



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

form

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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: MARINOS CONSTANTINIDES

Of: 56 BAWNMORE RD RUGBY CV22 7QW, (Correspondence Address)

OWNER OF SUBJECT PROPERTY: 44 LUTTERWORTH RD, PAULTON CV230QE

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 *

(OS REF)

from E 447486, N 281859 to E 447484, N 281801

(POINTS A, B on Map 1)

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

from E 447484, N 281801 to E 447511, N 281804

to E 447509, N 281860

(POINTS B, C, D on Map 1)

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 29/01/24

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

Please see overleaf

** Evidence in support of your claim -

Documents 10 (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 3 (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) N/A (number attached) *NO PATH, NO USERS, EVER*

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.

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

- 1) MAP 1 - showing path to be deleted and path to be added to the definitive map.
- 2) MAP 2 - OS Map, scale 1:25000, showing location of paths
- 3) Document 1 - Statement from previous owner - path never been in existence.
- 4) Document 2 - Conveyance of 1956 from previous owner showing physical path location
- 5) Document 3 - Condition excerpt from planning reference R741067710P.
- 6) 4 Sheets - Document 4 - Diversion Order 1976
- 7) Document 5 - Land registry map showing actual path.
- 8) ^{Photographs} ① Photograph 1 - Shows location of physical path and signage in relation to #44 Luttenworth Rd.
- ② Picture 2 - Shows Path in use (CD).
- ③ Picture 3 - Shows Signage by Council of path (CD).

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

→ No witnesses as no path to use for AB as in Map 1.



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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: MARINOS CONSTANTINIDES

Address: 56 BAUNMORE RD, RUGBY, CV227QW.

(OWNER OF SUBJECT PROPERTY 44 LUTTERWORTH RD
PAULTON)

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.

Prior to purchasing 44 LUTTERWORTH RD, PAULTON, an anomaly was noted on the searches, the council are aware of this. The Rights of Way team were contacted and the error was acknowledged by them. Documentation was obtained from the previous owners confirming the path had never been in existence (Document 1), it is only a map error. We also have a copy of the Diversion Order (1976) showing the actual path position relating to a planning application R74/0677/08. The previous owner also supplied a Conveyance of 1956 (Document 2), showing the true location of the path which is where it is found today and NOT on number 44 or 46 Lutterworth Rd, Paulton.

2. Please describe the route carefully:

See MAP 1

AB
TO BE
DELETED

i) Start point A Grid Reference E 447486, N 281859

ii) End point B Grid Reference E 447484 N 281801

B (E 447484, N 281801), C E 447511, N 281804, D E 447509 N 281860
BCD TO BE ADDED

iii) Are there any gates / ~~stiles~~ / bridges? Please describe where (it would be helpful to mark them on a map).

AB - no gates / stiles / bridges - NO PATH IN EXISTENCE

BCD - Gate at point C, see Picture 2.

YES.

iv) Can the route be used today? AB - NO - NO PATH IN EXISTENCE

If not: BCD - YES AND IN USE

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

- are you aware of when any obstruction occurred?

v) Are there any signs / notices on the route? FOR PATH BCD AT POINT D, SEE PICTURE 3

If yes:

- please mark their location on a map.

- in what year did the notices appear?

- what do they say?

and PICTURE 1.

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

SEE PICTURE 2, looks like soil surface.

Signed:

Dated: 29/1/24