

FOR THE ATTENTION OF: Mrs H Lealan
SITE: Land adjacent to, Victoria Road, Hayling Island
PROPOSAL: Outline Application for proposed residential development

Thank you for sending us this consultation. Please accept this response as being that of the Highway Authority in respect of Public Rights of Way.

Havant Footpath 80 and Footpath 81a run adjacent to/through the development site, the applicant should be made aware that:

- There must be no surface alterations to the right of way, nor any works carried out which affect its surface, without first seeking the permission of Hampshire County Council, as Highway Authority. For the purposes of this proposal that permission would be required from this department of the County Council. To carry out any such works without this permission would constitute an offence under s131 Highways Act 1980.
- Hampshire County Council, as Highway Authority, is not obliged to provide a surface suitable for the passage of vehicles. It only has a duty to maintain a right of way to a standard commensurate with its expected normal public use.
- Nothing connected with the development or its future use should have an adverse effect on the right of way, which must remain available for public use at all times.
- In addition, no builders or contractors vehicles, machinery, equipment, materials, scaffolding or anything associated with the works should be left on or near the footpath so as to obstruct, hinder or provide a hazard to walkers.

If there is likely to be an effect on the footpath in terms of dust, noise or other obstruction during the period of the works, we suggest that a Health and Safety Risk Assessment be carried out, and that if there is deemed to be a risk to users of the footpath, the applicant should contact this office directly to discuss the Temporary Closure of the footpath for the duration of the works. We would be grateful if this could be included as a Condition, in the interests of the safety of public using the right of way, should planning permission be granted.

Many Thanks

Ben Marsh
Countryside Access Support Officer - Planning
Countryside Service
Hampshire County Council, Castle Avenue, Winchester, Hampshire, SO23 8UL
Telephone: 01962 847354