

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: (a) Gennens Lane (b) Park End (c) Mill Lane

to: Kirtwall Road Mill Lane Middle Lane Road]

~~[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: 12/6/08

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 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: 12/6/08

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) Greenassers Lane (b) Park End (c) Mill Lane

to: Kirkwall Road Mill Lane Middle Acre Road

~~[[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: 12/6/08

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

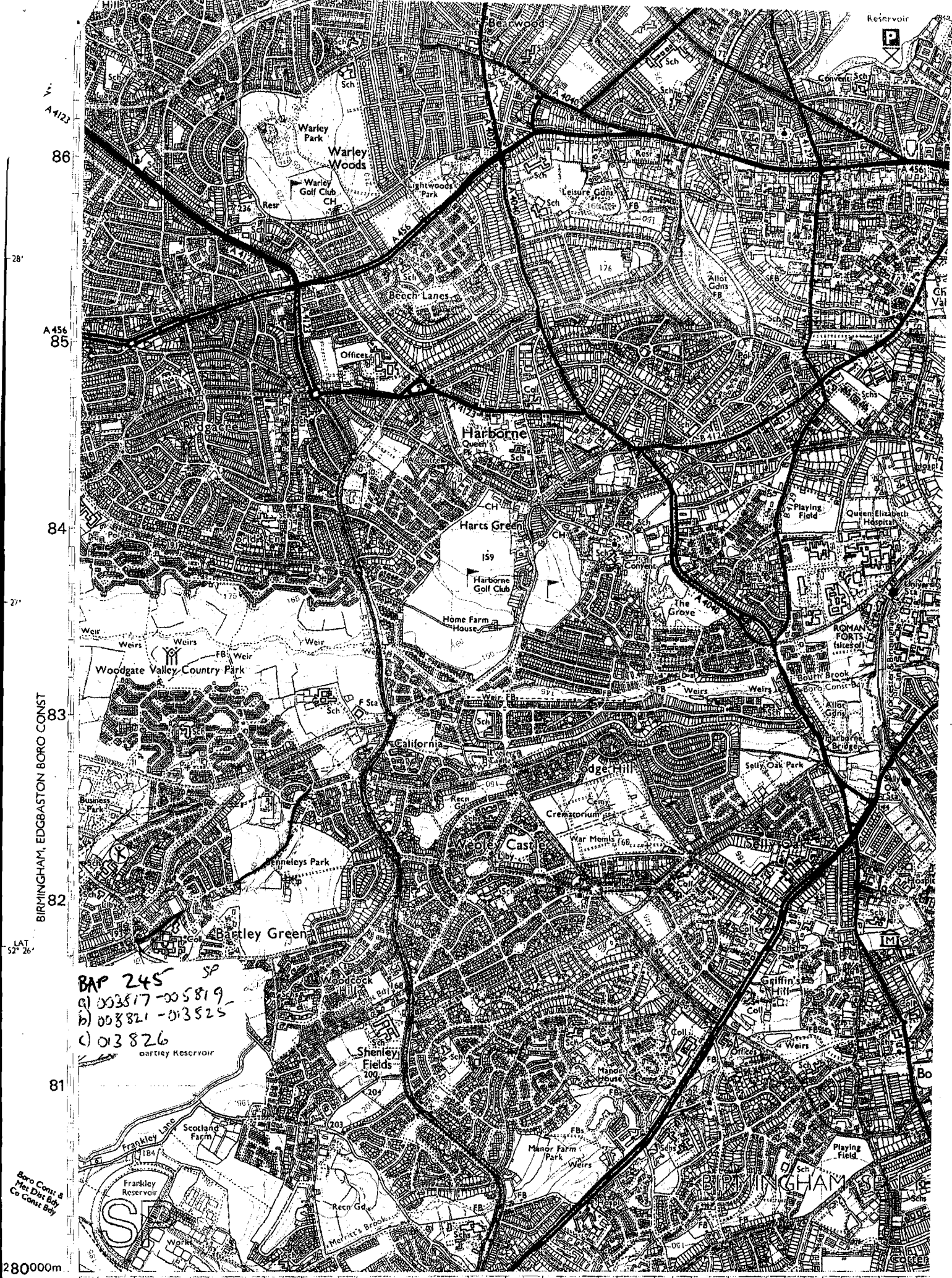
~~hereby certify that the requirements of paragraph 2 of Schedule 14 to the Wildlife and Countryside Act 1981 have been complied with.~~

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

*No owner has been identified for section (a),
despite local enquiries*

Dated: *12/6/08*

Signed: *S G Wallsgrove*



BAP 245 SP
a) 003517-005819
b) 003821-013525
c) 013826

Statement of Evidence for Path Claim BAP 245

- 1 The path is first recorded on the map with the Northfield Tithe Apportionment of 1840, which is held by the City Council in the Central Reference Library.
- 2 The path is shown, and labelled 'FP', on the first edition (1880's) of the Ordnance Survey 6 inch map.
- 3 Part of the route is shown on the deposited plans for the then proposed Birmingham, Kidderminster and Stoke Railway 1889, where parcel 42 in Northfield is described in the Book of Reference as "Field, Public Footpaths and stream". (These are held by the Warwickshire County Record Office at QS111/452.)
- 4 Part of the route is also shown on the deposited plans for the then proposed Birmingham, Kidderminster and Stourport Railway 1892, where parcel 36 in Northfield is described in the Book of Reference as "Field and footpath", with the owners including the Northfield Highway Board. (These documents are held by the Warwickshire County Record Office at QS111/471.)
- 5 The north-west end of the path was diverted onto proposed new streets, with the creation of a short link south-west from the south-west end of Cornmill Close, and another link from Middle Acre Road south-west to Mill Lane, by a Quarter Sessions Highways Order with a Certificate of Completion dated 27 May 1955, from a Sessions held on 24 September 1951. (The Order is held by the City Council in the Central Reference Library at QS/B/21/5 (Box 18, item 2).)
- 6 The middle section of the path was diverted by a Quarter Sessions Highways Order to go along the estate roads (including Bickington Road), with a Certificate of Completion dated 26 November 1857, from a Sessions held on 24 September 1951. (The Order is held by the City Council in the Central Reference Library at QS/B/21/5 (Box 18, item 3).)
- 7 The path is shown, and labelled 'FP', on the Ordnance Survey 1/25,000 sheet SP08 (published 1952, with revisions 1970), with the north-east end being shown as a track.
- 8 The north-east end is recorded on the (undated) City Council map of public rights of way.
- 9 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.