



Hinckley & Bosworth
Borough Council

Section 257 Town and Country Planning Act 1990
Application for an Order to be made for the stopping up or
diversion of a public footpath, bridleway or restricted byway in
connection with a development of land

Please read the Council's Guidance for Applicants in full before completing this form

1. Applicant

Name: Christopher Weston

Email:

0 [REDACTED]

Address:

Bellway Homes East Midlands

3 Romulus Court

Meridian East

Postcode: LE19 1YG

Telephone:

[REDACTED]

2. Agent (if applicable)*

Name:

Email:

Address:

Postcode:

Telephone:

***Note: If the form is completed by the applicant's agent, a signed authority to act on behalf of the applicant should be provided with the application form**

3. Proposed works

This application is to (please select one option):

- Divert a Public Right of Way : ☒
- Stop-Up a Public Right of Way: ☐

4. Grounds for the stopping up or diversion of the public right of way

Has planning permission already been granted for the development?

Yes: ☒

No: ☐

If yes, provide the following information:

Planning Reference Number: 24/01090/REM

Date of Decision Notice: 16 May 2025

If no, provide details of current planning application*:

Planning Reference Number:

Date submitted:

Name of the Council's Planning Officer: Christopher Brown

***Note:** an application under section 257 may only be made if planning permission has been granted or a planning application is under consideration.

Why is it necessary to stop up or divert the public right of way? Provide a brief description of the development and set out the reason(s) why a stopping up or diversion is needed.

Current route has been factored into the approved layout to divert away from approved housing scheme, PROW to be diverted into area of open space.

Has development commenced?

Yes: ☐ No: ☒

If yes provide details of works undertaken to date:

Note: An Order may not be made, or if made, may not be confirmed, if the development has been substantially completed. If development is commenced any works undertaken should not obstruct or otherwise interfere with use of the public right of way (eg. fencing, excavations, etc.)

5. Details of the public right of way to be stopped up or diverted

Is the public right of way:

Footpath: ☒

Bridleway: ☐

Restricted Byway: ☐

Provide the following information, which can be obtained from the County Council's Rights of Way Service:

Path Number: R41

Parish: Ratby Parish Council

Grid references of each end of the public right of way to be stopped up or diverted:

Start - 450878.010, 305426.089

End - 450966.952, 305221.685

Definitive width (if specified): metres

Limitations or Conditions (eg. stiles, gates, bridges, etc.) incl. grid reference of location/s: N/A

Total length of right of way to be stopped up or diverted: 229 metres

Description of existing route to be diverted/stopped-up:

The footpath runs in a southerly direction from Point A (SK508054) for 389 meters to point B (SK510050) along an existing agricultural field, width is around 1-2m.

***Note:** all reference points should be shown on the map attached to the application

Provide the full name(s) and address(es) of all landowners, tenants and occupiers of the land which is crossed by the existing public right of way.

Name: Bellway Homes Ltd

Address: 3 Romulus Court, Meridian East business park, LE19 1YG

Nature of interest in the land: Landowners for Development of 225 Houses.

(add additional parties as necessary)

Please provide details of any other person(s) having a legal interest in the land, eg. mortgagee, owners of mineral rights, persons having the benefit of an easement over land affected by the existing right of way.

Name:

Address:

Nature of interest in the land:

(add additional parties as necessary)

Do any statutory undertakers (such as electricity, gas, water and communication suppliers) have any apparatus or equipment in, on or over the existing path?

Yes ✓ Please provide details: Electricity overhead cable

No ☐

Don't know ☐

(add additional parties as necessary)

Has written consent of all owners of the land and parties with a legal interest listed above been obtained to stop up or divert the public right of way? N/A

Yes ☐

No ☐

If YES, a copy of these consents should accompany this application. If NO, enclose copies of the written consents that you do have, and provide details

of anyone having refused consent or from whom consent has not yet been obtained.

Note: The Council will not proceed with determination of an application until all necessary consents have been obtained.

6. Proposed diverted route (if applicable)

Proposed total length: 207 metres

Proposed width: 2 metres

Describe the route of the diversion including Grid References and lengths (in the same manner as at section 5 above).

The footpath runs in a southerly direction from Point C (SK508053) for 207 meters to point D (SK509052) along an existing agricultural field, width is around 1-2m.

The route of the proposed diversion should be clearly marked on the application map (see Guidance for Applicants)

Works required

Please outline below any works proposed to make the proposed diversion suitable for public use , and indicate their location on the plan (the Council may identify other works it considers necessary).

Point A – B of the proposed Diversion plan will entail works within the development and open space areas to be established to ensure a safe passage of the diverted route. During construction on site, temporary closures or diversions will be required but these would be on a separate application.

N/a ☐

New structures to be provided on the new route: Please ensure the locations clearly marked on the accompanying plan.

Point on plan i.e. X, Y	Structure e.g. 1.5m metal hand gate	Purpose of structure e.g. stock control
		
		
		

N/a ✓

Is the land crossed by the diverted path in the ownership or occupation of any parties other than those listed in Section 5?

Yes ☐

No ✓

If YES, please provide details below.

Name: 

Address: 

Nature of interest in the land: 

Would the apparatus or equipment of any statutory undertakers be affected by the proposed diversion:

Yes ☐ Please specify: 

No ✓

Has consent from the persons identified above been obtained for the proposed diversion?

Yes ☐

No ☐

If YES, a copy of these consents must accompany this application. If NO, enclose copies of the written consents that you do have, and give particulars below on those who have refused consent or whose consent has yet to be obtained.

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7. Applicant's Checklist

This application includes:

- Completed application form ☐
- Application map showing the existing and proposed routes prepared in accordance with the Guidance for Applicants ☐
- Description of each path in accordance with the Guidance for Applicants ☐
- Agreed List of Works in accordance with the Guidance for Applicants ☐
- Copy of the Undertaking with LCC to cover the Certification of Works in accordance with the Guidance for Applicants ☐
- Office copies of the title register entry/ies and title plan/s showing the extent of my/our land ownership/occupancy in relation to the path(s) concerned ☐
- Signed consent from each additional landowner and other persons with an interest in the land ☐
- If an agent is to be the Council's point of contact, written consent from the applicant to confirm the agent has authority to act on the applicant's behalf ☐

8. Applicant's Declaration

I/We agree to meet the fees and costs of the Council in the processing of this application and the making and confirmation of any Order made and the certification of any works required to be completed.

I/We agree not to make any claim for compensation from the Council in connection with this application or any Order made following its determination.

I/We agree to meet the costs of any compensation payable by the Council to any other person as a result of the confirmation of any Order made as a result of this application.

I/We agree to meet the requirements of any statutory undertaker in respect of any apparatus situated in, on or over the public right of way including, but not limited to, works to protect the statutory undertakers' apparatus or the costs of moving or re-routing such apparatus.

I/we declare that to the best of my/our knowledge and belief, the particulars contained within this application are true and accurate.

Signed:


Date:
07.07.2025

Signed:


Date:


Please return the completed application form and documents to:

By post: Development Services, Hinckley and Bosworth Borough Council, Hinckley Hub, Rugby Road, Hinckley, LE10 0FR

By email: Planningfoldernew@hinckley-bosworth.gov.uk

Please contact Planningfoldernew@hinckley-bosworth.gov.uk or the Case Officer dealing with your planning application, if you have any queries about completion of this application form.