

APPLICATION FOR A MODIFICATION ORDER

Wildlife and Countryside Act 1981
**The Definitive Map and Statement of Public Rights of Way
 in Bath and North East Somerset**

To : *Public Rights of Way, Bath and North East Somerset Council*
 of : *Lewis House, Manvers Street, Bath, BA1 1JG*

I/we : Bathford Parish Council
 of : 54 Bathford Hill BA1 7SN

*name and
 address of
 applicant(s)*

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;

N.B. CHOOSE ONE OR MORE OF THE FOUR OPTIONS GIVEN BELOW

* adding the	*footpath *bridleway *restricted byway *byway open to all traffic	from * OS 78793 67318 to * 78694 67317	* delete as appropriate
* upgrading/downgrading the route currently shown as a	*footpath *bridleway *restricted byway *byway open to all traffic	from * to *	* fill in grid references for start and end of routes
so that it is shown as a	*footpath *bridleway *restricted byway *byway open to all traffic		
* deleting the	*restricted byway *byway open to all traffic *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 *	

*explain how
 you want
 the
 particulars
 altered
 list the
 evidence
 which
 supports
 your
 application*

by providing that _____
 and shown on the map accompanying this application.

I/we attach copies of the following evidence in support of this application;

25 evidence forms

Dated 4/1/19 Signed 

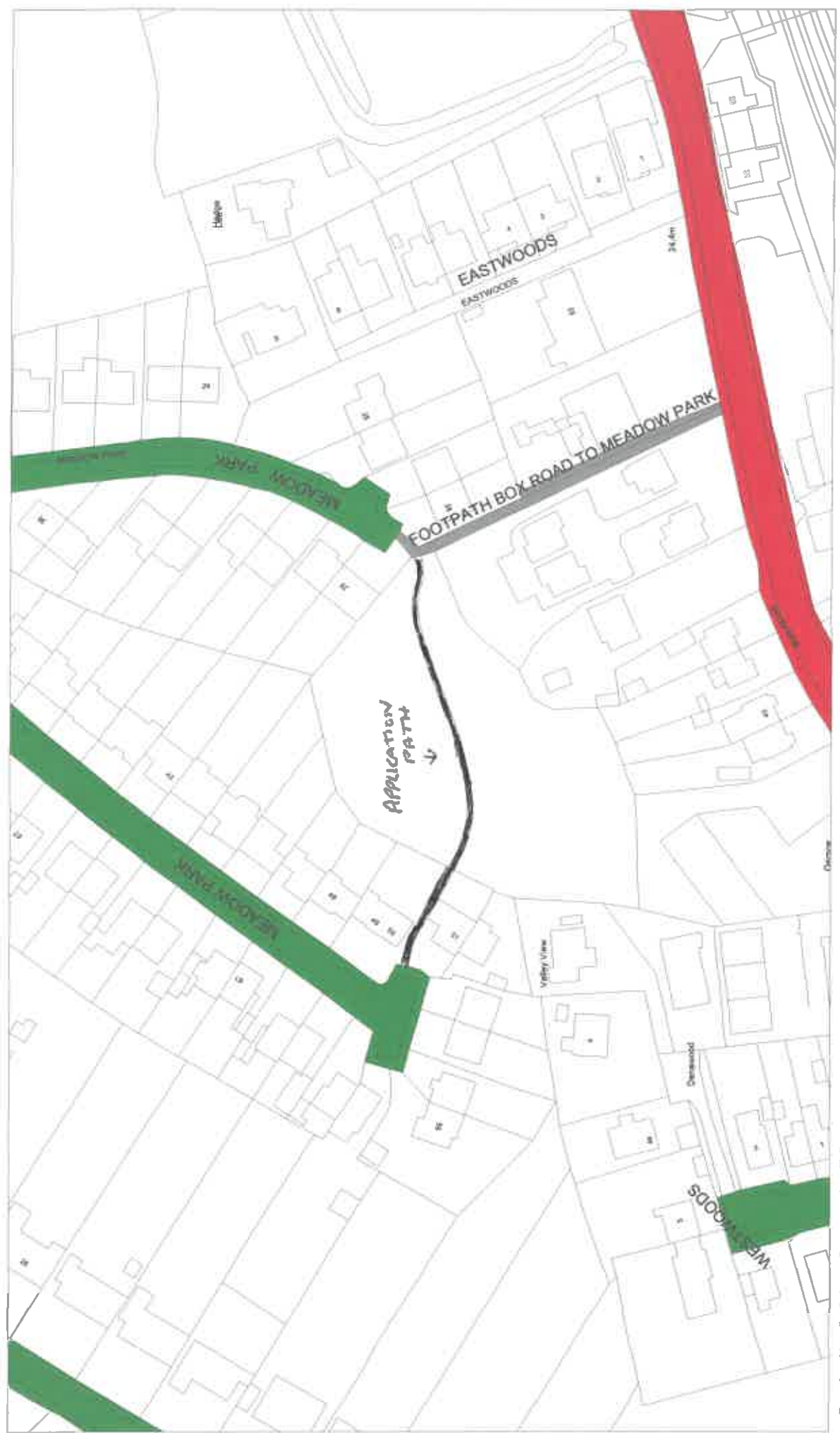
Meadow Park

- Class A Highway
- Class 4 Highway
- Class 6 Highway



Scale 1:1250

Bath & North East Somerset Council



NOTICE OF APPLICATION FOR A MODIFICATION ORDER

Section 53(5) and Schedule 14 to the Wildlife and Countryside Act 1981
The Definitive Map and Statement of Public Rights of Way
In Bath and North East Somerset

To : Peter Stephen Waters
of : Hayesbrow Hayesfield Park, Bath, Avon, BA2 4QE.

name and address of owner or occupier

Notice is hereby given that on 11th day of November 20 19
the

give the date of your application

We : Bathford Parish Council
of : 54 Bathford Hill, Bathford BA1 7SN

name and address of applicant(s)

made application to the Public Rights of Way Team, Bath and North East Somerset Council, Lewis House, Manvers Street, Bath, BA1 1JG that the Definitive Map and Statement for the area be modified by;

N.B. CHOOSE ONE OR MORE OF THE FOUR OPTIONS GIVEN BELOW

*adding the *footpath from* Top of Meadow Walk to* Between 50-51 Meadow Park
*bridleway
*restricted byway
*byway open to all traffic

** delete as appropriate - take detail from application*

*upgrading/downgrading the route currently shown as a *footpath from* to*
*bridleway
*restricted byway
*byway open to all traffic
to be shown as a *footpath
*bridleway
*restricted byway
*byway open to all traffic

** fill in grid references for start and end of routes*

*deleting the *footpath from* to*
*bridleway
*restricted byway
*byway open to all traffic

*varying /adding to the particulars relating to the *footpath from* to*
*bridleway
*restricted byway
*byway open to all traffic

by providing that

explain how you want the particulars altered

and shown on the map accompanying this notice.

Dated 11/11/2019 Signed [Redacted]

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**CERTIFICATE OF SERVICE OF NOTICE
OF
APPLICATION FOR A MODIFICATION ORDER**

**Wildlife and Countryside Act 1981
The Definitive Map and Statement of Public Rights of Way
in Bath and North East Somerset**

To : *Public Rights of Way, Bath and North East Somerset Council*
of : *Lewis House, Manvers Street, Bath, BA1 1JG*

We : Bathford Parish Council
of : 54 Bathford Hill, Bathford BA1 7SN

*name and
address of
applicant(s)*

hereby certify that the requirements of paragraph 2 of Schedule 14 to the Wildlife and Countryside Act 1981 have been complied with and attach a copy of each notice served pursuant to that Paragraph.

Dated 11/11/2019 Signed 

Paragraph 2 of Schedule 14 to the Wildlife and Countryside Act states that ;

“the applicant shall serve a notice stating that the application has been made on every owner and occupier of any land to which the application relates”

“if, after reasonable inquiry has been made, the authority are satisfied that it is not practicable to ascertain the name or address of an owner or occupier of any land to which the application relates the authority may direct that the notice ... may be served by addressing it to him by the description ‘owner’ or ‘occupier’ of the land (describing it) and by affixing it to some conspicuous object or objects on the land”

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SUMMARY OF MODIFICATION ORDER APPLICATION

**Wildlife and Countryside Act 1981
The Definitive Map and Statement of Public Rights of Way
In Bath and North East Somerset**

Name and address of Applicant Bathford Parish Council
54 Bathford Hill Bathford BA1 7SN

Date of Application 11/11/2019

Description

Please describe the route starting at one end and working through to the other end.

Describe any feature of note, roads, landmarks, buildings, hedges etc.

If the route has a name or nickname please give it here.

The path commences at the top (North end) of Meadow Walk (BA1 7PZ) and crosses the amenity land and ends between 50-51 Meadow Park. There is a loose gate at the Meadow Walk end which does not obstruct passage; and the amenity land which is supposed to be maintained is overgrown. At the Meadow Park end there are 37 steps leading from the path and then a short concrete path between nos 50-51. The path below the steps is of concrete and varies around a metre in width. Older residents have stated that the footpath was there before the building of Meadow Park estate in the sixties. On the amenity land there are trees with TPOs in place.

The land is supposed to be maintained by the owner and leaseholders have been required to make an annual payment to this effect though the landowner has not apparently claimed payment over the last few years. In order to avoid any complications, all the witnesses to this statement are either freeholders who do not have usage as of right; or residents of numbers 1-15 who have never had usage as of right; or people who do not live in Meadow Park but use the path to access the estate. This means that the usage is considerably greater than the number of witnesses would indicate.

Length

Please give the approximate length of the entire path in metres.

If you are claiming more than one path in the same application please give the length of each path separately.

Up to 130 metres including steps and path to road and allowing for curvature

Width

Please give the full width of the path you are claiming.

Please also give the width of the claimed path as it is now

Width claimed : Varies around one metre

Width now : Varies around one metre

Nature of surface

Please describe the surface of the path e.g. grass, made up track, ploughed, mud.

concrete

Location of structures

Please give details and grid references for any gates, stiles, fences, bollards, barriers etc which are on the route now. Do not give details of fences if they run beside the route unless they are encroaching.

Structure	Grid Ref ST	Structure	Grid Ref	Structure	Grid Ref
gate	78793 67318				
Bottom of steps	78729 67302				
Top of steps	78712 67308				
Path abutting pavement between 50-51	78694 67317				