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 7DA

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: Hazelwell Road
to: Hazelwell Fordrough ]

[upgrading][downgrading] to a [footpath][bridleway][byway open to all traffic] the—
[footpath][bridleway][byway open to all traffic]
from:

to:— ]

[providing for]

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: S.G. Wallsgrove
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

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: Hazelwell Road
to: Hazelwell Fordrough
]

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

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

by providing that:

Dated: 27/5/08

Signed: S. G. Wallsgrove
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, Ancoats, 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: [Signature]
Statement of Evidence for Path Claim BAP 312

1. The original route of this path is shown on the map with the Kings Norton (Moseley Yield) Tithe Apportionment 1840 as a road, with no number. This indicates that it was not titheable, and was therefore part of the waste of the manor. One type of waste, is a public highway, as in this case. (The plan and Book of Reference are held by the City Council in the Central Reference Library.)

2. The route is shown as a track on the first edition of the Ordnance Survey 6 inch map of the 1880's.

3. On the deposited plans for the proposed river improvements, submitted to Quarter Sessions by Birmingham Corporation in 1928, the details for ‘Bridge 19’, which lies in this route, are labelled as “Public Footpath to Hazelwell Fordrough”. (Copy held by Warwickshire County Record Office under reference QS111/631.)

4. The route has a tarmacked surface, with street lighting, and is well maintained.

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

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.