

COMPLAINT

MAGISTRATES' COURT ACT 1980 SECTIONS 51,52: MAGISTRATES' COURT RULES 1981, R 4

..... [the name of the magistrates' court you're applying to]

Date of information: [the date you submit this form to the court]

Defendant: [the name and address of the highway authority]

.....

.....

Matter of complaint:

[give details of the out of repair path here – including path name/number, the parish in which the path is located, the nature of the maintenance problem, the location of the path and the precise location of the problem on the path (using grid references)]

.....

.....

.....

.....

..... [name of the highway authority] has admitted that the said highway is a highway and that it is liable to maintain it.

That the said [your name] applies to this Court pursuant to section 56 of the Highways Act 1980 for an order that [name of the highway authority] may be required to appear and show cause why it should not be ordered, if the court finds that the said portion highway is out of repair, to put it into proper repair within such period as shall be specified in the order.

The complaint of: [your name]

Address: [your address]

Telephone number [your telephone number]

Who (upon oath) (after affirmation) states that the defendant is responsible for the matter of complaint of which particulars are given above.

Taken (and sworn) (and affirmed) before me.

Justice of the Peace/Justices' Clerk