Ref. DefMapSch7Jul02.1

Schedule 7

Form of Application for Modification Order

Wildlife and Countryside Act 1981

A COMPARIO COMPARIO COMPARIO A DE COMPARIO	
Title of Map: Birmingham Definitive Map	
To: Transportation Strategy (Development Section)	, Biratinghour City Geneil
Of: I Laucaster Circus, Queensway, Birining hear	BA 70Q
We, The Ramblers Association, Warwickshire Area c/o S. G. Wallsgrove, Area Footpath Secretary, 26 Priory Road, War hereby apply for an order under section 53(2) of the Wildlife and Co modifying the definitive map and statement for the area by:	wick CV34 4NA ountryside Act 1981
[deleting the [footpath][bridleway][byway open to all traffic] from:	
to:]
[adding the [footpath][bridleway][byway open to all traffie] from: Yand [ay Bad	
to: clay Lane]
[upgrading][downgrading] to a [footpath][bridleway][byway open to [footpath][bridleway][byway open to all traffie] from:	all traffic] the
to:	1
[varying][adding to] the particulars relating to the [footpath][bridlewtraffic]	ay][byway open to all-
from: to:	
by providing that:	1
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: see affected, typed, statement of evidence

List of documents:

Dated:

27/5/08 Sawcellagnow Signed:

Ref. DefMapSch8Jul02.1

Schedule 8

Form of Notice of Application for Modification Order

Section 53(5) of, and schedule 14 to, the Wildlife and Co	untryside Act 1981
Title of Map: Birming ham Definitive Map	annyside Act [36]
To: Birmingham City Council	
of: I Lancaster Circus, Queensway, Bironing	hem Ba 700
We, The Ramblers Association, Warwickshire Area c/o S. G. Wallsgrove, Area Footpath Secretary, 26 Priory Road, Wahereby give notice that on: 27 (508) We made application to the: Brining han City Council that the definitive map and statement for the area be modified by	rwick CV34 4NA
[deleting the [footpath][bridleway][byway open to all traffie] 'from:	
10 ;	I
[adding the [footpath][bridleway][byway open to all traffic]- from: Yard lay [Zeod]	
from: Yandlay Road to: Clay Lane	1
-[[upgrading][downgrading] to a [footpath][bridleway][byway open to all traffie] from:	o all traffie] the
to.]
[[varying][adding to] the particulars relating to the [footpath][bridle traffic] from:	way][byway open to all
* 10 :	
by providing that:	1
Dated: 27/5/08	
Signed: Sewallagran	

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

1 Lancaster Circus, Queausway, Birmingham BA7DQ

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:

Saw allequen

Statement of Evidence for Path Claim BAP 32

- The path is first shown on the map with the Yardley Tithe Apportionment of 1847. (Copy held by the City Council in the Central Reference Library.) The west end, however, is shown on a different alignment.
- 2 The route is shown on the first edition (1880's) of the Ordnance Survey 6 inch map.
- The east end of the path was the subject of a Quarter Sessions Highways Order, which has a Certificate of Completion dated 24 September 1921, but no plan. (The Order is held by the City Council in the above Reference Library under reference QS/B/21/1 (Box 14, bundle 3, item 19).)
- It was then the subject of a second Quarter Sessions Diversion Order, namely at 230 yards from Yardley Road south, south-east and east to Clay Lane at 22 yards south of Gilbertstone Avenue, when it was specified as to be 9 feet wide. There is a Certificate of Completion dated 13 June 1948 (from the Sessions held on 22 November 1939). (The Order is held, as above, under reference QS/B/21/1 (Box 14, Bundle 1, item 4.)
- 5 The east end of the route has subsequently been affected by development, as shown on recent and current 1/10,000 and 1/25,000 Ordnance Survey sheets, although no Diversion Order has been found.
- 6 The path is shown on the (undated) City Council map of public rights of way.
- 7 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.

