

**Status:** This is the original version (as it was originally made). This item of legislation is currently only available in its original format.

SCHEDULE 1

Regulation 2(1)

FORMS OF PUBLIC PATH ORDER  
FORM 1 PUBLIC PATH [STOPPING UP] [DIVERSION] ORDER TOWN AND COUNTRY  
PLANNING ACT 1990, SECTION 257

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**[TITLE OF ORDER]**

This order is made by *[name of authority]* under section 257 of the Town and Country Planning Act 1990 because it is satisfied that it is necessary to *[stop up]* *[divert]* the *[footpath]* *[bridleway]* to which this order relates in order to enable development to be carried out *[in accordance with planning permission granted under Part III of the Town and Country Planning Act 1990]* *[by a government department]* namely: *[insert description of development and, if appropriate, name of department]*.

**BY THIS ORDER:**

1. The *[footpath]* *[bridleway]* over the land shown by a bold black line on the attached map and described in Part 1 of the Schedule to this order ("the Schedule") shall be *[stopped up]* *[diverted]* as provided below.

[2. There shall be created to the reasonable satisfaction of *[name of authority]* an alternative highway for use as a replacement for the said *[footpath]* *[bridleway]* as provided in Part 2 of the Schedule and shown by bold black dashes on the attached map.]

[2. The *[footpath]* *[bridleway]* over the land described in Part 3 of the Schedule and shown hatched black on the attached map shall be improved to the reasonable satisfaction of *[name of authority]* by *[description of improvement]*.]

3. The *[stopping up]* *[diversion]* of the *[footpath]* *[bridleway]* shall have effect on *[the date on which [name of authority] certify that the terms of Article 2 above have been complied with]* *[the confirmation of this order]*.

[4. The following works *[may]* *[shall]* be carried out in relation to the highway described in Part [1] [2] [3] of the Schedule: *[description of works]*.]

[5. *[Name of person]* is hereby required to *[pay]* *[make the payments of [details of payments]]* *[for]* *[towards]* the cost of carrying out the said works.]

[6. Where immediately before the date on which the *[footpath]* *[bridleway]* is *[stopped up]* *[diverted]* there is apparatus under, in, on, over, along or across it belonging to statutory undertakers for the purpose of carrying on their undertaking, the undertakers shall continue to have the same rights in respect of the apparatus as they then had.]

**SCHEDULE**

**PART 1**

Description of site of existing path or way

*[Describe position and width, where necessary in sections, e.g. A-B, B-C etc. as indicated on the map.]*

**PART 2**

Description of site of alternative highway

*[Describe position and width, where necessary in sections, e.g. D-E, E-F etc. as indicated on the map.]*

**PART 3**

Description of existing highway to be improved

*[Describe position and width, where necessary in sections, e.g. G-H, H-I etc. as indicated on the map.]*

NOTE: Insert or omit words in square brackets as appropriate.

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FORM 2 PUBLIC PATH EXTINGUISHMENT ORDER TOWN AND COUNTRY PLANNING ACT 1990, SECTION 258(1)

[TITLE OF ORDER]

This order is made by [name of authority] under section 258(1) of the Town and Country Planning Act 1990, which:

- (a) has [acquired] [appropriated] for planning purposes the land described in the Schedule to this order (“ the Schedule ”) which is subject to the public [footpath] [bridleway] to which this order relates and such land is held by the authority for the purposes for which it was [acquired] [appropriated]; and
- (b) is satisfied that [an alternative [footpath] [bridleway] [has been] [will be] provided] [the provision of an alternative [footpath] [bridleway] is not required];

BY THIS ORDER the public right of way over the land, being a [footpath] [bridleway] and shown by a bold black line on the attached map and described in the Schedule is extinguished [on the confirmation of this order] [at the expiration of    days from the date of confirmation of this order].

SCHEDULE

Description of site of path or way extinguished

[Describe position and width, where necessary in sections, e.g. A–B, B–C etc. as indicated on the map.]

NOTE: Insert or omit words in square brackets as appropriate.