

HARBURY.

MSM81b.

(3)



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

form

Application for a Modification Order

1

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: [REDACTED]
Of: [REDACTED], Warks, [REDACTED]

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 *
fromto.....

~~Adding~~ * the Footpath / Bridleway / Restricted Byway / Byway Open to all Traffic *
fromto.....

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

from ...Grid reference SP37390 58744 . the entrance to Thwaites
estate.....
to Grid ref SP37072 58 305, 0.3 miles further up the road where it joins an
existing bridlepath.....

~~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 **).



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Definitive Map and Statement of Public Rights of
Way for Warwickshire

form

1a

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

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

Name: [REDACTED]

Address: [REDACTED], Works, [REDACTED]

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.**

This application is based on the previous long use of a short section of tarmac road at the entrance to Thwaites estate. We are making this application for safety reasons to avoid a dangerous road.

On the 27th of February one of the owners of Thwaites estate posted that they were going to enforce the fact that the public access through the main entrance was by footpath only, therefore excluding cyclists and horse riders. They were contacted at the time and asked to meet to discuss the safety implications of riding down a busy road to the official bridle path. An offer was also made to fund and arrange improvements to the muddy gateway. Both these offers were declined.

Cyclists and horse riders from Harbury, and surrounding villages, have used this short length of road as long as anyone can remember to access the existing bridlepaths on this estate. Many families in the village were taught to ride their bikes on this road and are now teaching their own children. It is also used by people in wheelchairs and disability buggies. It is a quiet, safe almost traffic free road as on a private estate.

The relevant section is only 0.3 miles until it joins an existing bridlepath. It is on tarmac road so apart from the entrance there are no gates or stiles.

There are no safe alternative access routes, there are two bridlepaths which link to the estate but both on these are on a now busy road, with blind corners. This makes it very dangerous for horses and bikes. The bridle paths are also over muddy or ploughed fields which are totally unsuitable for most cyclists.

2. Please describe the route carefully:

- i) Start point....Entrance to Twaites estate...
- ii)
- iii) Grid Reference...SP37390 58744.....
- iv) End point...0.3 miles up the road where it joins an existing bridlepath
- v)
- vi) Grid Reference.....SP37072 58305.....
- vii) Are there any gates / stiles / bridges? Please describe where (it would be helpful to mark them on a map).

Apart from the gates at the entrance, there are no other gates/stiles/bridges

- viii) Can the route be used today? No
ix) the estate owners have locked the gates and are inserting a pedestrian gate at the side

If not:

- what prevents access along the route – please mark the locations on a map.

The gates are locked. Access is over a cattle grid

- are you aware of when any obstruction occurred?

28/03/2024

- x) 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?

footpath sign at entrance to Thwaites by the gate – long standing

- xi) What is the surface type of the route? It would be helpful to mark it on a map.

tarmac

Signed:



Dated:

30/4/2024