

**OVERSEAL PARISH COUNCIL**  
SOUTH DERBYSHIRE DISTRICT IN THE COUNTY OF DERBYSHIRE

Clerk  
Mr J E White FCIS, DMA  
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Your Ref: DK/Jm/E/7/1/3/95

8 February, 2002

Mr J Birkett  
Planning Manager  
South Derbyshire District Council  
Civic Offices, Civic Way  
Swadlincote  
Derbyshire  
DE11 0AH

Dear Mr Birkett

**Proposed diversion of Footpath 4 (part) Overseal.**

The Parish Council wish to object formally to the proposed diversion and, therefore, to the Order being made.

The Parish Council are totally opposed to the proposal and are at a loss to understand how the District Council can support a proposal to divert a path which is well used on its present route into the entrance to a new housing estate when the reason is solely the convenience of one person. This is not normally accepted as a valid reason, notwithstanding that the diversion may only be a few metres. There is no practical reason or need to divert the path.

There is no reason why the existing route should not be lit and surfaced and it must legally be kept safe and unhindered at all times. The brick wall has already been erected in place of the hedgerow and therefore this is not a valid reason contributing towards the diversion.

Please advise the Committee of the Parish Council's total opposition and objection to the diversion. In the event that an Order is made, the Parish Council will oppose it.

Yours faithfully

J E White FCIS, DMA



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9 March, 2002

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South Derbyshire District Council  
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DE11 0AH

Dear Mr Birkett

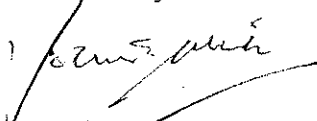
**Proposed diversion of Footpath 4 (part) Overseal.**

The Parish Council has discussed your letter of 21 February and wishes to maintain its objection to the proposed Order.

Members pointed out that the footpath originally formed a 'Green Road' and gave access to adjoining properties. It is a field path and it is to be expected that it would not be lit or surfaced, and would not normally pass through a housing estate. It has previously been blocked by the owner, who also keeps several large dogs, and it is feared that there could be discouragement from using the existing path. The new route is part of the housing estate and has been constructed for the benefit of residents and visitors, not for the benefit of users of the public right of way.

Under the circumstances, the Parish Council therefore maintains its objection and asks that the District Council take all necessary steps to ensure that the existing right of way is kept open and free from deterrent, blockage or other means of ensuring that it is not used.

Yours sincerely

  
John White

