

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, Queenway, Birmingham B4 7BA

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: Second Avenue
to: Holdens 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: 27/5/08

Signed: S.W. Alliquor

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: 27/5/08

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: Second Avenue

to: Holdens Lane

]

see attached map

~~[[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: 27/5/08

Signed: SGM 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: 27/5/08

Signed: S. Wallsgrove

Statement of Evidence for Path Claim BAP 313

- 1 A path in this area, although apparently slightly to the north of the claimed route, is shown on the map with the Northfield Tithe Apportionment of 1840. (This is held by the City Council in the Central Reference Library.)
- 2 The original route of this claim is shown on the first edition of the Ordnance Survey 6 inch map of the 1880's.
- 3 The route is recorded on the plans deposited with Quarter Sessions in 1928, by Birmingham Corporation, for proposed river improvements, as item 562. This is listed in the Book of Reference as "private road and public footpath". (The plans and Book of Reference are held by Warwickshire County Record Office under reference QS111/631.)
- 4 When First, Second, Third and Fourth Avenues were built the west end of the path was diverted to leave Second Avenue, although no Highways Diversion Order has been found. These roads had been built by 1952, as they are shown on the Ordnance Survey map of that time.
- 5 The present route is recorded on the (undated) City Council map of public rights of way.
- 6 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.

