## BOLSOVER DISTRICT COUNCIL

### RECORD OF DECISION TAKEN BY THE JOINT CHIEF EXECUTIVE OFFICER

**27/08/19**

### PUBLIC PATH DIVERSION ORDER - BOLSOVER

<table>
<thead>
<tr>
<th>Authority for decision</th>
<th>Decision</th>
<th>Reasons</th>
<th>Alternative options considered and rejected</th>
<th>Conflicts of interest and any dispensation</th>
</tr>
</thead>
<tbody>
<tr>
<td>4.10.11.(7) - to carry out Rights of Way functions for which the Council is responsible in Schedule 1 of the Local Authorities (Functions and Responsibilities) (England) Regulations 2000 (as amended).</td>
<td>To make a public path Diversion Order for Public Footpath no. 20 in the Parish of Bolsover, under Section 257 of the Town and Country Planning Act 1990 (“the 1990 Act”), as the Bolsover District Council is satisfied that it is necessary to divert the footpath to which this order relates in order to enable development to be carried out in accordance with planning permission conditionally granted under Part III of the Town and Country Planning Act 1990 “Demolition of existing buildings and erection of foodstore and retail terrace, car parking and associated works”, granted conditionally by the Bolsover District Council on [26/09/18] relating to application code number 17/00615/FUL.</td>
<td>To enable the public path diversion order to go ahead to allow the development to commence.</td>
<td>To deny the application made by the applicant to “divert part of footpath 20, Bolsover to enable the development to take place”. This option was rejected as there are insufficient grounds to deny their application. If the footpath was not diverted, then the development would not be able to proceed.</td>
<td>N/A</td>
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</table>
Please complete the following where relevant:

<table>
<thead>
<tr>
<th>Key Decision?</th>
<th>Confidential/ Exempt (if yes, please state paragraph)?</th>
<th>Do General Exception or Special Urgency Rules apply to this decision?</th>
<th>Consultation has taken place with the Section 151 &amp; Monitoring Officer?</th>
<th>The Leader, Deputy Leader or relevant Portfolio Member have been consulted?</th>
</tr>
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<tbody>
<tr>
<td>No</td>
<td>No</td>
<td>No</td>
<td>Yes</td>
<td>No</td>
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</tbody>
</table>

Authorising Signature: .................................................

Job title: ..Joint CEO...........................................

Unique Reference Number: DD/050/19/LF

Date decision may be implemented following call in (if necessary): ...........................................

Circulation to:

- Chief Executive
- Monitoring Officer
- Section 151 Officer
- Scrutiny Officer
- Internal Audit