

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, Queenway, Birmingham B1 7DA

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: orchard Road
to: Moor End Lane]

~~[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: 30/9/08

Signed: S 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: (Lancaster Circus, Queensway, Birmingham B4 7AQ

We, The Ramblers Association, Warwickshire Area
c/o S. G. Wallsgrave, Area Footpath Secretary, 26 Priory Road, Warwick CV34 4NA

hereby give notice that on: 30/4/08
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: Orchard Road

to: Moor End Lane

]

~~[[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: 30/4/08

Signed: SG Wallsgrave

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: 30/9/08

Signed: S G Wallsgrove

Statement of Evidence for Path Claim BAP 106

- 1 The path is first recorded on the deposited plans for the London and North
Western Railway (Birmingham and Lichfield Line) 1846. The Book of
Reference describes parcel 207, in Aston, as "footpath", while parcel 210,
although it is shown and numbered on the plan, is not listed. (Held by the
Warwickshire County Record Office at QS111/195.)
- 2 The path is also shown on the deposited plans for the Birmingham, Erdington
and Sutton Coldfield Railway 1858. The Book of Reference describes parcel
122, in Aston, as "arable and footway", parcel 127 as "occupation road and
footway", and parcel 132 as "arable, footway, occupation road and shed". In
all cases the owners included the Survey of Highways. (Held by WCRO at
QS111/230.)
- 3 The path is shown on the first edition of the Ordnance Survey six inch map
(1880's).
- 4 The path is shown as an "other path of the neighbourhood" in a Quarter
Sessions Highways Order of 1901. (Held by WCRO at QS47/188.)
- 5 The central section (i.e. north from Orchard Road) was diverted onto a
proposed estate road (Edwards Road) by a Quarter Sessions Highways Order
of 1905. (Held by WCRO at QS47/204.)
- 6 The north-west end, from the above section, was lost under the extended
Mason Road, although no Highways Order has been found.
- 7 The remaining section of the path is recorded on the (undated) City Council
map of public rights of way.
- 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.