



Easement Application Public Consultation FAQ's

What is an easement?

An easement is a legal right to cross someone else's land. Applications can be made to the Trust for new easements or for alterations to existing ones. Malvern Hills Trust has a statutory power to grant easements (Section 7 1930 Malvern Hills Act as amended by section 8 Malvern Hills Act 1995)

Public Consultation

Easement applications must be determined in accordance with the Malvern Hills Acts, charity and general law. In particular when determining the application, the Trust has to have regard to the effect of the works being authorised on the natural aspect of any land under the jurisdiction of the Malvern Hills Trust. It would be helpful to take account of this when submitting comments.

The Trust cannot take account of wider planning considerations or the impact of granting the easements on any land other than its own.

Where can I find the details about the current easement application – land adjacent to Mill Lane?

The easement application and associated documents are available on the Trust's website here: www.malvern hills.org.uk/get-involved/public-consultations

All the documents relating to the application can be read and downloaded here.

What if I have no access to the internet?

If you have no access to the internet, please call the office on 01684 892002 to discuss (Monday to Friday 10am-3pm, excluding bank holidays).

A limited number of the key documents can be provided to those with no internet access free of charge. Due to the number and size of the documents making up the application, we can only supply a full set for a fee of £20.00, to cover the cost of copying. The copies will need to be collected from the office by prior arrangement.

How do I submit my comments?

You are asked to submit your comments online using the comment form www.malvern hills.org.uk/get-involved/public-consultations

By submitting comments online you will be helping us to efficiently and easily compile the responses received relating to this application.

What if I have further information to provide e.g. photos?

Your comments must be submitted using the comment form. Any additional documents for example photos should be emailed to consult@malvern hills.org.uk along with your name and address so they can be attributed to your comment. Please do not send further text or comments to this email address.

What if I have no access to the internet?

If you have no access to the internet, you may provide your comments in writing and post them to 'Easement Consultation, Malvern Hills Trust, Manor House, Grange Road, Malvern, Worcestershire, WR14 3EY'. These must be with us by the closing date of the 18th April. Any comments received after this date will not be considered.

You must include your name and address with your comments to be considered.

A GDPR consent form will be included in the paper documents sent to you. You must sign and return this along with your comments. Comments received without name and address, and a signed consent form will not be included for consideration.

Why are you asking for my name and address?

As with planning applications, for transparency and accountability, names and addresses must be provided with any comments.

Comments which are submitted without this information will not be included for consideration.

We have given you the option of providing your e-mail address. This will not be published on our website, but would enable us to contact you if for any reason there was a query on your submitted comments.

Why are you making this information public?

In the same way as comments on planning applications are made available to the public, comments received will be posted on the Trust's website www.malvern hills.org.uk/get-involved/public-consultations the day after their submission.

The Trust reserved the right to edit or refuse to display comments which may be defamatory, unlawful or abusive.

How long is the consultation for?

This consultation opens on Friday 19th March and closes on Sunday 18th April.

How long will my comments remain on the web site?

All of the information relating to the application will be removed the next working day following the determination of the application. Please also see the Trust's [Privacy Policy](#).

The **Malvern Hills Trust** manage over 1,200 hectares (3,000 acres) of land on the Hills and Commons of Malvern. The Trust were established under the Malvern Hills Act 1884. There have been four subsequent Acts in 1909, 1924, 1930 and 1995. The Malvern Hills Acts were set up to protect the rights of Commoners and the public and to prevent encroachment on the Malvern Hills, lands and commons.

Under these and other relevant Acts the Malvern Hills Trust shall manage the Hills to:

- Preserve the natural aspect
- Protect and manage trees, shrubs, turf and other vegetation
- Prevent unlawful digging and quarrying
- Keep the Hills open, unenclosed and unbuilt on as open spaces for the recreation and enjoyment of the public
- Conserve and enhance biodiversity, Sites of Special Scientific Interest and Scheduled Monuments on its land.

The Trust are also a registered charity (charity number 515804)

Find out more about our work and what we do at www.malvern hills.org.uk

Or follow us on social media:

FB: @MalvernHillsTrust

Twitter: @MalvHillsTrust