

Substantive response of the Local Highway Authority to a planning consultation received under The Development Management Order.



Response provided under the delegated authority of the Director of Environment & Transport.

APPLICATION DETAILS

Planning Application Number: 25/00217/HOU

Highway Reference Number: 2025/0217/04/H

Application Address: Woodside Little Lane Desford Leicester Leicestershire LE9 9GP

Description of Application: Single storey front, side and rear extensions, oak framed porch and hip to gable loft conversion with rear dormer and detached double oak framed garage.

GENERAL DETAILS

Planning Case Officer: Sophie Iliffe

Substantive Response provided in accordance with article 22(5) of The Town and Country Planning (Development Management Procedure) (England) Order 2015:

The Local Highway Authority (LHA) refers the Local Planning Authority to current standing advice provided by the Local Highway Authority dated September 2011.

The Applicant is advised to note that Little Lane which has two statuses as both a private street and public right of way Footpath R87 which is a route for pedestrians leading to fields north east of Desford. Private rights for vehicular access along the lane are a matter for all the adjoining property owners, who share responsibility for maintaining the lane for vehicular traffic.

The LHA is satisfied that the proposed development should not adversely affect the public right of way but, for the avoidance of doubt, the following informatives should be highlighted to the Applicant:

Informatives

A Public Right of Way must not be re-routed, encroached upon or obstructed in any way without authorisation. To do so may constitute an offence under the Highways Act 1980.

A separate application for a diversion of an existing Public Right of Way should be submitted under the Town and Country Planning Act 1990 to the Local Planning Authority. The applicant is not entitled to carry out any works directly affecting the legal line of Public Rights of Way until a Diversion Order has become operative.

Public Rights of Way must not be further enclosed in any way without undertaking discussions with the local Highway Authority (telephone 0116 305 0001).

If the developer requires a Right of Way to be temporarily diverted, for a period of up to six months, to enable construction works to take place, an application should be made to networkmanagement@leics.gov.uk at least 12 weeks before the temporary diversion is required.

Any damage caused to the surface of a Public Right of Way, which is directly attributable to the works associated with the development, will be the responsibility of the applicant to repair at their own expense to the satisfaction of the Local Highway Authority.

No new gates, stiles, fences or other structures affecting a Public Right of Way, of either a temporary or permanent nature, should be installed without the written consent of the Local Highway Authority. Unless a structure is authorised, it constitutes an unlawful obstruction of a Public Right of Way and Leicestershire County Council as Local Highway Authority may be obliged to require its immediate removal.

Date Received
18 March 2025

Case Officer
Ania Mokrani

Reviewer
GG

Date Issued
2 April 2025