

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 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: Woodgate Lane

to: Watery 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: 16/1/09

Signed: S G 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: 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: 16/1/09

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: Woodgate Lane~~

~~to: Wakey 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: 16/1/09

Signed: S.G. Wallsgrove

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*

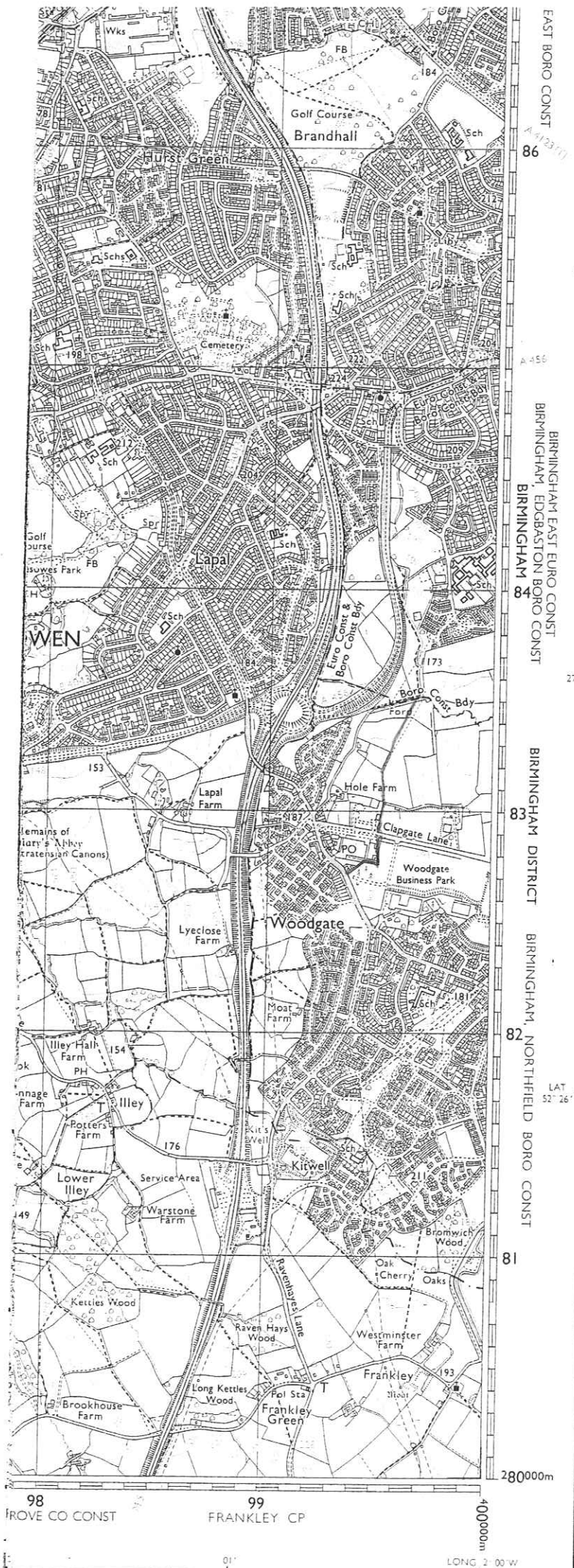
We, the Ramblers Association, Warwickshire Area
c/o S. G. Wallsgrove, Area Footpath Secretary, 26 Priory Road, Warwick CV34 4NA

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: *16/1/09*

Signed: *S. G. Wallsgrove*



BAP199

Statement of Evidence for Path Claim BAP 199

- 1 The path is first shown on the map with the Northfield 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 Part of the path is shown on the deposited plans for the Birmingham, Harborne and Kidderminster Railway 1888. The Book of Reference describes parcel 150, in Northfield, as "pasture field and public footpath". (Held by Warwickshire County Record Office at QS111/447.)
- 4 The southern end of the path (between Woodgate Lane and the new road (Clapgate Lane) was diverted by a Quarter Sessions Highways Order with a Certificate of Completion dated 15 December 1936. (Held by the City Council in the Central Reference Library, Archives section, at QS/B/21/1 (Box 14, Bundle 3, item 2).) The continuation of the path to the north is shown on the plan.
- 5 The path is shown on the Ordnance Survey Pathfinder map, sheet 933 (SO88/98) of 1990 as a pecked line to the north of Clapgate Lane and as an enclosed path between Clapgate Lane and Woodgate Lane.
- 6 The path is recorded on the (undated) City Council map of public rights of way.
- 7 A site visit has shown that the northern section of the path (across Woodgate Valley Country Park) is now not identifiable, although an alternative path has been provided some 100m to the east. There is no known Diversion Order for this section.
- 8 A site visit has also shown that the southern section has been blocked off by fencing for many years and is now overgrown and impassable. There is no known Extinguishment Order for this section.
- 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.