

Ref. DefMapSch7Jul02.1

Schedule 7

Form of Application for Modification Order

Wildlife and Countryside Act 1981

Title of Map: Birmingham Definitive Map

To: Transportation Strategy (Development Section), Birmingham City Council

Of: 1 Lancaster Circus, Queensway, Birmingham B4 7DQ

We, The Ramblers Association, Warwickshire Area
c/o S. G. Wallsgrove, Area Footpath Secretary, 26 Priory Road, Warwick CV34 4NA
hereby apply for an order under section 53(2) of the Wildlife and Countryside Act 1981
modifying the definitive map and statement for the area by :

~~[deleting the [footpath][bridleway][byway open to all traffic]~~

~~from:~~

~~to:~~

]

[adding the [footpath][bridleway][byway open to all traffic]

from: (a) Barncoft to Overfield Road

to: (b) Overfield Road to Seneleys Park Road]

(c) Seneleys Park Road to Woodcock Lane

~~[upgrading][downgrading] to a [footpath][bridleway][byway open to all traffic] the~~

~~[footpath][bridleway][byway open to all traffic]~~

~~from:~~

~~to:~~

]

~~[varying][adding to] the particulars relating to the [footpath][bridleway][byway open to all traffic]~~

~~from:~~

~~to:~~

~~by providing that:~~

]

and shown on the map accompanying this application.

We attach copies of the following documentary evidence (including statements of witnesses)
in support of this application:

List of documents: see attached, typed, statement of evidence

Dated: 12/6/08

Signed: SAW ellington

Ref. DefMapSch8Jul02.1

Schedule 8

Form of Notice of Application for Modification Order

Section 53(5) of, and schedule 14 to, the Wildlife and Countryside Act 1981

Title of Map: Birmingham Definitive Map

To: Birmingham City Council

of: 1 Lancaster Circus, Queensway, Birmingham B4 7DQ

We, The Ramblers Association, Warwickshire Area

c/o S. G. Wallsgrove, Area Footpath Secretary, 26 Priory Road, Warwick CV34 4NA

hereby give notice that on: 12/6/08

We made application to the: Birmingham City Council
that the definitive map and statement for the area be modified by

~~[[deleting the [footpath][bridleway][byway open to all traffic]~~

~~from:~~

~~to:-~~

]

~~[[adding the [footpath][bridleway][byway open to all traffic]~~

~~from: (a) Barncroft to Overfield Road~~

~~or (b) Overfield Road to Sennelays Park Road~~

~~(c) Sennelays Park Road to Woodcock Lane~~

]

~~[[upgrading][downgrading] to a [footpath][bridleway][byway open to all traffic] the~~

~~[[footpath][bridleway][byway open to all traffic]~~

~~from:~~

~~to:-~~

]

~~[[varying][adding to] the particulars relating to the [footpath][bridleway][byway open to all traffic]~~

~~from:~~

~~to:-~~

~~by providing that:-~~

]

Dated: 12/6/08

Signed: S G Wallsgrove

Ref. DefMapSch9Jul02.1

Schedule 9

Form of Certificate of Service of Notice of Application for Modification Order

Wildlife and Countryside Act 1981

Title of Map: Birmingham Definitive Map

Certificate of Service of Notice of Application for Modification Order

To: Transportation Strategy (Development Section), Birmingham City Council
of: 1 Lancaster ~~House~~^{Centre}, Queensway, Birmingham B4 7DQ

We, the Ramblers Association, Warwickshire Area
c/o S. G. Wallsgrove, Area Footpath Secretary, 26 Priory Road, Warwick CV34 4NA

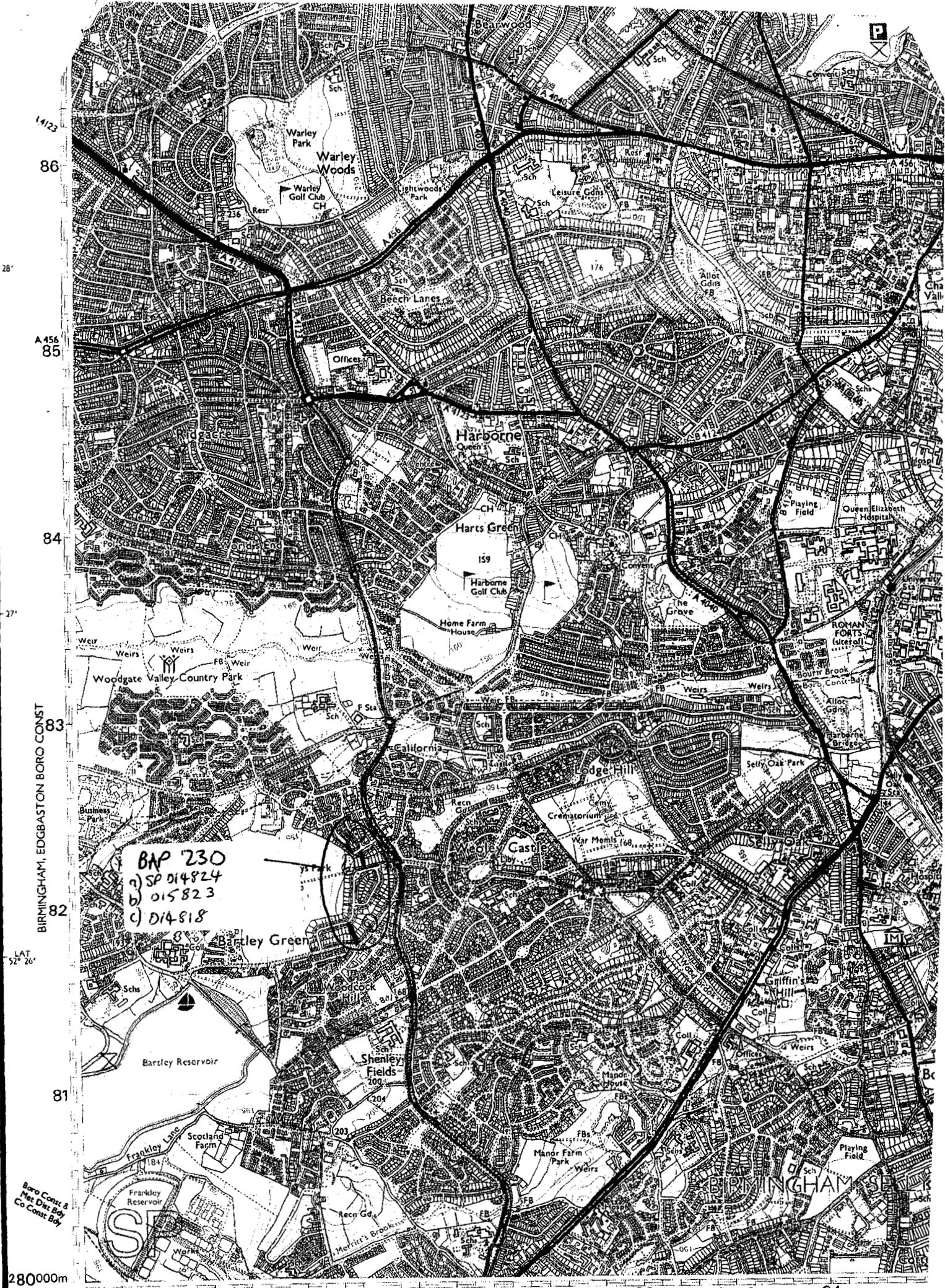
hereby certify that the requirements of paragraph 2 of Schedule 14 to the Wildlife and Countryside Act 1981 have been complied with.

~~Are unable to comply with the requirements of paragraph 2 of Schedule 14 for the following reason(s):~~

Dated: 12/6/08

Signed: S G Wallsgrove

Notice also served on
Raglan Healthcare Ltd



BAP 230
a) SP 014824
b) 015823
c) 014818

Statement of Evidence for Path Claim BAP 230

- 1 The path is first recorded on the map with the Northfield Tithe Apportionment of 1840, which is held by the City Council in the Central Reference Library.
- 2 The path is shown on the first edition (1880's) of the Ordnance Survey 6 inch map.
- 3 Part of the path is recorded on the deposited plans for the then proposed Birmingham, Kidderminster and Stoke Railway 1889, parcel 36 in Northfield parish being recorded in the Book of Reference as "road". (The plans and Book of Reference are held by the Warwickshire County Record Office at QS111/452.)
- 4 Part of the path is also recorded on the deposited plans for the then proposed Birmingham, Kidderminster and Stourport Railway 1892, the Book of Reference describing parcel 45 as "road", the owner being the Northfield Highways Board. (The plans and Book of Reference are held by the Warwickshire County Record Office at QS111/471.)
- 5 The north-west half of the path is shown, and labelled 'FP', on the Ordnance Survey 1/25,000 sheet SP08 (published 1952, with revisions 1970). The southern half being lost under the housing of Senneleys Park Road. The current Ordnance Survey 'Explorer' sheet 934 shows three passageways for the path, including at Senneleys Park Road. (No Diversion Order has been found, however, for this southern part.)
- 6 The north-west part was diverted onto the estate roads, with a link from the south-east end of Barm Croft onto Overfield Road, then south-east to the original line of the path 63 yards north of Senneleys Park Road by a Quarter Sessions Highways Order, with a Certificate of Completion dated 27 May 1955, from a Sessions held on 24 September 1951. (The Order is held by the City Council in the Central Reference Library at QS/B/21/5 (Box 18, item 2).)
- 7 The remaining three sections of the path are recorded on the (undated) City Council map of public rights of way.
- 8 A proposed diversion of part of the middle section (i.e. south from Overfield Road) was made on 17 April 2008.
- 9 It is considered, therefore, that it is reasonable to allege that the three sections subsist as public footpaths and should be recorded as such on the Definitive Map.