



Dear Sirs

PLANNING APPLICATION NO. – 2/2018/1124/OUT

ADDRESS - Land North Of Crown Road, Marnhull, Dorset,

FOOTPATH N47/34-35-110, PARISH of Marnhull

Thank you for your letter dated 20/8/18.

The proposed works are in the vicinity of the above public right of way, as recorded on the County Definitive Map and Statement of rights of way (please see the attached plan). However, I am unaware of any unrecorded paths that may be affected.

Please note that the proposed works directly affect Footpaths N47/34 & 35 & 110, Parish of Marnhull as shown on the enclosed plans, and I strongly advise that the conditions below are included in any planning approval:

- The footpaths must be diverted by legal order (under TCPA) and that order must be confirmed before any works obstructing the path are commenced. If the path is obstructed in the absence of such a legal order this department will carry out enforcement action as deemed appropriate.
- All stiles at access points marked on the map attached be changed to gates
- Surfacing of the footpath is to be at DCC adoptable standard.
- Whilst the development works are taking place temporary closure orders must be obtained. This can be applied for through this office but the application must be completed and returned at least thirteen weeks before the intended closure date. It should be noted that there is a fee applicable to this application.
- The proposed new footpath should be to Dorset County Council's current standards; 2m in width and with gates to the current British Standard (BS5709:2006) where necessary.

I also note from the plans that the southern end of FP N47/35 where it meets Crown Road is to move to the east. This is not a very good idea as this proposed line leads you down a cliff face of an old quarry! The plan also mentions 'Badgers' in this area. I would suggest that staying with the current route of N47/35 up to the point of the proposed first house would be a far more sensible idea. I therefore also suggest that it is part of the conditions for this route to be scraped clear of vegetation and soil, the overhanging trees neatly pruned back and an anti-slip surface treatment provided on the tarmac slope

It should be noted that the use of this footpath by vehicular traffic without lawful authority is an offence contrary to the Road Traffic Act 1988. Any damage to the surface of the path attributable to the development must be repaired to Dorset County Council's specification, in accordance with Section 59 of the Highways Act 1980.

The free passage of the public on all rights of way must not be obstructed at any time. If the public are unlikely to be able to exercise their public rights on the above path then a Temporary Path Closure Order must be obtained. This can be applied for through this office but the application must be completed and returned at least thirteen weeks before the intended closure date. It should be noted that there is a fee applicable to this application.

Thank you for consulting me on this application.

Yours faithfully

Graham Stanley
Senior Ranger (North Dorset)