

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) Eachway Lane (b) Water Haynes close*

to: *Newman Way*

city boundary

]

~~[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: *16/1/09*

Signed: *S Wallsgrove*

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: *16/1/09*

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) *Eachway Lane* (b) *Water Haynes Close*~~

~~to:~~

Newman Way

city boundary

]

~~[[[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: *16/1/09*

Signed: *S G Wallsgrove*

Rd Ref. BAP 316

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 Circus, Queensway, Birmingham B4 7BQ

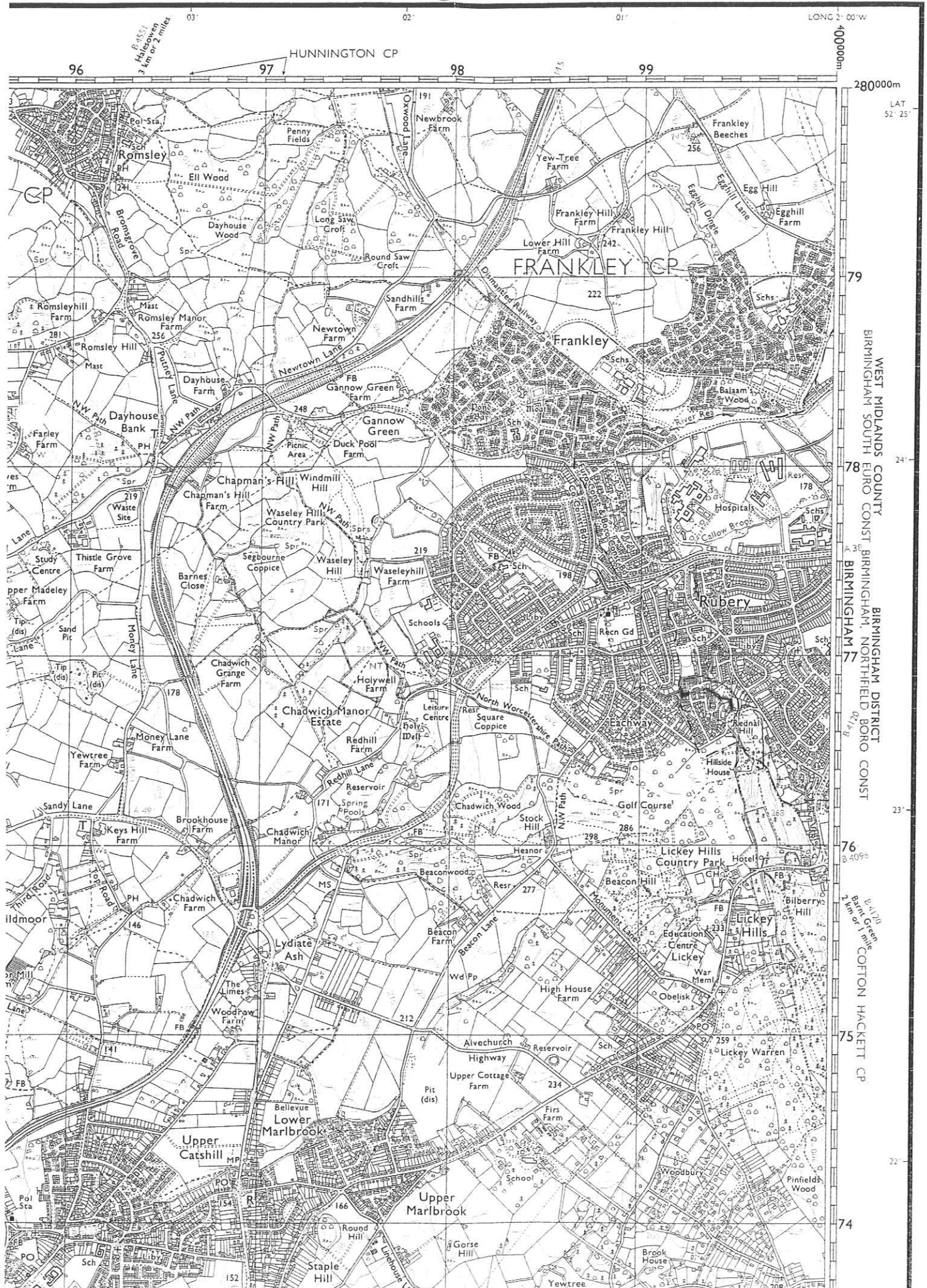
We, the Ramblers Association, Warwickshire Area
c/o S. G. Wallsgrove, Area Footpath Secretary, 26 Priory Road, Warwick CV34 4NA

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: 16/1/09

Signed: SG Wallsgrove



Statement of Evidence for Path Claim BAP 316

- 1 The path is first shown, and labelled "Foot Road", on the map with the Kings Norton Tithe Apportionment (Rednall Yield) of 1840. (Held by the City Council in the Central Reference Library.)
- 2 The path is shown, and labelled 'FP', on the first edition of the Ordnance Survey six inch map (1880's).
- 3 The continuation of the path, west (in Worcestershire), is shown as a public footpath on the Ordnance Survey Pathfinder map, sheet 953, the information being taken from the Definitive Map for that county. The section in Birmingham is shown as a passage or as a path, although no Diversion Order has been found.
- 4 The eastern part of the path is recorded on the (undated) City Council map of public rights of way.
- 5 The path is partly surfaced in tarmac, with a 'no cycling' sign at Water Haynes Close.
- 6 It is considered, therefore, that it is reasonable to allege that the route subsists as a public footpath and should be recorded as such on the Definitive Map.