

Government Circular No. 111/70.

G.O. Reference No. N.2308/3.

---

PUBLIC RIGHTS OF WAY ACTS 1961 AND 1970

---

# The Public Path Orders Regulations 1970

---

Coming into operation: 8th December, 1970.

PRICE : 1/- (5p.)

**ISLE OF MAN  
TO WIT**

By His Excellency Sir Peter Hyla Gawne Stallard, K.C.M.G., C.V.O., M.B.E.,  
Lieutenant Governor of the said Isle, &c., &c., &c.

**PUBLIC RIGHTS OF WAY ACTS 1961 AND 1970**

**The Public Path Orders Regulations  
1970**

I the said Lieutenant Governor, in pursuance of the powers conferred upon me by sections 13 and 14 and of paragraph 3A of the Second Schedule to the Public Rights of Way Act 1961 as amended by the Public Rights of Way Act 1970 DO HEREBY make the following Regulations :—

**PART I**

**FORM OF PUBLIC PATH ORDER**

1. Public path orders shall be in the form (or substantially in the form) set out in the first Schedule hereto with such modification as the circumstances may require.

**SCALE OF MAP**

2 The maps required to be contained in the above-mentioned orders shall be on a scale of not less than six inches to the mile.

**CONFLICT BETWEEN MAP AND SCHEDULE TO THE ORDER**

3. In the case of a conflict between the map and the particulars contained in the schedule to the order, the schedule shall prevail.

**FORM OF NOTICE**

4. Any notice required to be given by an Authority under the provisions of paragraph 1 of the Second Schedule to the Act shall be in the form set out in the second schedule hereto, subject to any modifications as the circumstances may require.

**INSCRIPTION ON NOTICE**

5. Any notice to be served on an owner, lessee or occupier in accordance with sub-paragraph (2) of paragraph 1 of the Second Schedule to the Act shall at the beginning of such notice have clearly and legibly inscribed upon it in the following form, the words :—

**IMPORTANT — THIS COMMUNICATION AFFECTS YOUR  
PROPERTY**

and where the notice is sent under cover otherwise than in a prepaid registered letter the cover shall in addition be endorsed in like manner.

**PART II**

**CLAIM FOR COMPENSATION**

**SERVICE OF CLAIM**

6. (1) A claim for compensation under section 14(1) of the Act shall be made in writing and shall be served on the Authority by whom the order was made by delivering it at the office of the Authority addressed to the Clerk thereof or by sending it by pre-paid post addressed as aforesaid.

(2) The time within which such claim shall be served shall be a period of six months from the coming into operation of the order in respect of which such claim is made:

Provided that such period may at any time be extended by the Governor in any particular case.

### PART III

#### INTERPRETATION

7. (1) In these Regulations unless the context otherwise requires the expression "Act" means the Public Rights of Way Act 1961 as amended by the Public Rights of Way Act 1970.

(2) The Interpretation Act 1970 shall apply to the interpretation of these Regulations as it applies to an Act of Tynwald.

#### TITLE AND COMMENCEMENT

8. These Regulations may be cited as the Public Path Orders Regulations 1970. and shall come into operation on the 8th day of December, 1970.

GIVEN under my hand this 9th day of November, 1970.

P. H. G. STALLARD,

Lieutenant Governor.

---

### FIRST SCHEDULE

Regulation 1

---

#### FORM OF ORDER

---

#### PUBLIC PATH ORDER

---

#### PUBLIC RIGHTS OF WAY ACTS 1961 and 1970 (Title of Order)

Whereas it appears to the (name of order-making Authority) that there is a need for a public right of way on foot over the land to which this order relates:

And whereas the said (name of order-making Authority) are satisfied to the extent to which the right of way would add to the [[convenience] [enjoyment] of a substantial section of the public] [convenience of persons resident in the area] and to the effect which the creation of the right of way would have on the rights of persons interested in the land, that the right of way should be created.

Now therefore the said (name of order-making Authority) in pursuance of subsection (1) of section thirteen of the Public Rights of Way Act, 1961 make the following order:—

1. There shall be at the expiration of \_\_\_\_\_ days from the date of the confirmation and approval of this order a public right of way on foot over the land situate at

described in the [first part of the] schedule hereto and shown in the map contained in this order.

[2. The rights conferred on the public under this order shall be subject to the limitations and conditions set out in the second part of the schedule hereto.]

3. This order may be cited as the (name of the Authority and name or reference to the right of way) Public Path (No. \_\_\_\_\_) Order 19 \_\_\_\_\_.

SCHEDULE

[PART I]

DESCRIPTION OF LAND

(Describe position and width of right of way as indicated on map.)

[PART II]

LIMITATIONS AND CONDITIONS

Position of right of way	:	Limitations or conditions]
to which limitation or	:	
condition applies	:	
	:	
	:	

NOTE: Omit the words in square brackets where inappropriate.

SECOND SCHEDULE

Regulation 4

FORM OF NOTICE

NOTICE OF CREATION OF PUBLIC RIGHT OF WAY ON FOOT

PUBLIC RIGHTS OF WAY ACTS 1961 and 1970

Take notice that pursuant to their powers under section 13 of the Public Rights of Way Act, 1961 the (name the order-making Authority) has made an order entitled

creating a public right of way by foot between the following (name places in the locality to which the order relates) such right of way being more particularly described in the order and plan referred to therein.

The order is about to be submitted to the Public Rights of Way Tribunal for confirmation.

Upon confirmation by the Tribunal, and approval by Tynwald, the order shall have the effect of subjecting the land affected thereby to the said public right of way.

Copies of the order and the map referred to therein may be inspected at (state place) at all reasonable times.

Persons wishing to make representations or objections to the tribunal should do so in writing before the (give a period of not less than 28 days of the notice).

Such objection should be sent by pre-paid post and addressed to the Secretary, The Public Rights of Way Tribunal, (give address).