Schedule 7

Form of Application for Modification Order

Wildlife and Countryside Act 1981

Title of Map: Birmingham Definitive Map

To: Transportation Strategy (Development Plan), Birmingham City Council

Of: One Lancaster Circus, Edgbaston, Birmingham B1 7BD

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:

[adding the [footpath][bridleway][byway open to all traffic]
from: [Thornhill Road]
to: Old Croft Hill]

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

[to:

[providing][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, hypod, statement of evidence

Dated: 30/11/88

Signed: S G Wallsgrove
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 Circuit, Bournmaw, Birmingham B2 7BA

We, The Ramblers Association, Warwickshire Area
c/o S. G. Wallisgrove, Area Footpath Secretary, 26 Priory Road, Warwick CV34 4NA
hereby give notice that on 30/08/08
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: Thomasville Road
  to: Old Coates Hill

- [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: 30/08/08

Signed: S.G.Wallisgrove
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: The Environmental Strategy (Development Section), Birmingham City Council

of: 1 Lancaster Circus, Queenway, Birmingham, B1 7BD

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

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

Dated: 29 July 1988

Signed: [Signature]

[Note: A further copy sent to Maryvale Council]
Statement of Evidence for Path Claim BAP 122

1. The path is shown, and labelled 'FP', on the first edition of the Ordnance Survey six inch map (1886).

2. The northern half of the path was diverted onto a proposed estate road (Thorncliffe Road) by a Quarter Sessions Highways Order with a Certificate of Completion dated 22 November 1929, the southern half being shown as going to Old Osco Hill. (The Order is held by the City Council in the Central Reference Library, Archives section, at QSR 3/241 (Box 10, Bundle 1, item 3B)).

3. The section on the north-east side of the convent was diverted by the Birmingham City Council (Marvyle, Old Osco Hill) Public Path Division Order 1988, which specified the existing path as being 5m wide, with the new section reduced to 1.5m. The Order was confirmed on 28 April 1988 and was to become operative when the new route had been certified. There is no record of this Certificate having been issued.

4. A consultation was carried out on proposed gates, at various points on the path, in August 1999 (when the legislation did not provide for the erection of such obstructions).

5. A similar consultation exercise was undertaken in August 2006.

6. A site visit showed that there are anti-cycling barriers at the ends.

7. The route is recorded on the (updated) City Council map of public rights of way, although the northern end is shown turning west.

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.