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, B1 7OE

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: Greenfield Road 5 called Chepne Walk
to: St Marys Road 5 ]

[ 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: 27/5/08

Signed: Samuel Allingham
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, Hockley, Birmingham B1 7QX

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: 27/5/08
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:

[adding the [footpath][bridleway][byway open to all traffic]
from: Greenfield Road to: St Mary's Road called Cheyne Walk

to:]

[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: 27/5/08

Signed: S. 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 Circus, Queensway, Birmingham B1 7BA

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: 27/5/08

Signed: S.G. Wallsgrove
Statement of Evidence for Path Claim BAP 302

1. The path is first recorded in 1854 when the original north-west section was diverted by a Quarter Sessions Highways Order onto its present route. (Order held by Staffordshire County Record Office under reference QSB/Mich. 1854.)

2. The south-east section of the original route was diverted onto the line of the present Malins Road by a Quarter Sessions Highways Order of 1855. (Staffordshire County Record Office reference QSB/A 1855.)

3. The route created by the 1854 Order is shown on the first edition (1880's) of the Ordnance Survey 6 inch map.

4. The claimed route is recorded on the (undated) City Council map of public rights of way.

5. The route, now called Cheyne Walk, has a well maintained tarmac surface, modern street lights, 'cycling prohibited' notices at both ends, and concrete posts at one end to prevent vehicle access.

6. The 'no cycling' notices indicate that a Traffic Regulation Order has been made on the route, which can only be done if the route is a public highway.

7. 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.