

## Record of officer decision

<b>Decision title:</b>	Highways Act 1980, Section 119 Proposed Public Path Diversion Order Footpath BKM13(Part) in the Parish of Byton
<b>Date of decision:</b>	19 June 2019
<b>Decision maker:</b>	Acting Assistant Director Highways and Transport
<b>Authority for delegated decision:</b>	Directorate scheme of delegation: updated 14 February 2019 Directorate: Economy and Place, section 69. To act on behalf of the council in respect of the legislation specified in the foregoing: Traffic Management Act 2004, Road Traffic Act 1988 Acting Assistant Director for Highways and Transport (Traffic Manager designate) and The Traffic Manager may in making arrangements to ensure that the authority has: (a) determined specific policies or objectives in relation to different roads or classes of road in their road network; (b) monitored the effectiveness of – 117
<b>Ward:</b>	Mortimer
<b>Consultation:</b>	Consultations undertaken by the applicant included: - <ul style="list-style-type: none"> <li>• Prescribed organisations as per Defra Rights Of Way Circular 1/09</li> <li>• Local Member – Cllr. Gandy</li> <li>• Stapleton Group Parish Council</li> <li>• Statutory Undertakers</li> </ul>
<b>Decision made:</b>	THAT: (a) A public path diversion order, for definitive footpath BKM13 in the parish of Byton, is made in accordance with section 119 of the Highways Act 1980 as shown in the draft order and plan D500 in the Appendix to this report.  (b) In the event that there are no unwithdrawn objections to the formal advertising of the order, it is then confirmed as satisfying the criteria in sub section (6) of the above section, for such confirmation
<b>Reasons for decision:</b>	To consider an application under the Highways Act 1980, section 119, to make a public path diversion order to divert part of footpath BKM13 in the parish of Byton.
<b>Highlight any associated risks/finance/legal/equality considerations:</b>	None
<b>Details of any alternative options considered and rejected:</b>	Under the provisions of section 119 of the Highways Act 1980 the Council has the discretionary power to make diversion orders. It has no duty to do so. The Council could therefore reject the application on the grounds that it does not contribute sufficiently to the wider ambitions and priorities of the Council.
<b>Details of any declarations of interest made:</b>	

I am an officer delegated to make the decision

Signed:

Job Title:                   Acting Assistant Director Highways & Transport