

Record of officer decision

Decision title:	Grant of consent for diversion of footpath over council owned public open space at Silurian Close Leominster
Date of decision:	23 September 2021
Decision maker:	Delivery Director Property Services
Authority for delegated decision:	The Economy and Place Directorate's scheme of delegation 20 July 2021 (line 54) gives the Delivery Director Property Services the authority to take the decision
Ward:	Leominster East
Consultation:	With Ward Member who has no objections to the grant of consent and with legal services who have advised on the council's right to financial compensation for the diversion over land in its ownership
Decision made:	Approve grant of consent for the diversion of a public footpath over land at Silurian Close, Leominster
Reasons for decision:	<ol style="list-style-type: none"> 1. The land at Silurian Close is owned by the council and is designated as public open space. 2. The owner of the adjoining land has requested that an existing public footpath over his land which has been unofficially diverted for many years be formally diverted to the route now taken by the public along an existing footpath over the council owned land. 3. The request arises out of a retrospective planning consent in respect of the applicant's land which requires the obstructed footpath to be diverted 4. Terms have been agreed for the payment of £3,500 by way of consideration and payment of the council's legal and estate fees in dealing with the matter 5. The deed documenting the grant of consent will be drafted by legal services to ensure that the council's position is fully protected and any necessary advertising of the grant of consent over public open space will take place
Highlight any associated risks/finance/legal/equality considerations:	None
Details of any alternative options considered and rejected:	The council could refuse the grant of consent but there is no good reason for doing so as the diversion has been exercised in practice for some considerable time
Details of any declarations of interest made:	None

I am an officer delegated to make the decision

Signed:

Print Name: Sarah Jowett

Job Title: Delivery Director – Property Services