

## **Highways Act 1980**

### **Section 25 - Creation of footpath or bridleway by agreement**

(1) A local authority may enter into an agreement with any person having the necessary power in that behalf for the dedication by that person of a footpath or bridleway over land in their area.

An agreement under this section is referred to in this Act as a " public path creation agreement".

(2) For the purposes of this section " local authority "—

(a) in relation to land outside Greater London means a county council, a district council or a joint planning board within the meaning of the [1971 c. 78.] Town and Country Planning Act 1971, being a board for an area which comprises any part of a National Park; and

(b) in relation to land in Greater London means the Greater London Council, a London borough council or the Common Council.

(3) Before entering into an agreement under this section a local authority shall consult any other local authority or authorities in whose area the land concerned is situated.

(4) An agreement under this section shall be on such terms as to payment or otherwise as may be specified in the agreement and may, if it is so agreed, provide for the dedication of the footpath or bridleway subject to limitations or conditions affecting the public right of way over it.

(5) Where a public path creation agreement has been made it shall be the duty of the local authority who are a party to it to take all necessary steps for securing that the footpath or bridleway is dedicated in accordance with it.

### **Section 29 - Protection for agriculture and forestry**

In the exercise of their functions under this Part of this Act relating to the making of public path creation agreements and public path creation orders it shall be the duty of councils and joint planning boards to have due regard to the needs of agriculture and forestry.