

Schedule 7

Form of Application for Modification Order

Wildlife and Countryside Act 1981

Title of Map: *Birmingham Definitive*

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: *Nigel Avenue*
to: *Bristol 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: *16/1/08*

Signed: *S G 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 B4 7DQ*

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

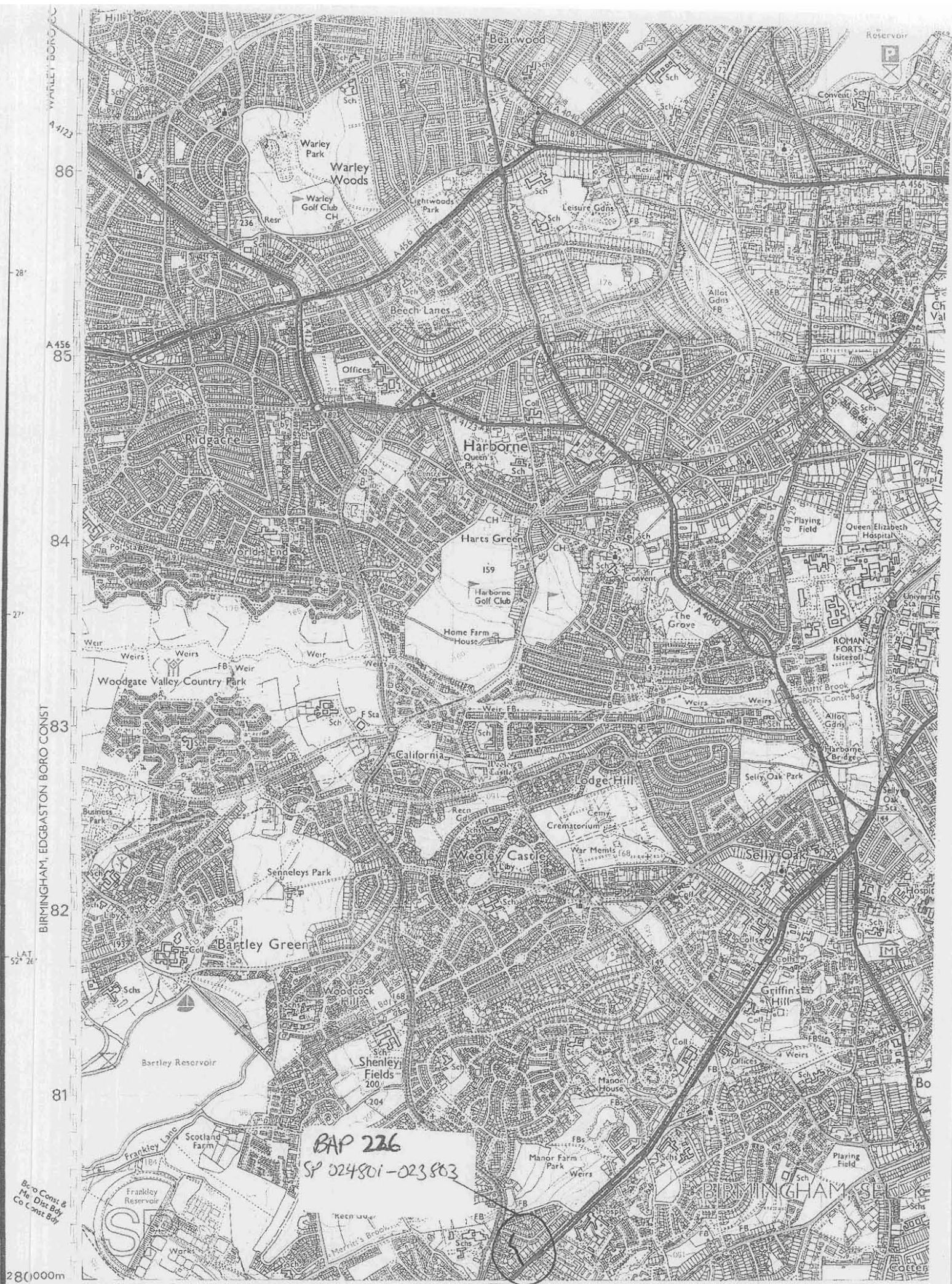
~~hereby certify that the requirements of paragraph 2 of Schedule 14 to the Wildlife and
Countryside Act 1981 have been complied with.~~

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

*no information has been found about the ownership
of this route, which does not appear to belong to
any adjoining property*

Dated: *16/9/08*

Signed: *S. Wallsgrove*



BAP 226
SP 024801-023863

Statement of Evidence for Path Claim BAP 226

- 1 The path is first recorded on the map with the Northfield Tithe Apportionment of 1840. (Held by the City Council in the Central Reference Library.)
- 2 The route is shown, and labelled 'FP', on the first edition of the Ordnance Survey six inch map (1880's).
- 3 The original route is also shown, and labelled 'FP', on the Ordnance Survey 1/25,000 map sheet SP08 Birmingham (Central) (1952, 1970).
- 4 The Ordnance Survey 'Pathfinder' sheet 934 (1986) shows the north end of the path as having been diverted onto Nigel Avenue, although no Diversion Order has been located.
- 5 The path, according to a site visit, was considered to be a 'lovely urban footpath clearly used by pedestrians'.
- 6 The path is recorded on the (undated) City Council map of public rights of way.
- 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.