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, Queenway, Birmingham B4 7QA

We, The Ramblers Association, Warwickshire Area
c/o S. G. Walsgrove, 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: Leyscroft Avenue
to: Packington Avenue ]

[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, typewritten statement of evidence

Dated: 21/8/98

Signed: S. G. Walsgrove
Ref. DefMapSch&Jl02.1

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, Queenway, Birmingham B4 7AQ

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: 21/8/08

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: Leycroft Avenue
to: Packington Avenue
]

[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: 21/8/08

Signed: SAW 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 City Council

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 7DA

We, the Ramblers Association, Warwickshire Area
c/o S. G. Walls Grove, 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.

A re unable to comply with the requirements of paragraph 2 of Schedule 14 for the following reason(s):--

Dated: 21/8/08

Signed: S.G. Walls Grove
Statement of Evidence for Path Claim BAP 64

1 The original route is shown on the first edition of the Ordnance Survey six inch map (1880's), where it is labelled 'FP', with a “Foot Bridge” across the river.

2 This same route is recorded on the 1937 Footpaths Map of Warwickshire (Section One) published by the Ramblers Association (Midland Federation). A note on the map states that “only those tracks, which, from the best information available, are understood to be reputed public ways” are recorded on it.

3 The path was diverted by a Quarter Sessions Highways Order of 1949, with a Certificate of Completion dated 23 May 1960, so as to leave Packington Avenue 243 yards north-east of the river, then go south-east to, and across, the river. (The Order is held by the City Council in the Central Reference Library, Archives section at QS/B/21/17 (Box 17, item 5).)

4 This diverted route is shown on the Ordnance Survey sheet SP18 (1951 edition).

5 The path crosses the Gressal Lane Recreation Ground, but a recently constructed bridge over the river is not on the correct line of the path.

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.