

Ref. DefMapSch7Jul02.1

Schedule 7

Form of Application for Modification Order

Wildlife and Countryside Act 1981

Title of Map: Solihull Definitive Map

To: David Keane, Transport Highways and the Environment

Of: PO Box 19, Council House, Solihull B91 3QT

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: Path claim SAP 77

to: Birmingham boundary

]

~~[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: 23/3/09

Signed: S G 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: Solihull Definitive Map

Certificate of Service of Notice of Application for Modification Order

To: David Keane, Transport Highways and the Environment
of: PO Box 19, Council House, Solihull B91 3QT

We, the Ramblers Association, Warwickshire Area
c/o S. G. Walls Grove, 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):~~

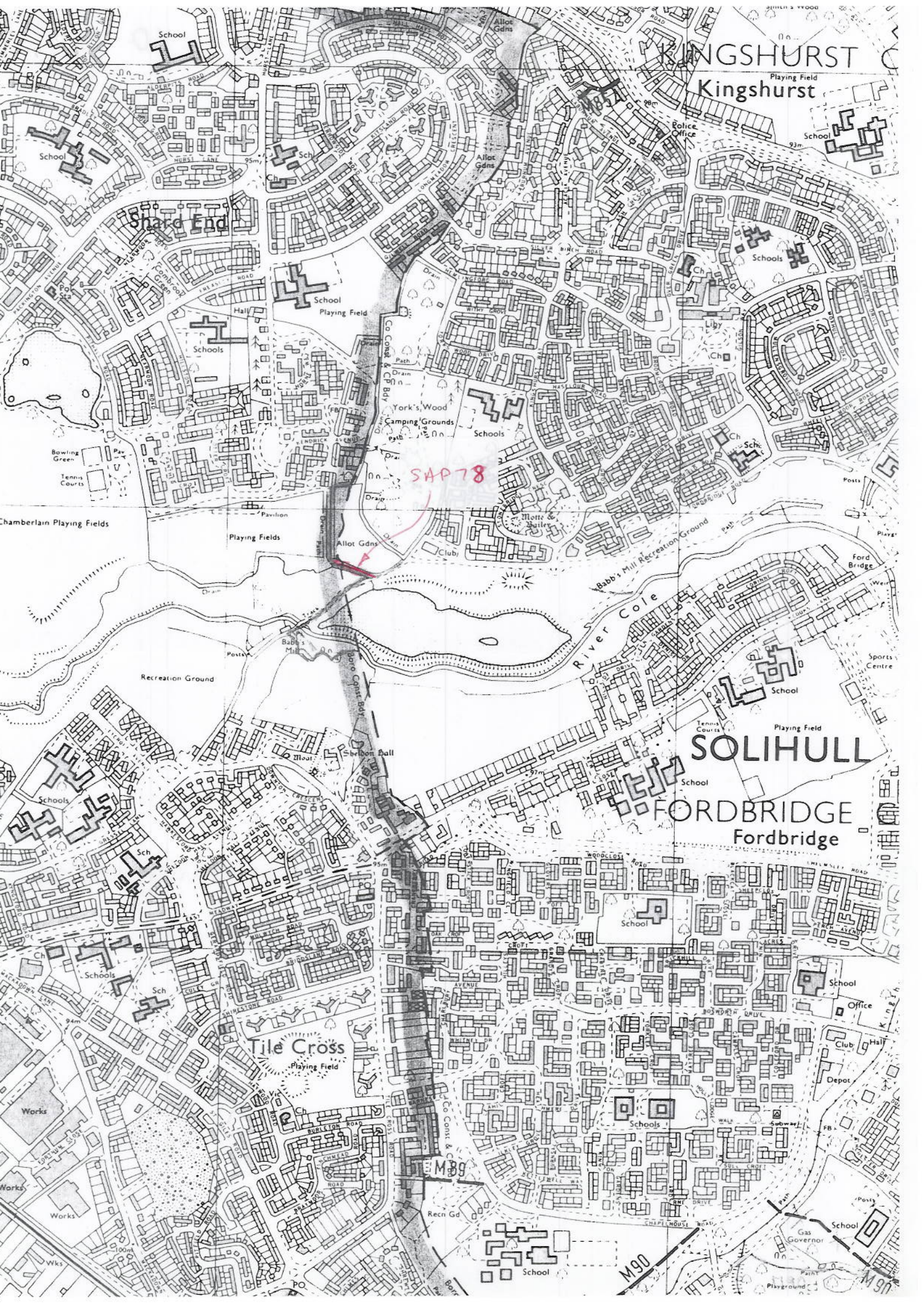
Dated: 23/3/09

Signed: S. Walls Grove

NB Notice sent to
Birmingham City Council

Statement of Evidence for Path Claim BAP 62 + SAP 78

- 1 The original route of the path is shown, and labelled 'FP', on the first edition of the Ordnance Survey six inch map (1880's).
- 2 This route is included on the 1937 Footpaths Map of Warwickshire (Section One) published by the Ramblers Association (Midland Federation). A note on the map states that "only those tracks, which, from the best information available, are understood to be reputed public ways" are recorded on it.
- 3 The whole of the section of the path in Birmingham was diverted by a Quarter Sessions Highways Order of 1949, with a Certificate of Completion dated 3 May 1960. The new route followed the estate roads, but with a public footpath from Hillstone Road south, beside Kendrick Road, then east to the original path by York Wood. (The Order is held by the City Council in the Central Reference Library, Archives section at QS/B/21/4 (Box 17, item 4).)
- 4 The plan prepared by the then Coleshill Parish Council as the first stage in the preparation of the Warwickshire Definitive Map recorded the continuation of this path as a public footpath.
- 5 The path along the north edge of the Shard End Playing Fields has a good, tarmac, surface but there is no visual evidence that a footbridge ever existed across the canalised stream, the existing engineered finish having the appearance of probably being completed in the 1950's. There is, however, a tarmac surfaced path on the west bank of this stream which goes south to the present City boundary. This suggests that the path diversion was modified on the ground, although the Order itself was not revised or replaced. The Ordnance Survey 'Pathfinder' map of 1986 shows that this path existed by that date and, therefore, has been in use for over 20 years.
- 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.



KINGSHURST

Share End

Kingshurst

SAP 78

SOLIHULL

FORDBRIDGE

Fordbridge

Tile Cross

M90

M90

M90

School

Playing Field

Police Office

School

Schools

School

Playing Field

Schools

York's Wood

Camping Grounds

Schools

Sch

Bowling Green

Tennis Courts

Chamberlain Playing Fields

Playing Fields

Allot Gdns

River Cole

Recreation Ground

Babb's Mill

Sherdon Hall

Playing Field

School

Fordbridge

Fordbridge

Playing Field

School

School

School

Office

Club

Hall

Depot

Schools

School

Gas Governor

Playground

Works

Works

Works

Wks