Occupier

YES/NO (If YES please attach consent)

Name of Lessee, Occupier or Tenant

Address

SECTION B: PUBLIC RIGHT (S) OF WAY TO BE DIVERTED

Name of Community or Communities in which the path (s) is/are located:

Number(s) of the Public Right(s) of Way as indicated on the Definitive Map (if known).

.....from OS Grid Reference (where there is only one path involved)to OS Grid Reference

General description of path(s)

Status: The path(s) affected are footpath/bridleway/restricted byway (delete the term that does not apply)

Please give the name of the local newspaper(s) circulated in the area.

SECTION C: REASON FOR DIVERSION

Section 119 of the Highways Act 1980, as amended by Schedule 16 paragraph 5 of the Wildlife and Countryside Act 1981, permits diversions of public footpaths, bridleways and restricted byways on the grounds that it is expedient in the interest of (i) the owner, lessee or occupier or (ii) the public. Please indicate whether this application serve the interest of (i) or (ii) and give specific reasons why:

What effect will the diversion have on the convenience and enjoyment of the path by the public?

SECTION D: DECLARATION

(Please read carefully, amend as necessary and then sign)

1. (Delete this particular statement if it does not apply) I/We own the land edged red on the attached plan which I/We have signed and dated.
2. I/We have read and understood the guidance notes attached to this application. I/We agree to comply with the following conditions in respect of this application:
 - a. The proposed alternative route must be at least equal in construction to the length of the route it is replacing and have an equal or improved surface.
 - b. The proposed alternative route must be constructed to the satisfaction of Gwynedd Council.
 - c. The siting and type of any new bridges, stiles gates or fencing must be agreed with the Council prior to erection and maintained at the applicants own expense in the future (unless specifically agreed otherwise in writing with Gwynedd Council).
 - d. Any necessary drainage works are to be carried out at the applicant's expense and constructed to the specification and satisfaction of Gwynedd Council.
 - e. The alternative route(s) to be signposted and waymarked to the satisfaction of Gwynedd Council.
3. If the Council agrees to make the order for the diversion of the path(s) I/We will carry out such work on the diverted route of the path as may be specified by Gwynedd Council, at our own expense, to bring the route into a fit condition for public use at such time as the diversion order can be confirmed.
4. I/We understand that no authority for the diversion of a Right of Way is conferred unless and until an Order has been made and confirmed and notice of its making and confirmation has been published.
5. I/We declare the Rights of Way(s) to be diverted is/are in no way obstructed and that it/they are fully available to the public and I/We undertake that if/they shall in no way be obstructed before the Order comes into operation.
6. I/We declare that to the best of my/our knowledge and belief all the particulars given are true and accurate and I hereby apply for the diversion of the route(s) I have detailed above.
7. I/We also declare to pay Gwynedd Council all costs involved with making the Order, including advertising costs.

Signed:

Date: