

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: Upper Clifton Road
to: Richmond Road / Tudor 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:~~]

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: 17/10/08

Signed: S G Wallsgrove

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: Birmingham City Council

of: 1 Lancaster Circus, Queensway, Birmingham B1 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: 17/10/08

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: Upper Clifton Road
to: Richmond Road/Tudor 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: 17/10/08

Signed: S G Wallsgrove

RA Ref. BAT 330

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 7AQ

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: 17/10/08

Signed: S G Wallsgrove

ORDNANCE SURVEY



Statement of Evidence for Path Claim BAP 330

- 1 The path is first recorded on the 1887 edition of the Ordnance Survey six inch and 1/2,500 maps, the west half being shown as wide as a road.
- 2 The 1917 edition of the 1/2,500 map, sheet 4.15, labelled the path 'FP', with a house on its south side at its west end taking up the rest of the wide section.
- 3 The path has a well maintained tarmac surface with 'no cycling' and 'public footpath' signs, and a modern street light. There are also a number of manholes and a water stopcock in the path, which is suggestive of it being public since they require access at all times for maintenance.
- 4 The path 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.