



Warwickshire
County Council

Wildlife & Countryside Act 1981
Definitive Map and Statement of Public Rights of
Way for Warwickshire

form

1

Application for a Modification Order

Rights of Way, Communities,
PO Box 43, Shire Hall,
Warwick, CV34 4SX

To: Warwickshire County Council

Of: PO Box 43, Shire Hall, Warwick, CV34 4SX

I/We: LUCY STEVENSON

Of: KINGSTON HOUSE, BACK LAWE, TYSOE, CV35 0SJ.

hereby apply for an Order under Section 53(2) of the Wildlife and Countryside Act 1981
modifying the Definitive Map and Statement for the County of Warwick by

~~Deleting~~ * the Footpath / Bridleway / Restricted Byway / Byway Open to all Traffic *
from to

Adding * the Footpath / Bridleway / Restricted Byway / Byway Open to all Traffic *
from to

Upgrading / Downgrading * to a Footpath / Bridleway / Restricted Byway / Byway Open to all
Traffic * the Footpath / Bridleway / Restricted Byway / Byway Open to all Traffic *
from to

Varying / Adding to * the particulars relating to the Footpath / Bridleway / Restricted Byway /
Byway Open to all Traffic *
from to

by providing that

** delete as appropriate*

and shown on the map accompanying this application.

I/We attach copies of the following documentary evidence (including statements of witnesses)
in support of this application (see overleaf **).

Signed Dated 28/06/2020

The accompanying map must be at a scale of 1:25000 or greater (e.g. 1:10000)

**** Evidence in support of your claim -**

Documents 3 (number of pages attached)

Please attach a copy of any documents or maps you are using as evidence. Include the document reference number and title and give the full name and address of the Library, Record Office, University or person in possession of the original document.

Photographs 6 (number attached)

These should be securely mounted on card, stout paper or in plastic wallets, each should be clearly numbered and labelled with the date and place it was taken and if possible please show the location of the photograph on a plan.

Witness Statement Forms (Form 4) 36 (number attached)

Please number each form and make a list with the name and number of each person who has completed a "witness statement" in support of your application, on *this* form.

Letters: 1 [REDACTED]

List your evidence and references (continue on a separate sheet if necessary)

maps

- ① OS 1:25000 scale Sharnford upon Avon.
(3344 standard).
- ② Google Earth screen shot with identified footpath and proposed route.
- ③ Public Rights of way map identifying existing footpath across land / field.
- ⑤ Google Earth screen shot showing perimeter route.
- ⑥ Letter written by local resident (Graham Hides)

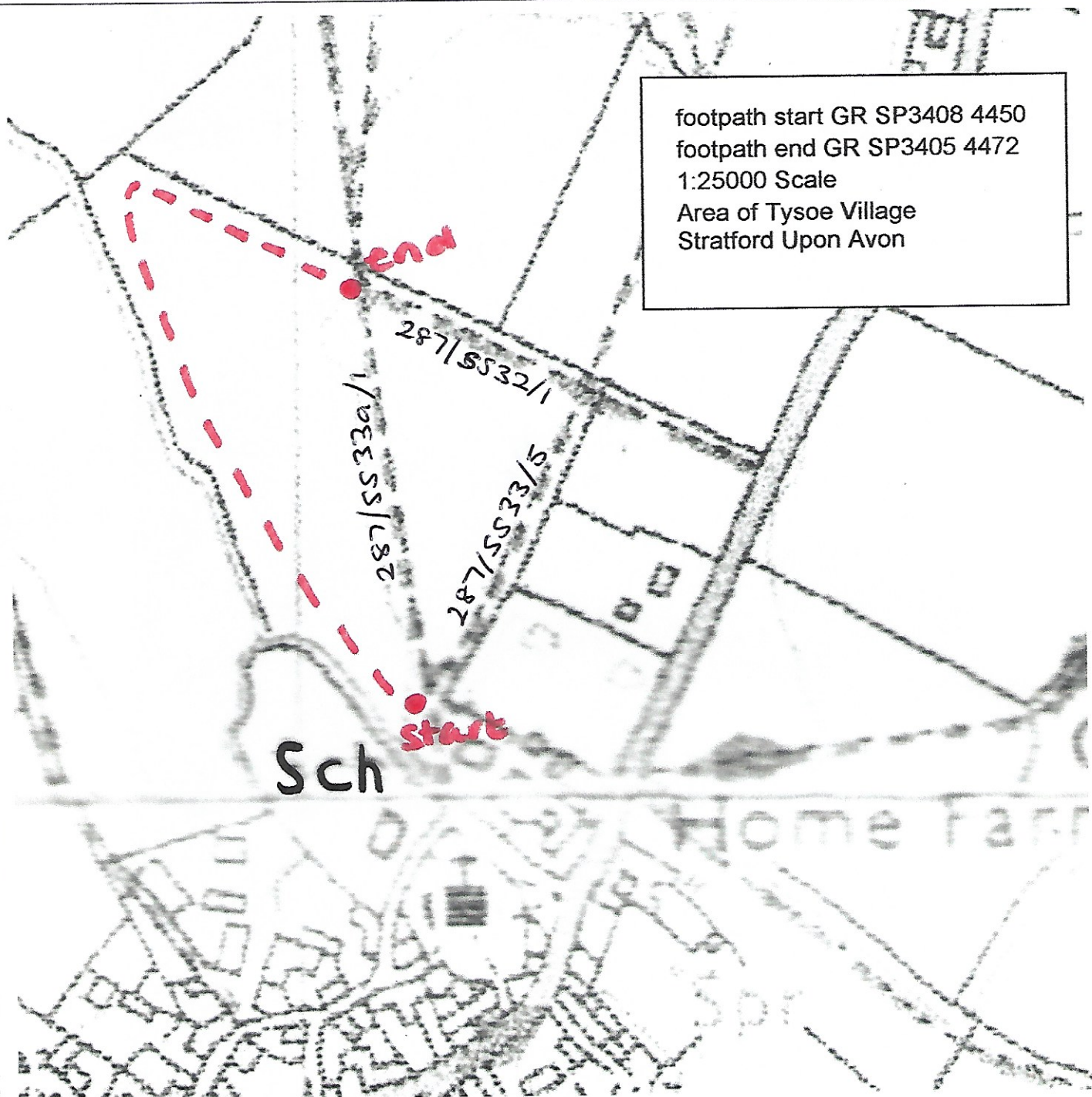
List your witnesses (continue on a separate sheet if necessary)

- ④ see attached sheet overleaf.

①

MAP OF THE APPLICATION ROUTE

Please attach an extract from a map of your own choice to identify the route you are providing evidence about, and annotate it with anything you provide details about in this statement. Please sign and date your map.



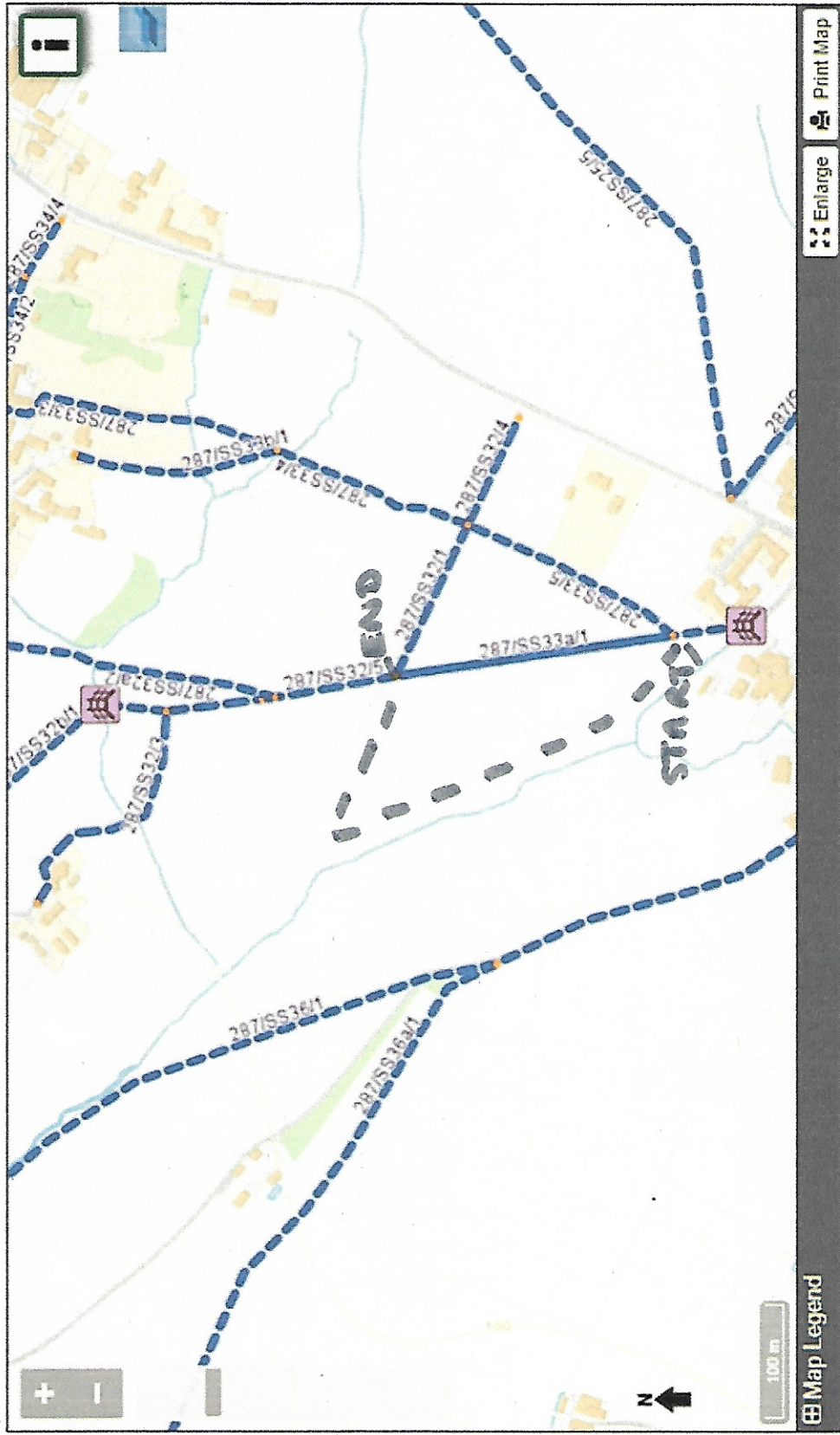
DETAIL FOUND IN GRID SQUARE: 3344 Standard OS.

--- proposed route
--- existing footpath

Public Rights of Way Map

The map shows all of the public rights of way in the county. To report a problem, firstly log in, then select the 'Report a Problem' menu item.

To find a location use the Search options to locate paths, settlements or parishes. If your device has a GPS you can centre the map on your current position by pressing the 'Current location' button.



© Crown copyright. All rights reserved (100023415) (2017) This map is intended as a guide only and may not be legally accurate. Due to the changing nature of the countryside, actual conditions encountered may differ from some of the information shown.

When using a mouse: hold the shift key and drag a box on the map to zoom in to a specific location. On a touch device: pinch or drag a box to zoom.

⑤ Google Earth Screen shot identifying perimeter route



Form 4: User evidence form table

	NAME	Date submitted	Dates footpath used	Years (until 2020)	Format
1		29.6.2020	2014-2019	5	paper
2		29.6.2020	2014-2019	5	paper
3		29.6.2020	2008-present	12	paper
4		29.6.2020	2008-present	12	paper
5		29.6.2020	2019-present	1	email
6		28.6.2020	1996-2019	23	email
7		28.6.2020	2011-present	9	paper
8		28.6.2020	1996-2019	23	email
9		28.6.2020	2011-present	9	email
10		28.6.2020	1998-2019	21	email
11		30.6.2020	1997-2019	22	email
12		30.6.2020	1950-2020	70	paper
13		30.6.2020	1972-2020	48	paper
14		30.6.2020	1991-2012	21	paper
15		30.6.2020	1991-2012	21	paper
16		30.6.2020	2018-2020	2	email
17		2.7.2020	2012-present	8	paper
18		2.7.2020	1995-present	25	paper
19		2.7.2020	2009-2019	10	paper
20		2.7.2020	2014-2019	5	paper
21		2.7.2020	2007-present	13	paper
22		2.7.2020	2007-present	13	paper
23		2.7.2020	2006-present	14	paper
24		2.7.2020	2004-present	16	paper
25		2.7.2020	2006-present	16	paper
26		3.7.2020	2015-2019	4	paper
27		3.7.2020	2002-2019	17	paper
28		3.7.2020	2004-present	16	paper
29		3.7.2020	1995-2020	25	email
30		3.7.2020	1997-2019	22	email
31		4.7.2020	1995-2020	25	email
32		4.7.2020	2001-2020	19	paper

	NAME	Date submitted	Dates footpath used	Years (until 2020)	
A		25.11.16	1997-2018	21	paper
B		24.11.16	2008-present day	12	paper
C		25.11.16	2007-present day	13	paper
D		24.11.16	2008-present day	12	paper

All evidence forms scanned July 2020



Wildlife & Countryside Act 1981
Definitive Map and Statement of Public Rights of
Way for Warwickshire

form

1a

**Application for a Modification Order
(Supplementary Information)**

Rights of Way, Communities,
PO Box 43, Shire Hall,
Warwick, CV34 4SX

Name: LUCY STEVENSON

Address: KINGSTON HOUSE, BACK LANE, TYSOE, CV35 0SJ

The purpose of this form is to gain as much information about the route claimed as possible.
Please complete the following sections in as much detail as you can.

1. Please explain why you believe the Definitive Map and Statement should be modified, for example, why you believe the route should be added to the map or should be upgraded.

The field in question has two footpaths across it but the perimeter of the field has been used for at least 60 years by the community. The previous landowner [REDACTED] was aware of its regular use and placed no objection or signage to prevent use.

The ownership changed hands to [REDACTED] (property developer). He placed no signage or prevented the perimeter footpath being used.

In May 2019 he placed a fence (stock) across the centre of the field and since then the footpath can no longer be accessed.

The community who used the field prior to this date feel strongly that this was a village asset and would wish for it to be restored.

its long usage and the field's previous past life as the village school playing field makes it a suitable footpath to be added to the

map for future generations.

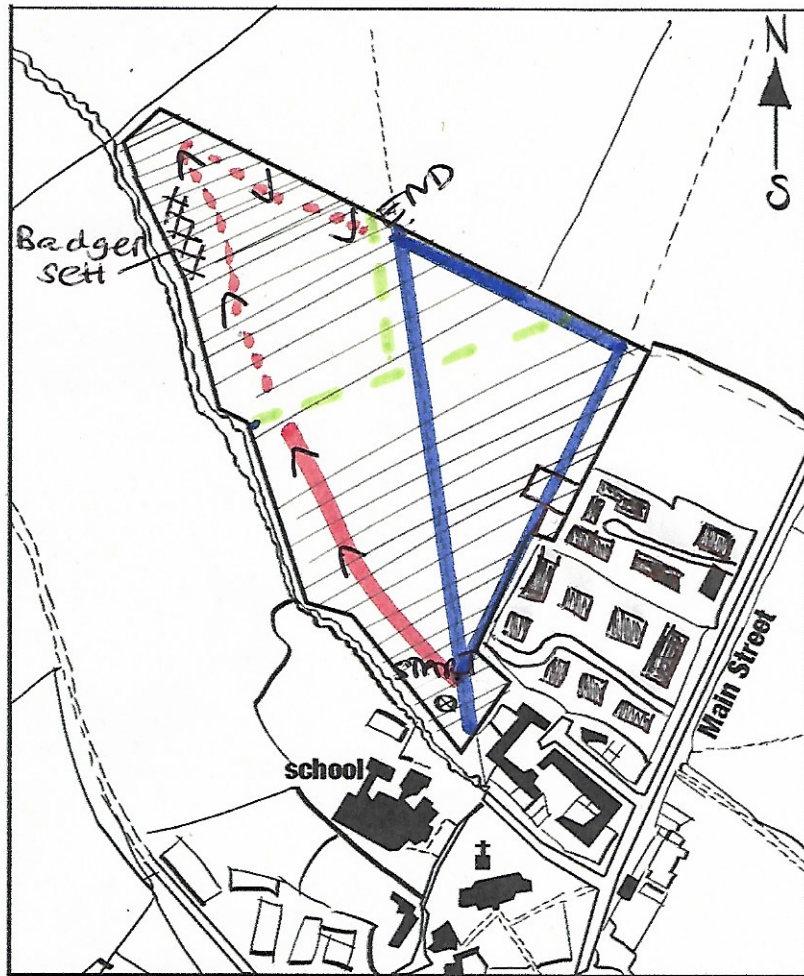
2. Please describe the route carefully:

- i) Start point Kissing gate at south end of field Grid Reference 340 84450
- ii) End point Swing gate meeting existing public footpath at northerly edge of field Grid Reference 340 84472
- iii) Are there any gates / stiles / bridges? Please describe where (it would be helpful to mark them on a map).
- NO - prior to May 2019 this route was unobstructed.
- After May 2019 the majority of the route was no longer accessible (see attached map).
- iv) Can the route be used today? ONLY PARTIALLY AS FENCING PLACED ACROSS FIELD IN MAY 2019 - SEE ATTACHED MAP.
- If not:
- what prevents access along the route - please mark the locations on a map.
FENCING (STILES)
 - are you aware of when any obstruction occurred?
14th MAY 2019.
- v) Are there are any signs / notices on the route? NO
- If yes:
- please mark their location on a map.
 - in what year did the notices appear?
 - what do they say?
- vi) What is the surface type of the route? It would be helpful to mark it on a map.
- GRASS

Signed

Dated: 28/06/2020.

MAP SHOWING THE OBSTRUCTION OF
THE PERIMETER FOOTPATH POST MAY
2019 WHEN FENCING PLACED ACROSS
FIELD.



Existing public right of way ————
Proposed public right of way ————
Grid ref OS151 341445 ⊗

fencing put up
in 2018. ————

Accessible
perimeter
footpath post fencing ————
Previously
accessible perimeter
footpath pre-fencing