

Schedule 7

Form of Application for Modification Order

Wildlife and Countryside Act 1981

Title of Map: Birmingham City Council 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: (a) Brode Meadow Road (b) Heath Way (c) Cat Lane
to: Cole Hall Lane Moorfield Road Little Heath Craft

~~[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 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 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: 17/10/08

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:~~ (a) Brook Meadow Road (b) Heath Way

~~to:~~ Cole Hall Lane

Meorfield Road

(c) Cat Lane

Little Heath Craft

~~[[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

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):~~

Dated: 17/10/08

Signed: S G Wallsgrove



BAP 78 9, b, c.
a) SP 143885-145887
b) SP 145890
c) SP 147891



Statement of Evidence for Path Claim BAP 78

- 1 The path is first recorded on the map with the Yardley Tithe Apportionment 1847. (Held by the City Council in the Central Reference Library.)
- 2 The path is shown on the first edition of the Ordnance Survey six inch map (1880's).
- 3 The path is recorded on the 'Footpaths Map of Warwickshire' (Section One) published by the Ramblers Association (Midland Federation) in 1937. A note on the map states that "only those tracks, which, from the best information available, are understood to be reputed public paths" are recorded on it. (N.B. An extract has already been submitted with a previous application.)
- 4 The path was closed, and various alternative paths created, by a Quarter Sessions Highways Order made on 8 December 1948. (Held by the City Council in the Central Reference Library, Archives section, at QS/B/21/4 (Box 17, item 5).)
- 5 The path was closed and diverted onto estate roads, with a new path south-west from the cul-de-sac off Brook Meadow Road to the retained footpath south-west to Cole Hall Lane by a Quarter Sessions Highways Order with a Certificate of Completion dated 23 May 1960, following a Sessions of 12 January 1949. (Held by the City Council at QS/B/21/17 (Box 17, item 5).)
- 6 All the paths subject of this application are 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 routes subsist as public footpaths and should be recorded as such on the Definitive Map.