

# Application for a Public Path Extinguishment Order

HIGHWAYS ACT 1980 – SECTION 118



## How to complete the application form

### SECTION 1 - DETAILS OF APPLICANT(S)

Insert the name(s) and address(es) of the individual(s) making the application. This would normally be the owner and or occupier of the land crossed by the existing definitive route. If the land is owned by a business the form should be completed in the name of the business by an authorised person.

### SECTION 2 - OWNERSHIP OF LAND

Please supply current/up to date proof of ownership for all the affected land. If any parts of the existing or proposed route cross land not wholly within the applicant's control details of any other owners, occupiers or lessees should be given in Sections 2 and 4. Please supply written consent to the proposal and a signed map from all owners, occupiers and lessees.

### SECTION 3 - REASONS FOR APPLICATION

The Council may extinguish a footpath or bridleway under Section 118 of the Highways Act 980 if it is satisfied:

- that the route is not needed for public use
- with regard to the extent to which the route would be likely to be used if not extinguished
- with regard to the effect the extinguishment would have on land served by the route

The Council must disregard any temporary circumstances preventing or diminishing the use of the route by the public.

Applicants should note that if a route is not used this does not necessarily mean it is not needed.

### SECTION 4 - DESCRIPTION OF ROUTE

Please complete Section 4 referring to the notes at the bottom of the Section.

### SECTION 5 - AGREEMENT TO REIMBURSE COSTS

For details of the charges payable please refer to the 'Guidance on Charges for Public Path Orders and Agreements'.

The form should be signed and dated by the person(s) named in Section 1.

For further information contact Ms Sharon Berry, Public Rights of Way Officer  
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