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, Aveneuyy, 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: Melshay Lane
to: Melshay Park Road

{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: 17/5/08

Signed: [Signature]
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: 17/5/08
Signed: Seg Walsgrove
Statement of Evidence for Path Claim BAP 177

1 The footpath is first recorded in 1802/1803 when it was the subject of proposed Quarter Sessions Diversion Orders which would have moved the path to the south. (There are two such Orders due to the then position of the County boundary. These are held by Warwickshire County Record Office under reference QS47/Roll 2/membrand 10 = QS47/22, and in the Staffordshire County Record Office under reference QSB/Ep. 1863.)

2 The Orders were not implemented, however, since the original route is shown on the first edition (1880's) of the Ordnance Survey 6 inch maps.

3 The route is generally well maintained and is well used, as can be seen from the physical evidence on the grass verge section, with street lighting rather than path illumination.

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

5 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.