



Local Committee For Woking

**Public Right of Way No. 23
Woking
Proposed Diversion**

25 July 2002

KEY ISSUE

The County Council has a power to make public path Diversion Orders under the Highways Act 1980. Diversion Orders may be made in the interest of owners, lessees or occupiers of land, or the general public, and must meet criteria laid down by the Highways Act 1980 regarding convenience to the public, and public enjoyment.

SUMMARY

The County Council is considering making an order to divert two sections of public footpath 23, Woking. The diversions are required to reconcile long-standing anomalies between the routes used by the public, and those shown on the definitive map. Since the construction of housing on the site in the 1960's, sections of the path have been unavailable on the ground. Objections have been received to one of the proposed routes due to concerns over private vehicular rights of access to properties backing onto the proposed route. In the officer's opinion the proposed routes fulfil the criteria of the Highways Act with regards to convenience and public enjoyment, and would benefit the public by giving legal protection to well-used routes.

OFFICER RECOMMENDATIONS

That an Order to divert Public Right of Way No. 23, Woking as shown on Drawing No. 3/1/79/H25, be made under Section 119 of the Highways Act 1980, as amended by the Wildlife and Countryside Act 1981, and be either confirmed as an unopposed Order or, if objections are maintained, submitted to the Department for Environment, Food and Rural Affairs for determination.