

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. Wallgrove, 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: Sommarfield Road

to: Highfield 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: 12/6/08

Signed: S Wallgrove

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. Wallgrove, 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: Sommerfield Road  
to: Highfield 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: 12/6/08

Signed: S.W. Wallgrove

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 7DA

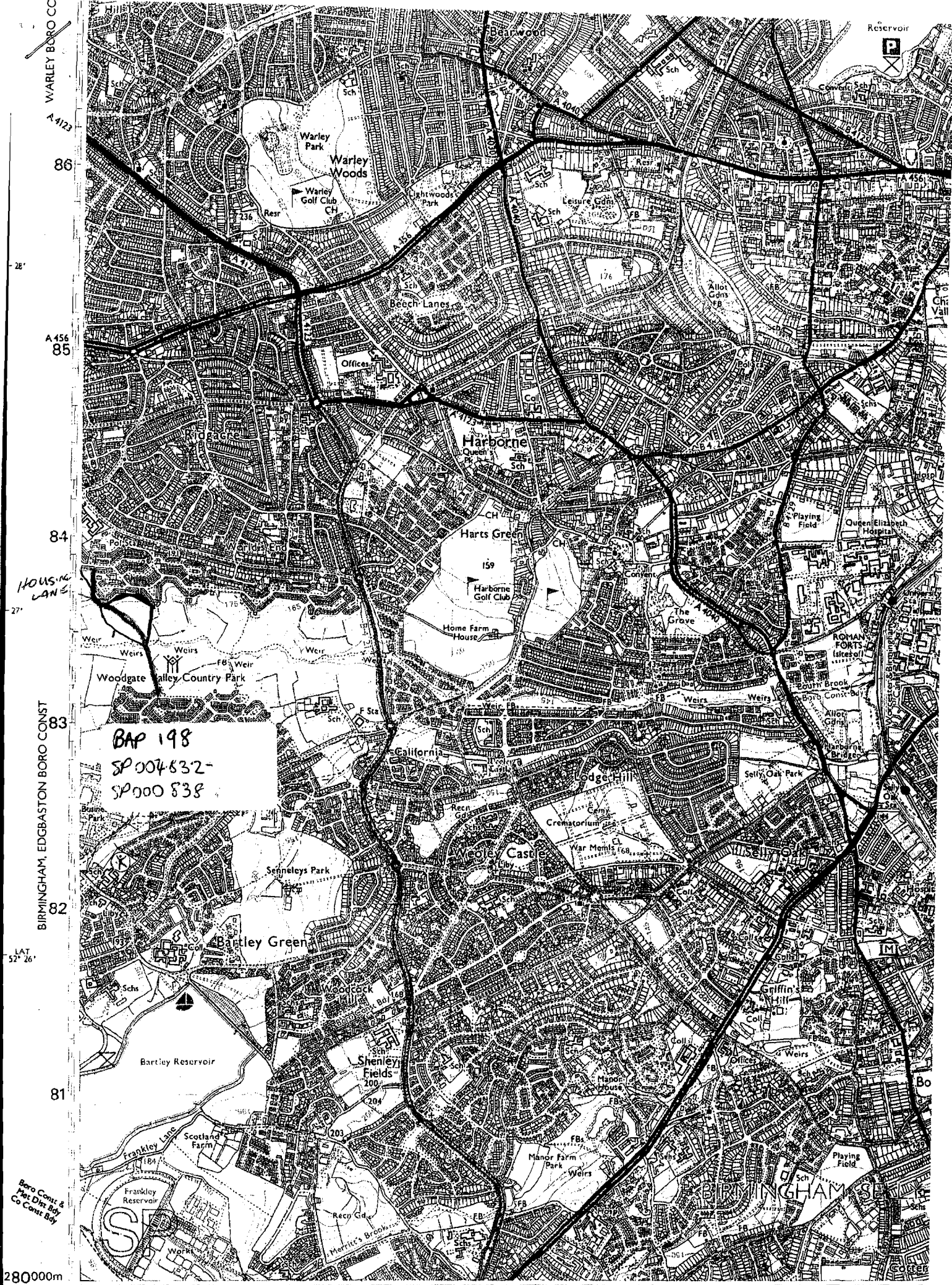
We, the Ramblers Association, Warwickshire Area  
c/o S. G. Wallsgrove, Area Footpath Secretary, 26 Priory Road, Warwick CV34 4NA

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: 12/6/08

Signed: S G Wallsgrove



BAP 198  
SP004832-  
SP000838

WARLEY BORO CC  
A 4123  
86  
A 456  
85  
84  
HOUSING LANE  
27  
83  
BIRMINGHAM, EDGBASTON BORO CONST  
82  
LAT 52° 26'  
81  
280000m

Reservoir  
P

01  
WORCESTERSHIRE COUNTY  
BROMSGROVE DISTRICT  
BROMSGROVE CO CONST  
FRANKLEY CP  
02  
BIRMINGHAM, NORTHFIELD BORO CONST  
03  
BIRMINGHAM, NORTHFIELD BORO CONST  
04  
LONG 2° 09' W  
59°  
58°  
57°

Statement of Evidence for Path Claim BAP 198

- 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 Part of the route is shown on the deposited plans for the then proposed Birmingham and Halesowen Junction Railway 1871. The Book of Reference describes parcel 31 in Northfield parish as “arable field, marl pit and public footpath”, the owners including the Surveyor of Highways. (The plans and Book of Reference are held by Warwickshire County Record Office at QS111/309.)
- 3 Part of the path is also shown on the deposited plans for the then proposed Birmingham, Harborne and Kidderminster Railway 1888, the Book of Reference describing parcel 97 in Northfield as “pasture field and public footpath”. (The plans and Book of Reference are held by Warwickshire County Record Office at QS111/447.)
- 4 The whole route of the path is shown on the first edition (1880’s) of the Ordnance Survey 6 inch map.
- 5 The current Ordnance Survey ‘Explorer’ sheet 220 shows the north part of the path in the Woodgate Valley Country Park on a different route, with both ends lost under modern housing estates. No Diversion Order has been found.
- 6 The route shown on the modern map has a good tarmac surface, with the original route being grass.
- 7 The path is not 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.