

Application Form to Modify the Definitive Map and Statement of Public Rights of Way

Wildlife and Countryside Act 1981 Section 53 and Schedule 14

**“Wildlife and Countryside (Definitive Maps and Statements)
Regulations 1993” S.I, 1993, No. 12**

Place Directorate
Newcastle City Council
9th Floor
Civic Centre
Barras Bridge
Newcastle upon Tyne
NE1 1QH

Telephone: 0191 277 8955
Email: rightsofway@newcastle.gov.uk
Web: www.newcastle.gov.uk

Form of Application for Modification Order Wildlife and Countryside Act 1981.

Definitive Map and Statement of Public Rights of way for the City of Newcastle upon Tyne

To: Director of Place
of: Newcastle City Council
9th Floor
Civic Centre
Barras Bridge
Newcastle upon Tyne
NE1 1QH

I/We (name of applicant)..... of (address of applicant)

.....
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 (delete as appropriate):

{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

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.

List of documents:

.....
.....
.....
.....

Dated..... Signed

Form of Notice of Application for Modification Order Section 54(5) of, and Schedule 14
to, the Wildlife and Countryside Act 1981.

Definitive Map and Statement of Public Rights of Way for the City of Newcastle upon Tyne

To: (owner / occupier of any land affected by the route).....

.....

Of: (address of owner / occupier).....

.....

I/We: (name of applicant)

of: (address of applicant)

hereby give notice that on I/We made application to the Director of
Place, Newcastle City Council, 9th Floor, Civic Centre, Barras Bridge, Newcastle Upon Tyne,
NE1 1QH that the Definitive Map and Statement for the area be modified by (delete as
appropriate):

{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}

Dated Signed

This form should be served upon every owner and occupier of any land affected by the
route. It may be helpful if copies of the notices and any subsequent correspondence
are enclosed with the application.

Form of Certificate of Service of Notice of Application for Modification Order Wildlife and Countryside Act 1981.

Definitive Map and Statement of Public Rights of way for the City of Newcastle upon Tyne
Certificate of Service of Notice of Application for Modification Order

To: Director of Place

of: Newcastle City Council
9th Floor
Civic Centre
Barras Bridge
Newcastle upon Tyne
NE1 1QH

I/We: (name of applicant)

of: (address of applicant)

hereby certify that the requirements of paragraph 2 of Schedule 14 to the Wildlife and Countryside Act 1981 have been complied with.

Dated Signed

Completed forms plus any supporting evidence should be returned to the Public Rights of Way Officer, Place Directorate, Newcastle City Council, 9th Floor, Civic Centre, Barras Bridge, Newcastle upon Tyne, NE1 1QH.

Sample Public Right of Way User Evidence Form

Before completing this form please read the notes below.

| | | | |
|--|--|----------------|--|
| <u>Personal Details</u> | | | |
| Name: | | | |
| Address: | | | |
| Post Code: | | | |
| Telephone No: | | Date of Birth: | |
| Occupation: (If retired please give former occupation) | | | |
| <u>Identification of the Alleged Route</u> | | | |
| Description of the Route: (mark route on map) | | | |
| Start Grid Reference: | | | |
| End Grid Reference: | | | |
| Name of Route (if named): | | | |

Believed Status of the Route

(Footpath, Bridleway, Restricted Byway or Byway Open to All Traffic)

Has the route always run on the same route?

(If not provide details)

Your Use of the Alleged Route

When did you first use the route?

When did you last use the route?

Was there a period between those dates that you did not use the route
(If yes, when & why?)

How did you use the route?
(e.g. foot, horse, cycle, carriage, motor vehicle)

How often did you use the route?

If you have stopped using the route, why did you stop?

The Nature of Your Use

What was the purpose of your journeys?

Did you see other people using the route?

| | |
|---|--|
| Did other people see you using the route? | |
| Did you encounter or have to remove any obstructions when using the route? (e.g. fences, locked gates etc) (If yes give details) | |
| Did you ever ask for permission to use the route? (If yes give details) | |
| Were you ever given permission to use the route? (If yes give details) | |
| Have you ever owned/occupied land crossed by the route? | |
| Have you ever worked for the owner/occupier of the land? | |
| If yes, were you ever given any instructions regarding the route? (If yes give details) | |
| <u>Additional Information</u> | |
| Were there any stiles, gates or bridges along the route? (If yes, show locations on map) | |
| Were there any signs along the route? | |
| (If yes, give details & show locations on map) | |

| | |
|--|--|
| <p>Were you ever stopped, prevented or turned back from using the route?</p> <p>(If yes, give details)</p> | |
| <p>Any other information you consider relevant</p> | |

I hereby certify that to the best of my knowledge and belief the facts that I have stated are true.

Signature: Date:

Signature of person taking statement:

(If applicable)

Print Name (of person taking statement).....

.....

Note:

1. You may be interviewed by the investigating Authority to confirm the content of this form
2. You may also be asked to attend a public inquiry to give evidence
3. The information contained within this form will be in the public domain, and may be disclosed to other parties with an interest in this case. By completing this form you are confirming you consent for such disclosure. This includes the personal details given.
4. If your recollections of dates and other details are approximate or to the best of your recollection, please say so.

Please return the completed application form plus any supporting evidence to:

The Public Rights of Way Officer
Place Directorate
Newcastle City Council
9th Floor
Civic Centre
Barras Bridge
Newcastle upon Tyne
NE1 1QH