



Application Number: 4/23/2170/0F1 - Replacement / extension to farm building, Fleming Hall, Gosforth

Countryside Access Team Comments:

Public Right of Way BW 409039 is located north of the proposed development and FP 409011 is located to the west of it (See attached plan).

Section 7.7 of Policy **ENV6 – Access to the Countryside** within the Copeland Local Plan 2013-2028 recognises that existing Public Rights of Way are protected in law.

Section 130(1) of the Highways Act 1980 places a statutory duty on Cumberland Council as the Highway Authority to: -

- Assert and protect the rights of the public to the use and enjoyment of any highway for which they are the Highway Authority; and
- Prevent as far as possible the stopping up or obstruction of those highways.

We would advise that:

- The granting of planning permission would not give the applicant the right to block or obstruct the Public Right of Way shown on the attached plan.
- The Public Right of Way as shown on the definitive map and statement must be kept open and unaltered for public use until an order made to divert, extinguish or to temporarily close them has been confirmed.

John Duffy, Countryside Access Officer

Date: 12 July 2023