APPLICATION FOR 
EXTINGUISHMENT OR DIVERSION OF 
PUBLIC FOOTPATH / BRIDLEWAY

HIGHWAYS ACT 1980 - SECTIONS 118 AND 119 
TOWN AND COUNTRY PLANNING ACT 1990 - SECTION 257

IMPORTANT: No authority for the extinguishment of a highway is conferred unless and until a 
Public Path Extinguishment or Diversion Order has been made and notice of its 
confirmation has been published. Any preliminary obstruction of, or interference 
with, the highway concerned may not only be an offence, but may make it 
impossible to proceed with the making of an Order.

1. NAME AND ADDRESS OF APPLICANT
________________________________________________________________________
________________________________________________________________________
________________________________________________________________________
Telephone No: __________________

2. NAME AND ADDRESS OF AGENT(S) (if any)
________________________________________________________________________
________________________________________________________________________
________________________________________________________________________
Telephone No: __________________

3. PARTICULARS OF RIGHT OF WAY TO BE EXTINGUISHED OR DIVERTED
a) Footpath / Bridleway No __________________________________________________________________________

b) Parish of _____________________________________________________________________________________

c) Length in metres of section to be extinguished _______________________________________________________________________

d) Width in metres of section to be extinguished _______________________________________________________________________

e) Description of length to be extinguished by reference to terminal points on plans to accompany this application (see 8 below)
________________________________________________________________________________________________________________________________
________________________________________________________________________________________________________________________________
________________________________________________________________________________________________________________________________

f) Is an alternative right of way to be provided? 
If NOT, please give reason why an alternative is not considered necessary.
________________________________________________________________________________________________________________________________
________________________________________________________________________________________________________________________________
                                                                

 g) Is the existing route freely available to the public? If NOT, please give reasons:
________________________________________________________________________________________________________________________________
________________________________________________________________________________________________________________________________
________________________________________________________________________________________________________________________________
4. **REASONS FOR THE EXTINGUISHMENT OR DIVERSION OF THE PATH**

**Please Note:**

a) A path can be extinguished under the Highways Act 1980 Section 118 only if it can be shown that it is no longer needed for public use.

OR

b) A path can be diverted under the Highways Act 1980 Section 119 in the interests of the landowner / occupier, or of the public, or both.

OR

c) A path can be diverted or stopped up under the Town and Country Planning Act 1990 Section 257 in order to allow development to take place.

If path is to be extinguished or diverted under 4 (c). above, please give details of Planning Permission.

(i) Application number _______________________________________________

(ii) Date permission granted___________________________________________

(iii) By whom granted_________________________________________________

(iv) If permission not yet granted, date application submitted______________

(v) Nature of development ____________________________________________

(vi) When is development expected to begin____________________________

(vii) Name of Developer _______________________________________________

(viii) Address of Developer_____________________________________________

5. **PARTICULARS OF NEW PATH TO BE PROVIDED (if applicable)**

**Please Note:**
The new path should not be substantially less convenient to the public.

a) Length in metres ____________________________________________________

b) Width in metres _____________________________________________________

(PLEASE NOTE, for a footpath the minimum width required for the new route is 1.8 metres; for a bridleway 3.5 metres. In some circumstances greater widths may be necessary).

c) Surface ___________________________________________________________

d) Description of length of path to be provided by reference to terminal points on plans (see 3(e)).

_________________________________________________________________

_________________________________________________________________

_________________________________________________________________

e) What works do you propose to undertake to bring the new path into use for the public. (eg: stiles, gates, bridges, steps, etc).

_________________________________________________________________

_________________________________________________________________

_________________________________________________________________
PARTICULARS OF OWNERSHIP

a) Applicant’s interest in the land over which the existing path referred to in this application passes.

b) Applicant’s interest in the land over which the new path is to be provided.

c) Have any other persons an interest in the land over which existing or proposed paths pass? If so, give names and addresses of persons and nature of interest.

d) Please confirm that consent has been obtained from every person having an interest in the land over which the section of footpath to be provided crosses, or give particulars of any consents still required to be obtained.

7. NAMES AND ADDRESSES OF STATUTORY UNDERTAKERS IN THE AREA (whether or not their apparatus is likely to be affected).

a) .......................................................... (Gas)
b) .......................................................... (Electricity)
c) .......................................................... (Water)
d) .......................................................... (Telecommunications)

8. THIS APPLICATION SHOULD BE ACCOMPANIED BY 30 COPIES OF A PLAN TO SCALE 1:2500 COLOURED AS FOLLOWS:-

a) GREEN - unaffected line of path
b) BROWN - section of path to be extinguished
c) PURPLE - new path to be provided

DECLARATION

I/We understand that no authority for the stopping up of a highway is conferred unless and until any Order made has been confirmed and come into effect and notice of this has been published.

I/We declare that the highway to be stopped up is not obstructed and that it is fully available to the public. (Subject to 3(g)).

I/We hereby agree that if a diversion/stopping up Order is made I/We will contribute towards/defray any compensation which becomes payable in consequence of the coming into operation of the Order and any expenses which are incurred in bringing the new site of the path into a fit condition for use by the public.

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

I/We will be responsible for waymarking the diversion as required by the Council before the original highway is closed.

I/We agree to pay the charges for processing the Order once it has been made and agree to pay for the costs of advertising the Order when it is made, when it is confirmed and when it comes into effect if this is different from the date of confirmation.

I/We apply for the stopping up/diversions of the highway described above.

Signed …………………………………………. Date ……………………………

On completion, this form should be returned, together with the plans to:

Rights of Way Section, Environment Directorate, Milton Keynes Council, PO Box 113, Civic Offices, 1 Saxon Gate East, MK9 3HN.

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