

Ref. DefMapSch7Jul02.1

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 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: Southam Road

to: Stonewood 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, typed, statement of evidence

Dated: 17/5/08

Signed: SAWBells

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: ~~the~~ 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 give notice that on: 17/5/08

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:

to:

]

~~[[adding the [footpath][bridleway][byway open to all traffic]~~

from: Southam Road

to: Stonerwood Avenue

]

see attached maps

~~[[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: 17/5/08

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 B1 7DA

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: S G Wallsgrove



BAP 14
SP102517 to
SP103516

Statement of Evidence for Path Claim BAP 14

- 1 The path is first shown on the map with the Yardley Tithe Apportionment of 1847. (Copy held by the City Council in Birmingham Reference Library.)
- 2 It is also shown on the first edition (1880's) of the Ordnance Survey 6 inch map.
- 3 Part of the path is shown on the deposited plans for the then proposed Birmingham, North Warwickshire and Stratford on Avon Railway 1894 in parcel 94. The Book of Reference lists this as "field, disused pit and public footpath", with the owners including the Yardley Board of Surveyors. (Copy held in the Warwickshire County Record Office under reference QS111/477.)
- 4 The majority of this original path has now been lost under housing developments, but no Diversion Orders have been found.
- 5 The section from the bridge over the railway, by the school, to the north-west end of Stonerwood Avenue was diverted by the Birmingham City Council (Stonerwood Avenue, off Southam Road, Hall Green) Public Path Diversion Order 2002. This specified the new route as to be 2m wide.
- 6 There is a signpost in Southam Road saying "Footpath leading to Stonerwood Avenue".
- 7 The path is recorded on the (undated) City Council map of public rights of way.
- 8 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.