

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: Tessall Lane
to: Mill Walk]

~~[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: 2/9/08

Signed: Sankelgrew

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. Wallsgrave, Area Footpath Secretary, 26 Priors Road, Warwick CV34 4NA
hereby give notice that on: 7/9/08

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: Tessall Lane
to: Mill Walk]

~~[[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: 7/9/08

Signed: scwells@ramblers.org.uk

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:

7/9/08

Signed:

S. G. Wallsgrove

Statement of Evidence for Path Claim BAP 283

- 1 The path is first recorded, and labelled "Foot Road", on the map with the Kings Norton (Rednall Yield) Tithe Apportionment of 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 slightly diverted by the Deposited Plans for the River Rea improvements of 1928. (Held by the Warwickshire County Record Office at QS111/631.)
- 4 The south-west end of the path, on to Tessall Lane, was the subject of the 1994 Birmingham City Council (Daffodil Park, Tessall Lane) Public Path Diversion Order.
- 5 This was replaced by the Birmingham City Council (Daffodil Park, Tessall Lane) Public Path Diversion Order 1995. This specified the width as to be 2m, and was confirmed on 3 November 1995.
- 6 The section south of Mill Lane, at the Kalamazoo factory, was the subject of the Birmingham City Council (Mill Lane, Northfield, Birmingham) Public Path Diversion Order 1977. This specified the path width to be 2.5m.
- 7 This same section was the subject of the Birmingham City Council (Land off Mill Lane, Northfield) Public Path Diversion Order 2002, which was confirmed on 6 December 1002.
- 8 The path is part of the Rea Valley Heritage Trail and has a good, tarmac, surface with a post and barrier (to prevent vehicle access) at Tessall Lane.
- 9 The path is recorded on the (undated) City Council map of public rights of way.
- 10 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.