

Consultation response from KC, Public rights of way (PROW) - footpaths

2026/91468 Land adj. 18 Broadacres, Honley, Holmfirth, HD9 6ND

Erection of 1 dwelling and associated works

Date Responded: 21/08/2026

Responding Officer: Deborah Stephenson

The Council has received an application for a definitive map modification order (DMMO) to add a public footpath at Broadacres to the definitive map and statement of public rights of way (the legal record). The application reference is DMMO-app-360.

The route claimed starts from the adopted highway at the cul-de-sac adjacent to 18 Broadacres and continues over land lying generally to the south and west and through a gap in a wall and along a pathway to join the adopted highway at the cul-de-sac adjacent to 5 Honey Head Lane.

With reference to the proposed site plan (20)002, the route claimed appears to pass through the red line boundary of the development site, including the proposed dwelling, parking, paving and lawns, etc. Should the development receive planning permission, and it is found that a public right of way subsists through this site, it would be necessary for any public right of way within this site to be stopped up or diverted. Should the route be diverted and enclosed by fences or walls, we advise that the minimum width required would be 2 metres.

This definitive map modification order application is not currently under investigation due to a backlog of other high priority cases. No advice can be offered at present on the likelihood of a definitive map modification order being made or confirmed.

Should planning permission be granted, please add the following NOTE to the decision:

NOTE: The land within the application red line boundary carries a route that is the subject of a definitive map modification order application claiming the existence of a public right of way. The application, made under the section 53 of the Wildlife and Countryside Act 1981, seeks to record a public footpath on the definitive map and statement of public rights of way, by legal order. The grant of planning permission, and any development further to that planning permission would have no effect on the recording of any public right of way that may subsist, and any interference with or obstruction of the way in question would be at the risk of the developer, and landowner. There are separate legal processes subject to separate fees to stop up or divert any public right of way that may subsist within the site. For further information, please contact the Council's public rights of way team at publicrightsofway@kirklees.gov.uk or by post to Kirklees Council, Public rights of way, PO Box 1720, Huddersfield HD1 9EL or telephone 01484 221000. Application reference DMMO-app-360.