

DEPARTMENT OF RESOURCES

ORIGINATING DIVISION: Highways and Transportation

REPORT TO: Blackburn with Darwen Borough Council

Planning and Highways Committee

COMMITTEE DATE: February 20th 2020

TITLE : Diversion of Public Footpath 30 Darwen (Part)

WARDS: Darwen West

COUNCILLORS: Stephanie Rose Brookfield, David Smith, Brian Taylor

1. PURPOSE OF THE REPORT

- 1.1 To seek committee approval for a public path order under the Highways Act 1980, Section 119 to divert part of public footpath 30 Darwen, at Prospect Avenue.

2. BACKGROUND

- 2.1 Blackburn with Darwen Borough Council (PROW) is continually reviewing the definitive map to correct errors and maintain the rights of the public to use the network. The route of footpath 30 is currently meanders over a highway verge, though the junction of prospect and Avondale road, through a number of properties around 7 prospect avenue and stops in the middle of the junction of Carley Street and Osborne Terrace.
- 2.2 This route is not safe or commodious for the highway users.
- 2.3 A report has been prepared which seeks to address those matters before Blackburn with Darwen Borough Council, namely the application for the public path diversion order to divert the path as shown on the plan attached to this report and enabling them to consider whether, or not to promote the Order requested.

3. LAW

- 3.1 The relevant legislation is the Highways Act 1980, Section 119 to divert part of public footpath. Please see attached report for further details.

4. DETAILS

4.1 Please refer to accompanying report.

5. FINANCIAL IMPLICATIONS

5.1 The cost of the diversion of the new path will be met by the authority.

6. RECOMMENDATION

The committee may *either* decide to 'Promote the Order' or 'Not to Promote the Order'

6.1 **It is the officer's recommendation that the legislative criteria have been met and the committee should resolve to Promote the Public Path Order.**

BACKGROUND PAPERS
CONTACT OFFICER
DATE PREPARED

Plan and Report
Lorraine Mellodey PROW Officer, 01254585114
30 January 2020