

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 7AQ

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: Beeches Road NW

to: city boundary

]

~~[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: 16/1/09

Signed: S Wallsgrove

Schedule 8

Form of Notice of Application for Modification Order

Section 33(5), 6(1), and schedule 14 to, the Wildlife and Countryside Act 1981

Title of Map: Birmingham Definitive Map

To: Birmingham City Council

of 1 Lovelace Circus, Queensway, Birmingham B4 7 6Q

We, The Ramblers Association, Warwickshire Area  
c/o S. G. Walsgrove, Area Footpath Secretary, 26 Priory Road, Warwick CV34 4HA  
hereby give notice that on: 16/1/09

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: Beeches Road NW  
to: city boundary

~~[[suspending [[footpath]] 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: 16/1/09

Signed: sawallgrove

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 Leicester 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 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: *16/1/09*

Signed: *S Wallsgrove*



BAP291

# NCE SURVEY PATHFINDER 954 (SP 07/17)

WEST MIDLANDS COUNTY  
BIRMINGHAM DISTRICT  
BIRMINGHAM EAST EURO CONST  
BIRMINGHAM, NORTHFIELD BORO CONST

HEIGHTS IN METRES

BIRMINGHAM, SELLY OAK BORO CONST  
BIRMINGHAM, SELLY OAK BORO CONST

FRANKLEY CP      01      02      03      04      05





Statement of Evidence for Path Claim BAP 291

- 1 The path is first recorded on the map with the Northfield Tithe Apportionment 1840. (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 was diverted onto new streets, with a footpath link from Trescott Road, by a Quarter Sessions Highways Order with a Certificate of Completion dated 3 September 1931 (from a Sessions of 2<sup>nd</sup> July 1929). (Held by the City Council in the Central Reference Library, Archives section, at QS/B/21/1 (Box 14, Bundle 3, item 11).)
- 4 The section of the path in Worcestershire is recorded on the Ordnance Survey Pathfinder map (sheet 954) of 1988 as a public footpath, the information having been taken from the relevant Definitive Map.
- 5 Only the section outside the City boundary is recorded on the (undated) City Council map of public rights of way.
- 6 The path has a double metal barrier at Trescott Road, and has a tarmac surface for the first part. In Worcestershire, on Frankley Lodge Road, there is a waymark.
- 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.