

Countryside and Rights of Way Panel

Friday 11 November 2022

10:00

Oak Room, County Buildings, Stafford

The meeting will be webcast live which can be viewed at any time here:

<https://staffordshire.public-i.tv/core/portal/home>

John Tradewell
Director of Corporate Services
3 November 2022

A G E N D A

- 1. Apologies**
- 2. Declaration of Interest in accordance with Standing Order 16.2**
- 3. Minutes of meeting held on 14th October 2022** (Pages 1 - 4)
- 4. S53 Application alleged Footpath between Public Footpath No.11 and Public Bridleway No. 0.1287 Castle Church** (Pages 5 - 234)

Report of the Director for Corporate Services

- 5. Exclusion of the public**

The Chairman to move:-

“That the public be excluded from the meeting for the following items of business which involve the likely disclosure of exempt information as defined in the paragraphs of Part 1 of Schedule 12A (as amended) of the Local Government Act 1972 indicated below”.

Part Two

(All reports in this section are exempt)

Membership

Jak Abrahams
Philip Hudson
Robert Pritchard
David Smith

Paul Snape
Jill Waring
Mark Winnington (Chair)

Notes for Members of the Press and Public

Filming of Meetings

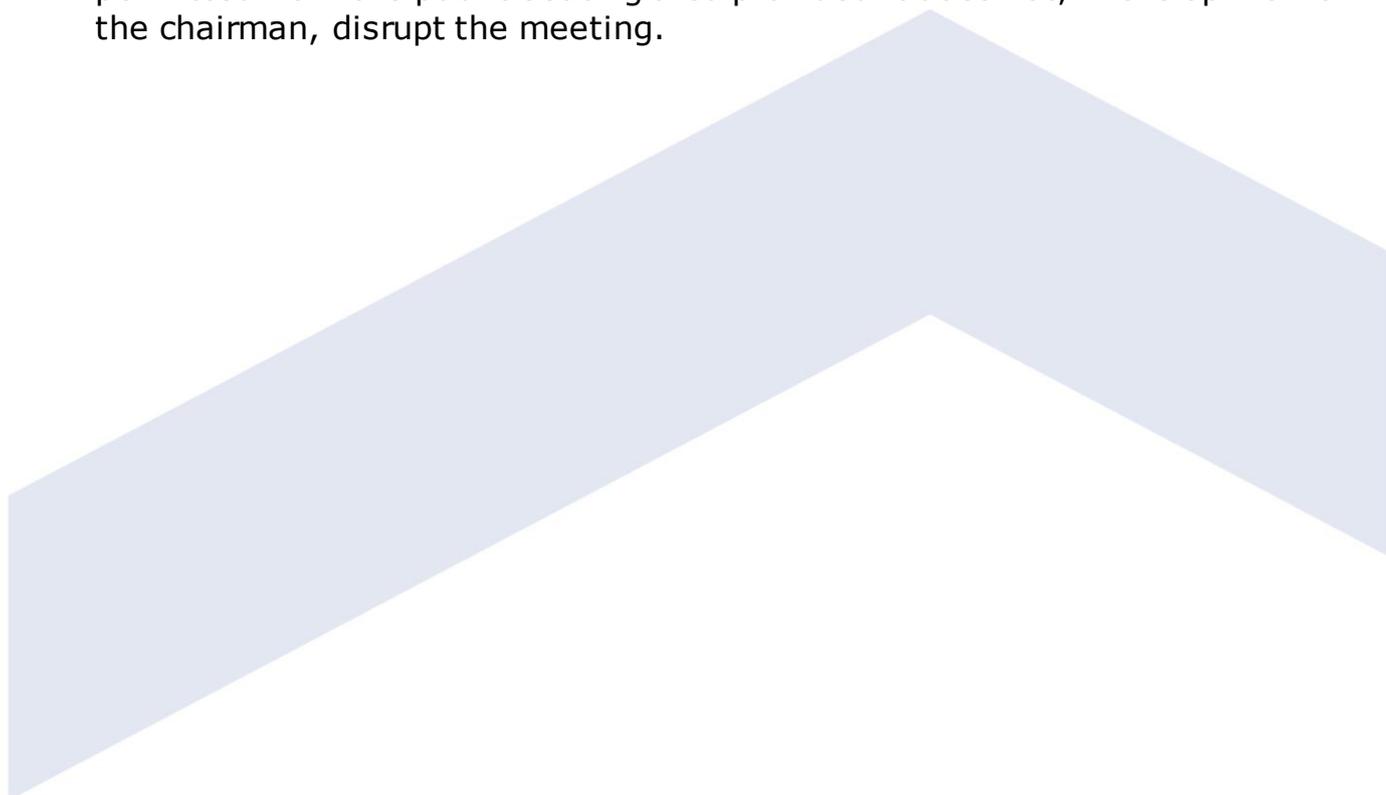
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**Minutes of the Countryside and Rights of Way Panel Meeting held on
14 October 2022**

Present: Mark Winnington (Chair)

Attendance	
David Smith	Jill Waring
Paul Snape	

Apologies: Jak Abrahams, Philip Hudson and Robert Pritchard

Part one

31. Declaration of Interest in accordance with Standing Order 16.2

There were no Declarations of Interest on this occasion.

32. Minutes of meeting held on 16th September 2022

Resolved – That the minutes of the meeting held on 16 September 2022 be confirmed and signed by the Chairman.

33. Wildlife and Countryside Act 1981 Section 53 application policy

The Panel considered a report of the Wildlife and Countryside Act 1981 Section 53 application policy, Report of the Director for Corporate Services .

The Panel were advised that Staffordshire County Council was the authority responsible for maintaining the Definitive Map and Statement of Public Rights of Way as laid out in section 53 of the Wildlife and Countryside Act 1981 ("the 1981 Act").

The Panel were reminded that the decision on policies to deal with applications was a matter for the Panel and was not delegated to officers.

Resolved – That the proposed policy be adopted.

34. Wildlife and Countryside Act 1981 - Application for the addition of an alleged Public Footpath from Stephens Way to Public Footpath 31 Audley

The Panel considered a report of the Director for Corporate Services for an alleged footpath leading off Stephens Way to Public Footpath 31, Audley.

The report was presented verbally to take Members through the various legal documentary and historical evidence relevant to the application. The Director also made reference to case law which dealt with the weight to be given to the evidence and gave guidance on the legal tests which they should apply. In applying these tests, Members were made aware that they should examine the evidence in its totality. During their consideration of the application, Members had regard to the Appendices attached to the report including; (i) Copy of application and associated submitted letters and documents; (ii) Plan of claimed route; (iii) Copies of user evidence forms; (iv) Table of Usage; (v) Copy of statement/letter from previous landowners; (vi) Railway Deposited Plans and Book of Reference dated 1864; (vii) Copies of maps dated 1890 and 1920; (viii) Copy of map dated 1942 and; (ix) Copy of map dated from the 1970's.

The Panel decided that the available evidence was sufficient to conclude that the Public Footpaths leading off Stephens Way to Public Footpath 31, Audley subsisted and therefore should be added to the Definitive Map and Statement of Public Rights of Way as such.

Resolved – That (a) the evidence presented by the applicants was sufficient to show that a Public Footpath which was not shown on the Definitive Map and Statement for the District of Newcastle under Lyme subsists along the route shown marked A to B on the plan attached at Appendix B and should be added to the Definitive Map and Statement of Public Rights of Way as such

(b) That an Order be made to add the alleged right of way shown on the plan attached at Appendix B and marked A to B to the Definitive Map and Statement of Public Rights of Way for the District of Newcastle under Lyme as a Public Footpath.

35. Wildlife and Countryside Act 1981 - Application for the addition of an alleged Public Footpath from Public Footpath 23, Ellastone along Green Lane to Public Footpath 3, Denstone

The Panel considered a report of the Director for Corporate Services for an alleged footpath leading off Public Footpath 23, Ellastone along Green Lane to Public Footpath 3, Denstone.

The report was presented verbally to take Members through the various legal documentary and historical evidence relevant to the application. The Director also made reference to case law which dealt with the weight to be given to the evidence and gave guidance on the legal tests which they should apply. In applying these tests, Members were made aware that they should examine the evidence in its totality. During their consideration of the application, Members had regard to the Appendices attached to the report including; (i) Copy of application and associated submitted letters and documents; (ii) Plan of claimed route; (iii) Ramshorn Tithe Map dated 1847; (iv) Prestwood Tithe Map dated 1844; (v) Deposited Railway Plan dated 1845; (vi) 1910 Finance Act Plans & Field Book; (vii) Ordnance Survey Maps & Wright & Charrington Motoring Cycling and Touring Map of the early 1900's; (viii) Yates Map dated 1775; (ix) Plan of the Earl of Shrewsbury and Earl of Talbot Estate; (x) Letter from JC Bamford Excavators Ltd; (xi) Letters from Denstone Parish Council; (xii) Copies of correspondence from statutory consultees and; (xiii) Copy of correspondence from landowners' solicitors (Bamford) in response to draft report and officers response.

The Panel decided that the available evidence was sufficient to conclude that the Public Bridleway leading off Public Footpath 23, Ellastone along Green Lane to Public Footpath 3, Denstone subsisted and therefore should be added to the Definitive Map and Statement of Public Rights of Way as such.

Resolved – (a) That the evidence submitted by the applicant was sufficient to show that a Public Bridleway which was not shown on the map has been reasonably claimed to subsist along the route that was showed on the plan attached at Appendix B to this report and should be added to the Definitive Map and Statement of Public Rights of way as such, rather than the claimed for Public Footpath.

(b) That an Order be made to add the alleged right of way shown marked A-B on the plan attached at Appendix B to this report, to the Definitive Map and Statement of Public Rights of Way for the District of East Staffordshire as a Public Bridleway.

36. Exclusion of the public

Resolved – That the public be excluded from the meeting for the following items of business which involve the likely disclosure of exempt information as defined in the paragraphs of Part 1 of Schedule 12A (as amended) of the Local Government Act 1972 indicated below.

Chairman

Local Members' Interest	
Councillor	Stafford Borough
Mr Mark Winnington	

Countryside and Rights of Way Panel

Wildlife and Countryside Act 1981

Application for an alleged Public Footpath between Public FP No.11 & Public Bridleway No.0.1287, Castle Church

Report of the Director for Corporate Services

Recommendation

1. That the evidence submitted by the Applicant is sufficient to show that a Public Footpath which is not shown on the Definitive Map and Statement for the Borough of Stafford, **is reasonably alleged to subsist** along the route shown marked on the plan attached at Appendix B and should be added to the Definitive Map and Statement of Public Rights of Way as such.
2. That an Order **should** be made to add the alleged right of way shown on the plan attached at Appendix B to the Definitive Map and Statement of Public Rights of Way for the Borough of Stafford.

PART A

Why is it coming here – what decision is required?

1. Staffordshire County Council is the authority responsible for maintaining the Definitive Map and Statement of Public Rights of Way as laid out in section 53 of the Wildlife and Countryside Act 1981 (“the 1981 Act”). Determination of applications made under the Act to modify the Definitive Map and Statement of Public Rights of Way, falls within the terms of reference of the Countryside and Rights of Way Panel of the County Council’s Regulatory Committee (“the Panel”).
2. The Panel is acting in a quasi-judicial capacity when determining these matters and must only consider the facts, the evidence, the law and the relevant legal tests. All other issues and concerns must be disregarded.
3. To consider an application made on 26 June 2006 by Mr Martin Reay for an Order to modify the Definitive Map and Statement for the Borough of Stafford by adding a public footpath from Public Footpath 11, to Public Bridleway No 0.1287, Castle Church Parish, under the provisions of Section 53(3) of the Wildlife and Countryside Act 1981.
4. To decide, having regard to and having considered the application and all the available evidence, and after applying the relevant legal tests, whether to accept or reject the application.

Evidence Submitted by the Applicant

1. In support of the application, Appendix A, the Applicant submitted eighteen user evidence forms made by members of the public who claim that the route has been used by them on foot and was still being used up to the date of the application. Copies of the user evidence forms are attached at Appendix C.
2. In addition to their evidence the Applicant included a covering letter which refers to planning permission given to proposed purchasers of the land over which the alleged route crosses, Stafford Grammar School, which is included at Appendix D to this report.
3. The salient points of the user evidence forms are given in a matrix which can be found at Appendix E.
4. The Applicant has submitted photographic evidence with the application which shows physical features of the route on the ground. The photographs submitted do support that, at the time the application was submitted, there was a way on the ground that could be and appeared well used by the public as a footpath. Appendix F.

Evidence Submitted by the Landowners

5. The owner of the land over which the alleged route runs, at the time of the application returned a Landowner response from which can be found at Appendix G.
6. Stafford Grammar School purchased the land over which the alleged route runs in 2013 and returned a completed landowner response form with a detailed plan and photographs. This can be found at Appendix H.

Comments on all Evidence

7. Section 31 of the Highways Act 1980 sets out the test that must be satisfied under statute for a way to become a public highway through usage by the public.
8. In 1932 the Rights of Way Act introduced the statutory presumption of dedication by the landowner of a public right of way which could be proven by evidence of twenty-years usage as of right and without interruption.
9. This presumption could be rebutted by the landowner providing that he had shown that he had no such intention to dedicate the route. However, the onus was on the landowner to do so.
10. For the application to be successful, it will have to be shown that the public have used the alleged route, as of right and without interruption, for a period of at least twenty-years prior to the status of the route being brought into question, or that it can be inferred by the landowner's conduct that he had actually dedicated the route as a public right of way, and the right of way had been accepted by the public.
11. In order for the right of the public to have been brought into question, the right must be challenged by some means sufficient to bring it home to the public that their right to use the way is being challenged.
12. Where there is no identifiable event which has brought into question the use of a way, Section 31(7B) of the Highways Act 1980 (as amended by Section 69 of the Natural Environment and Rural Communities Act 2006) provides that the date of an application for a modification order under Section 53 can be used as the date at which the public's use was brought into question.

13. In the absence of any other major or identifiable challenge to the public's use of the claimed route, the date of the application, 26th June 2006, will be used as the challenge date. In this case the requisite twenty-year period of use should be calculated retrospectively from this date. Therefore, the relevant years being 1986 to 2006.
14. The evidence of use is from eighteen persons who claim to have used the way on foot during the twenty-year period.
15. The Applicant included nine user evidence forms with the original application in 2006 and provided a further nine user evidence forms in support of the application in 2009.
16. An examination of the forms will show that of the eighteen submitted forms, ten users have over twenty years uninterrupted usage of the route, which have all recorded usage that covers the relevant twenty-year period, from 1986 to 2006.
17. This equates to 55.6% of the total user evidence submitted, which is over half and therefore significant to the claim.
18. An examination of the remaining forms will show that the other users have accessed the alleged route during the relevant twenty-years period although not throughout its entirety.
19. Two users claim to have used the route but on examination of their submitted form, it appears that they have only used part of the claimed route and they have deviated from it.
20. All of the users have suggested the presence of a gate along the route, although none have indicated that the gate has interrupted their use of the route during the twenty-year period in question, 1986-2006. Therefore, this cannot be considered a challenge to the use of the route.
21. Two users, User P and User I infer on their user forms that the gate was locked, by the farmer, however they have not indicated that this affected their use of the route or provided dates when the gate was locked and therefore cannot be taken into consideration in this case as detailed below.
22. Of the eighteen user evidence forms, all users assert that the alleged route was used on foot and "as of right".
23. Turning to the frequency of use it can be seen from the evidence available that five users claim their usage of the route was weekly, nine being daily, two being seasonally, one being monthly, and one user claimed their usage to be 'often'.
24. This would indicate a high frequency of use during the twenty-year period.
25. In this case, nine of the users submitted evidence forms in 2009, sometime after the original application in 2006. These users describe challenges and obstacles on the route whereby they were turned back in 2008 following the purchase of the land by Stafford Grammar School. These challenges and obstacles occur following the original application and fall outside the requisite twenty-year period. Therefore, notation of these challenges has no bearing to the claim.
26. No user has stated that they have ever been turned back or told to seek permission during the twenty-year period of usage. Nor have any users mentioned any signage intended to discourage or prevent use or to challenge users.
27. The information provided indicates that seventeen of the eighteen users never sought or were given permission to use the route.

28. One user, User I stated in the user evidence form that he asked the farmer for permission to use the alleged route in 1992 to *'keep an eye on cattle and hay bayles (sic)'*.
29. For clarification this was the user himself requesting permission rather than the landowner granting permission at his own behest. The fact that the user sought and was granted permission to use the route this evidence does not meet the principle without permission, and therefore cannot be considered, albeit this is only one piece of evidence of the eighteen submitted and therefore does not defeat the claim.
30. The information sheets do not support any contention that the users are drawn from a particular section of society or that use is limited to members of a particular area, although from the evidence provided it is clear that the route is predominantly used by people living in the local area. This is not unusual and there is nothing to suggest that this is a prerequisite for use in this instance.
31. Neither the legislation nor the applicable case law sets out a minimum level of user that is expected or required to support a claim that a route exists. The case law does suggest that the amount of usage should be such that it is enough to bring home to a reasonable landowner that the public are using a way and that use is as if it was a public highway, i.e. "as of right".
32. From the evidence that has been submitted, there appears to have been no interruptions or restrictions to use of the route during the twenty-year period claimed. No challenges were made to their use, nor has the route been used in secrecy.
33. Although two users have referred to a locked gate along the way in their evidence, the users have not advised this prevented use of the alleged route, which is contradictory as it would be expected that a locked gate would prevent usage, therefore there is no clear evidence that use of the route during the relevant twenty-year period has been challenged.
34. The statutory test refers to use of over twenty-years and in the evidence submitted there are ten uses who have frequented the route over that period of time with no interruptions. The remaining evidence suggests use continues throughout that time but is for lesser periods.
35. For this application to be successful, it will have to show that the alleged route has been used as of right and without interruption for a period of at least twenty-years. There are ten user forms that satisfy the twenty-year usage period prior to the application.
36. All the submitted user evidence suggests that the route has been used on foot although three out of the eighteen users have stated that they have also seen members of the public on the route on horseback.
37. Although this equestrian use is reported in the evidence forms it is merely anecdotal and nothing more can be gleaned from it.
38. Turning to the width of the route users have a stated range of between three and eight feet although it is accepted that this varied somewhat along its length.
39. The alleged route claimed by all users is on the same line and although there has been mention of "wandering across the fields" by some users, sixteen users claim to have used the route in its entirety, only two users claimed to have only used part of the alleged route. There has been no indication on the maps provided by the users that they have deviated from the line of the alleged route.

40. The remaining part of the s31 test considers whether the landowner has undertaken any action to rebut the statutory presumption of dedication. Often this is evidenced by way of notices or obstructions to prevent people accessing or using the path. In this case there is nothing to suggest any owner has taken such steps; no overt action appears to have been taken prior to the application being made as detailed below.
41. For a presumption of dedication under s31 of the 1980 Act to be raised against a landowner the Court in *R v Redcar and Cleveland [2010] 2 All ER 613* said that it must be brought home to a landowner that a right is being asserted across his land. This is true even where the owner is absent or cannot be identified. It is how the matter would appear to a reasonable landowner who was present. Often this is evidenced by way of notices or obstructions to prevent people accessing or using the path.
42. During this period the route was clearly used “as of right” as no challenges by any landowner were made, no signage was erected, and no obstacles were encountered.
43. The frequency of use is relatively high, given that eighteen users claim to use the route frequently. It is considered that this usage would have been enough to bring it to a landowner’s attention if they were present.
44. As detailed below the evidence from the landowners certainly brings into question the evidence from the users but in light of the fact that ten of the eighteen users claim to have used the alleged route uninterrupted for twenty-years would suggest that this is a route that has been accessible by members of the public. Also, the remaining users all claim to have used the route but for lesser periods of time.
45. Once a presumption of dedication is raised then the burden lies with the owner to demonstrate by his actions that there was no intention to dedicate. In this case whilst two users mention locked gates, there is no evidence that any obstructions to prevent members of the public from using the alleged route during the twenty-year period. It does not appear that any signs or notices have been erected to make members of the public aware that this is private land and therefore it could be argued that the landowner has not acted to show that there was no intention to dedicate the path.
46. The above evaluation is concerned with the test as laid down in s31 of the 1980 Act, but consideration should also be given as to whether a common law dedication has taken place
47. In considering whether a public highway of whatever description exists the evidence also needs to be considered not only under statute but the common law. Under common law, the burden of proof is reversed, in that it is for the user to prove the owner dedicated the route and the use does not have to be for twenty-years. The former can be inferred from the use but as the judge in *Nicholson v Secretary of State (1996)* said, “*the more notorious it is the more readily will dedication be inferred*”.
48. As already stated, there is conflicting evidence between the landowners and users as to the feasibility of using the route but when considering the evidence as a whole one could say that the use would have been so obvious that the owner must, if he was present, have acquiesced and so there was inferred dedication.
49. None of the users mention any challenge to the use before the date of the application and use was continuing up to the date of application and s53(3)(c) (i) is applicable as usage has not been prevented or challenged as in the case of s53(3)(b).
50. The table also shows that out of the users who have submitted evidence forms, all eighteen of those have referred to a gate and stile being present on the claimed route.

Some of those users have indicated the location on a plan, it is the opinion of your Officers that this stile is on PF11 into Drumbles Wood.

Comments on the Landowner Evidence

51. The landowner at the time of application returned a completed landowner form advising that that the land had been in the family ownership for 'many years' and the field in which the alleged route crosses was for the purpose of grazing cattle. The landowner evidence form is attached at Appendix G.
52. According to the landowner the tenant of the land, had farmed the land stated, "he had not consented to ramblers crossing the said fields as far back as the 1980's".
53. The landowner indicates that the farmhouse occupying the land was demolished when the M6 motorway was constructed, and the tenant was therefore no longer on site to apprehend walkers. However, no date has been given for this event and without a date, this information does not assist in providing any evidence as to whether use of the route would have been noticed during the relevant twenty-year period.
54. The landowner does not consider the way to be public and stated that locked gates were in place to prevent trespassers, however these were vandalised, "they were sawn off several times by vandals from the neighbouring housing estate nearby". As the tenant did not live at the property it was difficult to monitor the amount of use, "ramblers have chosen to trespass across the said field without permission".
55. Stafford Grammar School purchased the land over which the alleged route crosses in 2007. After the date of the application and requisite twenty-year period. A completed landowner response form is attached at appendix H.
56. Stafford Grammar School indicate that the gates along the route were locked by the tenant farmer due to cattle use on the field and that the gates were later removed due to vandalism and livestock was no longer farmed on the land and claims that open access to the areas has been caused by the demise of the tenant farmer and the removal of gates and vandalism of fences.
57. Staff at the Stafford Grammar School have removed people on motorbikes and vandalising fencing from the land since their purchase of the land in 2007.
58. An accompanying letter from Stafford Grammar School suggests that access to the alleged route has been "gained illegally removing gates and damaging fencing".
59. Both landowner evidence forms state that there were locked gates on the route locked by the tenant farmer due to livestock. It is noted that if these had been vandalised then arguably use of the route has been with force and therefore wouldn't meet the statutory test. It would be brought home to the users that their right is being challenged. This does not have to be made plain to every user, but the challenge must be sufficient to make some users aware that the right has been challenged.
60. The fact that only two of the eighteen users refer to a locked gate however neither user said that this has prevented their use of the alleged route suggests that there is not sufficient evidence to show a challenge to members of the public using the route or an intention not to dedicate.
61. It is not clear whether the gate was erected and locked to stop people using the route or whether it was solely to protect livestock. Also, it is not clear whether the

vandalism took place as a result of people trying to access the route or whether this was caused by anti-social behaviour.

62. Arguably as the vandalised gates were not replaced by the landowner or tenant it could be contended that they did not maintain an intention not to dedicate the route.
63. A gate must be intended to prevent public usage and not be solely for the purposes of controlling stock.

Comments on Landowner Evidence Following Consultation on Draft Report

64. Following consultation on the draft report the Council received responses from Hyde Lea Parish Council. This can be found at Appendix I.
65. Hyde Lea Parish Council object to the alleged footpath indicating that the existing public footpath 11 allows walkers to walk to the village. The Parish Council have identified concerns in relation to health and safety and unsocial behaviour.
66. Stafford Grammar School responded to the consultation and echoed the comments made in the original Landowner response form submitted in 2007. Their response can be found at Appendix J.
67. The Grammar School suggest that walkers have been challenged however no dates or evidence of challenge has been alluded to and therefore the Council is unable to determine if this challenge has been during the relevant 20-year period of use.
68. Whilst reference has been made to signs being vandalised, again there is no evidence of the vandalism or when these signs were erected to establish if this effects to the application and the relevant 20-year period.
69. Further reference has been made to health and safety, safeguarding and anti-social behaviour over the alleged route.
70. The Council notes the comments made by the Parish Council and also those of the current Landowner and whilst it is not our intention to belittle any legitimate concerns or issues that have been raised relating to concerns or questions as to safety, suitability, privacy, maintenance or anything other than material relating to existence or otherwise of a public right or the status appertaining have to be disregarded under the law as it currently stands.

Whilst these concerns are not a matter for this existing section 53 application, the Council identifies that section 118B and 119B of the Highways Act 1980 provides schools with stronger rights if such use of the route is subject to safeguarding concerns. However, this would be a matter for the school and not a matter for this panel in determining this application under section 53 of the Wildlife and Countryside Act 1981.

Although the comments made by the landowner and parish council officers have been noted your Officer's recommendation remains unchanged on submission of the further evidence.

Comments On All Available Material

71. There is no significant evidence that we are aware of that would support any higher rights than those applied for.
72. In summation the totality of the evidence appears to be consistent.

73. The evidence is presented in a detailed and cogent way which clearly supports the claim.
74. When the evidence is taken together there is more to say that a public way is reasonably alleged to subsist than there is to say that a public way does *not* subsist.
75. The user evidence provided, and the probity of such evidence outweighs the fact that no overt steps appear to have been taken during the twenty-year period by the landowner.

Burden and Standard of Proof

76. An application for a modification order based upon evidence of use can be made under either s53(3)(b) or (c)(i) and that this should be considered the relevant section for determination purposes.
77. There is a two-stage test, one of which must be satisfied before a Modification Order can be made. All the evidence must be evaluated and weighed and a conclusion reached whether:
 - (a) on the balance of probabilities, the alleged right subsists; or
 - (b) is reasonably alleged to subsist.
78. Thus there are two separate tests. For the first test to be satisfied, it will be necessary to show that on the balance of probabilities the right of way does exist.
79. For the second test to be satisfied, the question is whether a reasonable person could reasonably allege a right of way exists having considered all the relevant evidence available to the Council. The evidence necessary to establish a right of way which is “reasonably alleged to subsist” over land must be less than that which is necessary to establish the right of way “does subsist”.
80. If a conclusion is reached that either test is satisfied, then the Definitive Map and Statement should be modified.

Summary

81. The relevant statutory provision, in relation to the dedication of a public right of way, is found in Section 31 of the Highways Act 1980.
82. This requires consideration of whether there has been use of a way by the public, as of right and without interruption, for a period of twenty-years prior to its status being brought into question and, if so, whether there is evidence that any landowner demonstrated a lack of intention during this period to dedicate a public right of way.
83. In considering the evidence of use by the public in this case the claimed use was sufficient to draw attention to the landowner that a public right of way was being asserted over the land.
84. If it is decided that the statutory test fails or is inapplicable, consideration should be given to the issue of common law dedication; that is, whether the available evidence shows that the owner of the land over which a way passes has dedicated it to the public.
85. An implication of dedication may be shown at common law if there is evidence from which it may be inferred that a landowner has dedicated a right of way and that the public has accepted the dedication. Evidence of the use of a way by the public as of right may support an inference of dedication, and may also be evidence of the acceptance of a dedication by the public.

86. Before a presumption of dedication can be raised under statute, Section 31 of the 1980 Act requires that a way must be shown to have been actually used by the public, as of right and without interruption, and for this use to have continued for a full period of twenty-years. In this case, the view taken was that the status of the route was brought into question by the making of the application and that the relevant years of usage are from 1986 to 2006.
87. With regard to the second part of the relevant section, whether the route can be said to be reasonably alleged to exist, your officers consider that the test would be satisfied.
88. There is no contrary evidence refuting use or objecting to it during the requisite twenty-year period. As the judge set out in *ex parte Bagshaw* if it is reasonable to accept one set of evidence and reasonable to reject the other and by doing so the right could be said to exist then the test of reasonable allegation would be satisfied. Here there is only one set of evidence to weigh in the balance and with nothing to offset it can be reasonably alleged that the route subsists.
89. There is no clear evidence to suggest that the users were unable to use the alleged route uninterrupted for the twenty-year period and in light of the number of users who came forward to provide evidence of use this is supportive of the usage of the alleged route for the relevant period. Also, no clear overt actions have come to light that would indicate a clear intention not to dedicate.
90. It is clear from the user evidence supplied by the Applicant that this route is held in strong belief that it is public and evidence points to the fact that there has been uninterrupted use of the claimed route on foot during the period of 1986 to 2006.
91. Once a presumption of dedication is raised then the burden lies with the owner to demonstrate by his actions that there was no intention to dedicate. Here there is no evidence of any acts by a landowner to rebut the presumption of dedication in the 1980 Act during the requisite twenty-year period.
92. Whilst the landowner evidence indicates that gates were in place to control livestock, these were vandalised and never replaced. Although the tenant was not "on site" there were no signs, or obvious measures taken to prevent use over the land by the public for the requisite twenty-year period.
93. On review of the evidence, due to the slight contradictions between the landowner and user evidence, it is your Officers' opinion that the evidence isn't sufficient to meet the test on balance of probabilities, but when considering the lower test of reasonable allegation the evidence is sufficient for the reasons set out above.

Conclusion

94. It is open to the Panel when considering applications to come to a decision on the matter other than that which is the subject of the Application. In this instance the claim is for the addition of a footpath.
95. Taking everything into consideration it is apparent from the evidence that a right of way, with the status of a public footpath and which is not shown on the Definitive Map **is reasonably alleged to subsist.**
96. It is the opinion of your Officers that the County Council should make a Modification Order to add the public footpath which is the subject of this application to the Definitive Map and Statement of Public Rights of Way for the Borough of Stafford.

Recommended Option

97. To accept the application based upon the reasons contained in the report and outlined above.
98. That the width of the route shall be to the standard width of **1.5 metres** throughout its length.

Other options Available

99. To decide to reject the Application and not make an Order to add the route to the Definitive Map and Statement of Public Rights of Way

Legal Implications

100. The legal implications are contained within the report.

Resource and Financial Implications

101. The costs of determining applications are met from existing provisions.
102. There are, however, additional resource and financial implications if decisions of the Registration Authority are challenged by way of appeal to the Secretary of State for Environment, Food and Rural Affairs or a further appeal to the High Court for Judicial Review.

Risk Implications

103. In the event of the Council making an Order any person may object to that order and if such objections are not withdrawn the matter is referred to the Secretary of State for Environment under Schedule 14 of the 1981 Act. The Secretary of State would appoint an Inspector to consider the matter afresh, including any representations or previously unconsidered evidence.
104. The Secretary of State may uphold the Council's decision and confirm the Order; however there is always a risk that an Inspector may decide that the County Council should not have made the Order and decide not to confirm it. If the Secretary of State upholds the Council's decision and confirms the Order it may still be challenged by way of Judicial Review in the High Court.
105. Should the Council decide not to make an Order the Applicants may appeal that decision to the Secretary of State who will follow a similar process to that outlined above. After consideration by an Inspector the County Council could be directed to make an Order.
106. If the Panel makes its decision based upon the facts, the applicable law and applies the relevant legal tests the risk of a challenge to any decision being successful, or being made, are lessened. There are no additional risk implications.

Equal Opportunity Implications

107. There are no direct equality implications arising from this report.

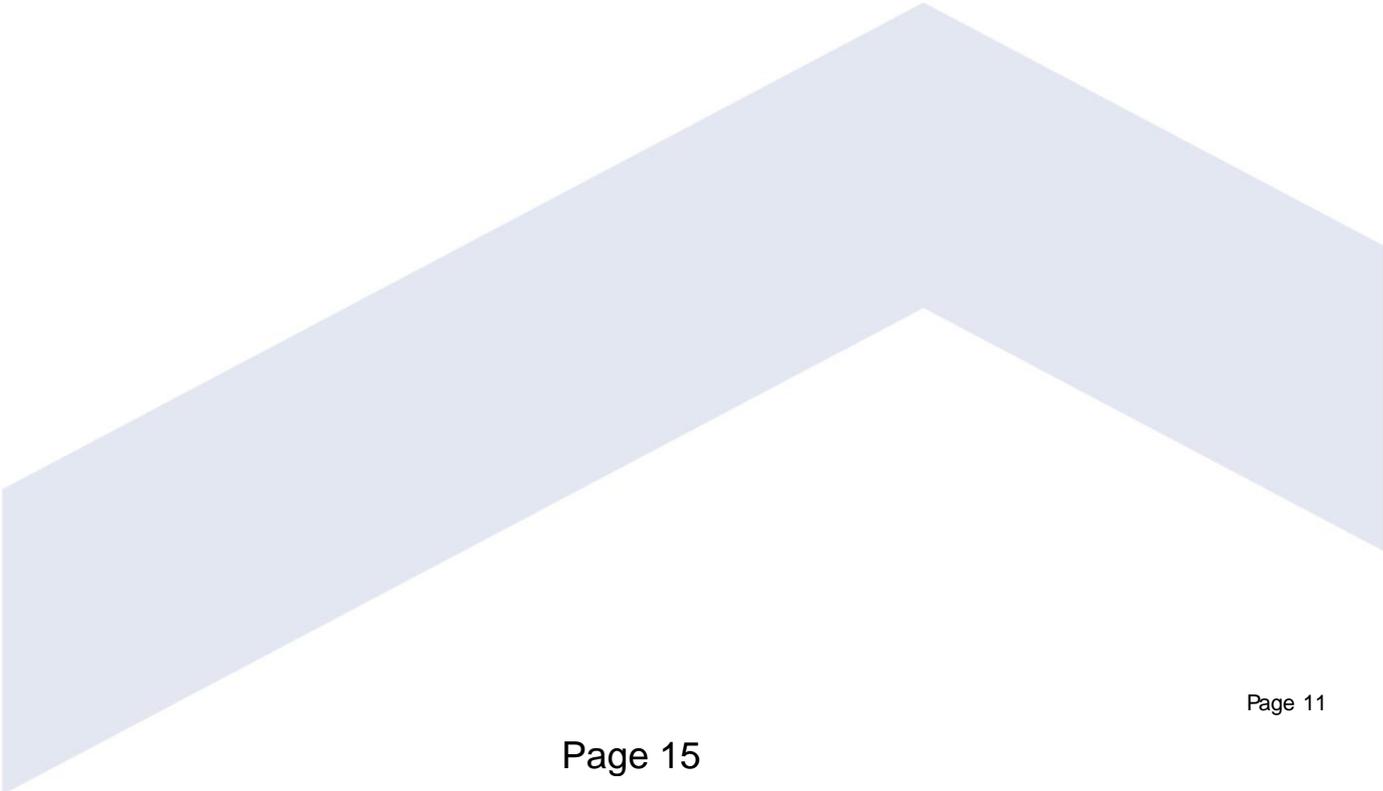
Director for Corporate Services

Report Author: Laura James

Ext. No: 278778

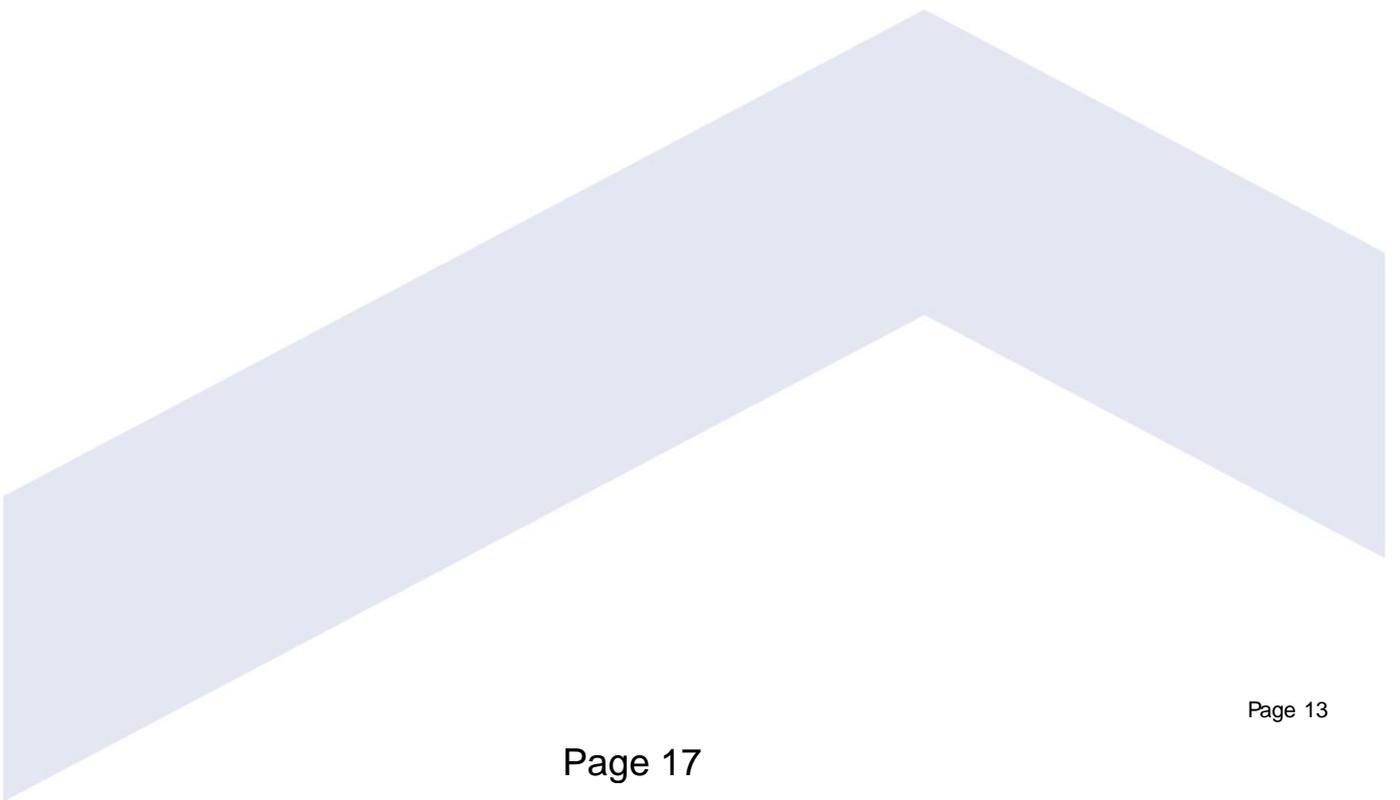
Background File:

LR610G



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APPLICATION FOR MODIFICATION ORDER
WILDLIFE AND COUNTRYSIDE ACT 1981

Definitive Map and Statement – Staffordshire County Council

District of STAFFORD

Parish of CASTLECHURCH

To: Staffordshire County Council
PO Box 11
County Buildings
Stafford ST16 2LH

I/We Martin Reay

of 53 Tithe Barn Rd

Stafford

hereby apply for an order under Section 53(2) of the Wildlife and Countryside Act 1981 modifying the Definitive Map and Statement of Public rights of Way for the area by:

~~/* deleting the (footpath) (bridleway) (byway open to all traffic)~~

from to

* adding the (footpath) ~~(bridleway)~~ ~~(byway open to all traffic)~~

from FP 11 to 0.1287 Castlechurch parish

~~/* (upgrading) (downgrading) to a (footpath) (bridleway) (byway open to all traffic) the (footpath) (bridleway) (byway open to all traffic)~~

from to

~~/* (varying) (adding to) the particulars relating to the (footpath) (bridleway) (byway open to all traffic) from to by providing that~~

and shown on the map accompanying this application.

* delete as appropriate

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

List of Documents

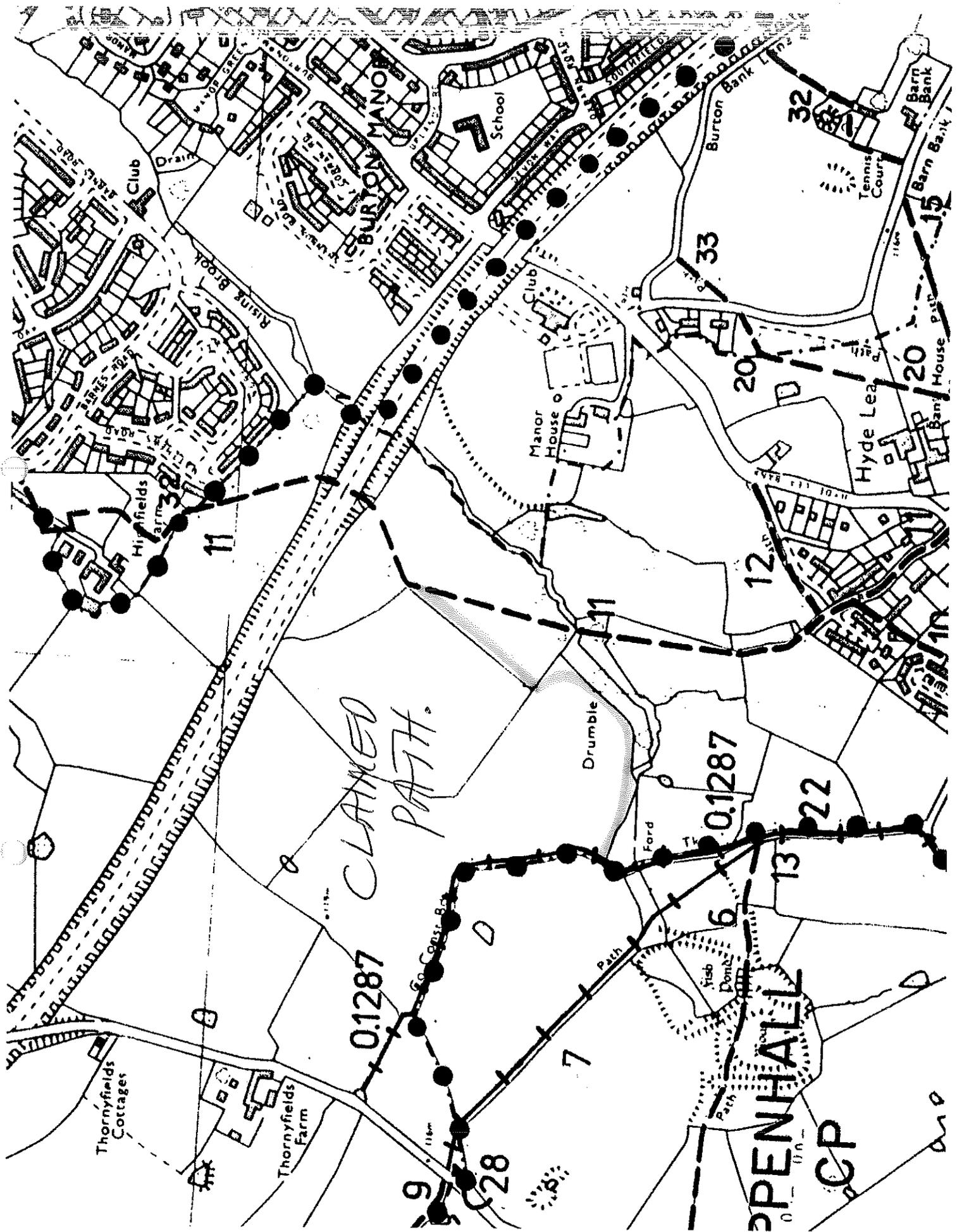
- 1/ user evidence forms only.
- 2/ Discs containing 8 photographs of claimed route.

re: submitted
26/6/06

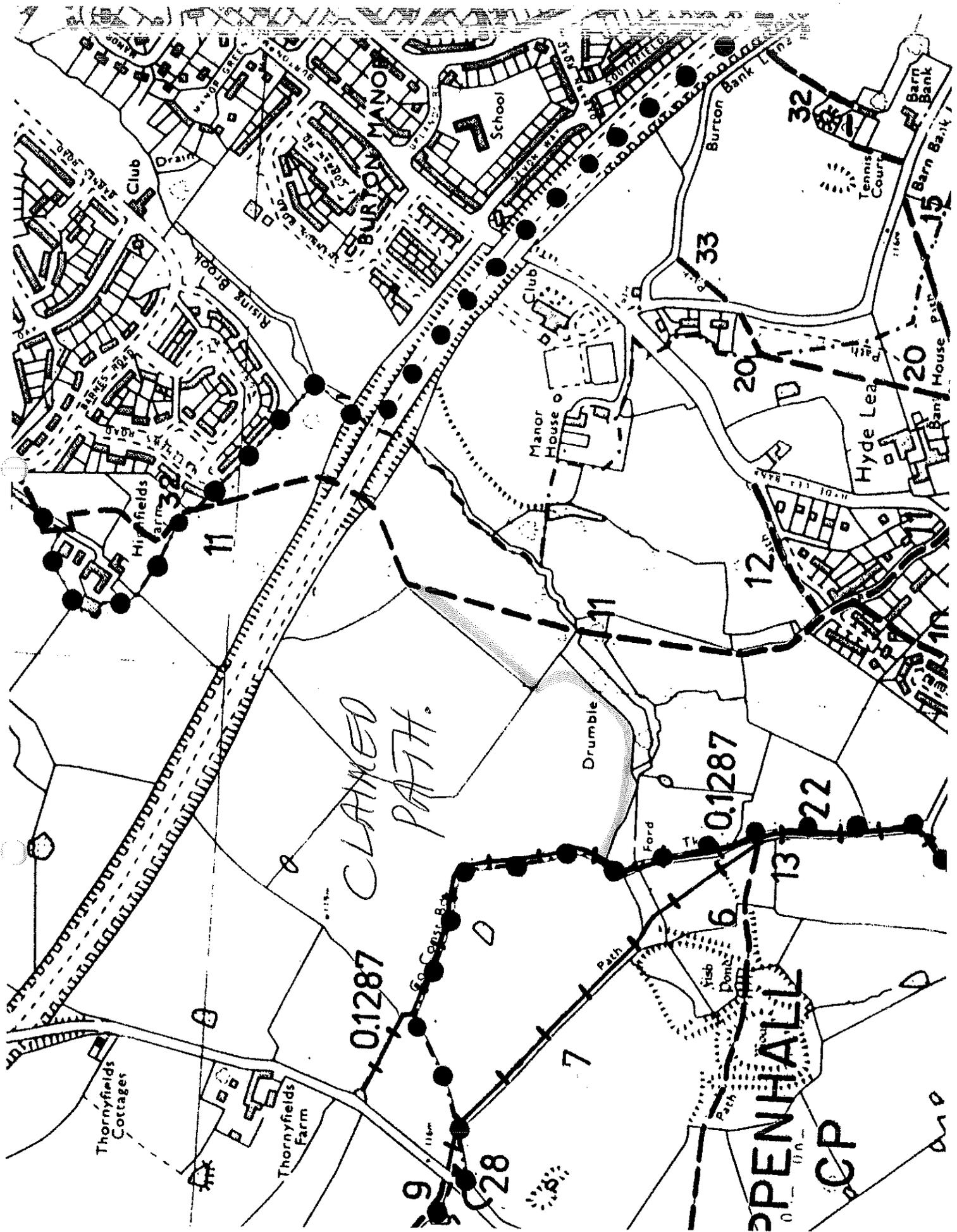
Date: 26/5 2006

Signed: M. Deery

Please note that this form will be open to members of the public including affected owners or occupiers of the land crossed by the way.







Appendix C

Staffordshire

County Council

PUBLIC RIGHT OF WAY EVIDENCE FORM

Important Note

The object of this enquiry is simply to reach the truth of the matter, whatever it may be. Witnesses are therefore asked to answer the questions as fully as possible and not to keep back any information, whether for or against the public status claim. This is of particular importance if the information is to be of real value in establishing the status of the way.

Name of witness (Mr/Mrs/Miss/Ms)..... [REDACTED]
(Block Capitals please)

Address [REDACTED]
(Block Capital please)

Telephone No. [REDACTED] ... Post Code [REDACTED] ..

Date of Birth [REDACTED] Occupation [REDACTED]
(If retired, what was previous occupation)

Please attach a map showing the claimed way marked in red, signed by yourself.

Guidance Notes on the completion of Public Rights of Way Evidence Forms

1. As far as possible the witness should complete the form, preferably in black ink. If another individual completes the form on their behalf they should indicate this at the end of the form.
2. Each witness should answer all questions fully with as much detail as possible.
3. Each witness should complete a separate form in respect of each claimed right of way about which she/he can give evidence.
4. A plan must be attached and the witness should clearly draw the route of the claimed right of way on the plan, and initial the plan at each end of the drawn route.
5. The route of the claimed right of way should be described as accurately as possible, if possible giving details of such things as property and field boundaries, stiles, gates, bridges and stepping stones, etc.
6. Witnesses should indicate whether they are prepared to give evidence either in a court or at a public inquiry. (The evidential value of a statement is reduced if it cannot be subject to cross examination).
7. If a witness would be unable to give evidence at a hearing because of ill health, age, etc the person obtaining the statement should endorse the form accordingly, and be able to give evidence of the circumstances.
8. The information given on this form may become available for public inspection.

Description of claimed way:- (include grid references if known)

From FOOT PATH 11

To BRIDLE WAY 0.1287 OS Ref 907205

Please take time to answer the questions carefully and in full

1. (a) How many years have you known the way? 30+ years
(b) Does the way have a popular name? NO
(c) Have you personally used the above way? *YES/NO
(d) Did you only use part of the way? *YES/NO

Please do not use vague terms such as "often".

- (e) During which years have you used the way? From 1977 To 2000
(f) Where were you going from/to? NORFOLK WAY / BUTTER HILL / THORNEYFIELD
(g) For what purpose? (eg work, pleasure) PLEASURE
(h) How many times a year? (eg daily, weekly, seasonal) WEEKLY
(i) By what means? (eg on foot, horseback, motor vehicle etc) FOOT
(j) Is, or was, the way a short cut for you? NO
(k) If so why?

(l) Please show on the attached plan the route of the way you have used.
If you have only used part of the way please mark or indicate the part used.

- (m) Do you still use the way? NO
(n) If not why not? NO LONGER HAVE A DOG - WILL DO WHEN I GET ANOTHER

2. When using the path where did you live? NORFOLK WAY & PRESENT ADDRESS

If at different places please provide details and years. 77-88
88-200

3. (a) How wide is the way? NOT DEFINED
(b) Is it the same width throughout its length?

4. If you have ridden a horse on the way

- (a) Where did you keep the horse? NA
(b) Where did you start and finish your ride? NA
(c) Were you ever riding with the hunt when you used the way? NA

5. (a) When using the way did you ever see any other person driving motor or horse-drawn vehicles on the way? *YES/NO
- (b) If YES, how often and what type of vehicle were they using? Farm vehicles, occasionally
- (c) Have you ever driven, or been a passenger in, a motor or horse drawn vehicle on the way? ~~*YES/NO~~
- (d) If YES to (c),
- (i) How often was this? NA
- (ii) What type of vehicle were you in? NA
- (iii) For what purpose was it being used? NA
-

6. (a) Has the way always been on the same route? *YES/NO
- (b) If NO, please describe the original route, state when the way was diverted and show details on a plan. NA
- (c) Is the way a clearly defined track or path which a stranger to the vicinity could follow? YES
- (d) Have you always kept to the route of the way between the start and finish, or have you wandered from the route? wandered
-

7. (a) Have there, to your knowledge, ever been any stiles on the way? *YES/NO
- (b) Have there, to your knowledge, ever been any gates on the way? *YES/NO
- (c) If YES, please mark on the attached plan the location of the stiles or gates and state, if known, when they were erected or removed.
- (d) If any gates on the way were ever locked please state, how often, and if known, by whom? No to my knowledge
- Please mark on the attached plan the locations of the locked gates.
-

8. (a) Excluding locked gates, have you ever known of any other obstructions to the way? *YES/NO
- (b) If YES, state (i) what type of obstruction was this? NA
- (ii) When they were erected or removed? NA
- (c) Please state, if known, who erected the obstructions and show the approximate position of the obstructions on the attached plan. NA
-

9. Has your usage ever been hindered or prevented in any way? *YES/NO
 If so by whom or what? NO
 When was this? NA
 Have you continued to use the way despite hindrances or obstructions *YES/NO
 How did you do this? (e.g. diversion)
 Is the hindrance or obstruction still in existence *YES/NO

10. (a) Were you ever an owner or tenant of the land crossed by the way? *YES/NO

If YES, please give dates.

(b) If you were an owner or tenant did you acknowledge the route as a Public Right of Way? *YES/NO

NA

If YES, please give dates.

(c) Was the land ever owned or tenanted by a relative of yours? *YES/NO

NA

If so, what was their relationship to you?

(d) When you used the way were you working for any owner or tenant of the land adjoining or crossed by the way? *YES/NO

(e) If YES to (d),

(i) What was your employment? NA

(ii) Between what years were you employed? NA

(f) If you were employed by the owner/tenant

(i) Did you receive any instructions from the owner/tenant as to the use of the way by the public? *YES/NO

(ii) If so, what were your instructions? NA

(g) Did any relatives of yours ever work for an owner or tenant of land adjoining or crossed by the way? *YES/NO

If so, what was their relationship to you? NA

11. (a) Have you ever been stopped or turned back when using the way? ~~*YES/NO~~
- (b) Do you know, or have you heard of, anyone else having been prevented from using the way? ~~*YES/NO~~
- (c) If YES to (a) or (b), please give details including dates.

.....
 NA

12. (a) Were you ever told by any owner or tenant of the land crossed by the way, or by anyone in their employment, that the way was not public? ~~*YES/NO~~
- (b) If YES, please state:

- (i) Who told you? NA
- (ii) When you were told? NA
- (iii) What were you told? NA

13. (a) Have you ever seen any deterrent notices such as "Private", "No Road", "No Thoroughfare" or "Trespassers will be Prosecuted", on or near the way? ~~*YES/NO~~
- (b) If YES, please state what the notices said appropriate date of their display and show their approximate position on the attached plan? ~~*YES/NO~~

NA

14. (a) Have you ever seen any notices such as "Public Path", or "footpath", or any other similar notice on or near the way? ~~*YES/NO~~
- (b) Have you ever seen any direction signs, finger posts or other indicators on or near the way? ~~*YES/NO~~
- (c) If YES to (a) or (b), please state what the notices or posts said and show their approximate position on the attached plan?

.....
 NO

15. (a) Have you ever been given permission to use the way?
(Whether or not you asked for it) ~~YES/NO~~
- (b) Have you ever asked permission to use the way? ~~*YES/NO~~
- (c) If YES, who gave you permission? NA
- (d) When were you given permission? NA
- (e) For what purpose were you given permission to use the way? NA
-

16. (a) Have you seen other people using the way? *YES/NO
- (b) How were they using the way (ie foot, horse)? foot / horse
- (c) Were they accompanying you? If so, please give details. (ie companions, rambling club, family, etc)? walking with family, seen others as well.
- (d) If they were not accompanying you, were these people known to you? No
- (e) How frequently did you see other people using the way? (ie daily, weekly, seasonal etc) ~~not~~ weekly, daily when walking in Worsle way.
- (f) How many other people, approximately, did you see on these occasions? 2 or 3
- (g) Please give any further details of other people's use of the way which you feel may be important used for walking one few places left to walk near the town
-

17. Have you ever been charged a monetary sum for using the path?
If so, by whom? ~~YES/NO~~
-

18. (a) Do you have any documentary evidence about the way? ~~YES/NO~~
- (b) If so, in what form is this? ie maps, photos, etc please attach a copy if possible
..... NA
- (c) Would you be willing to make the original document available if necessary? ~~YES/NO~~
- NA
-

19. Can you give any further information about the way (continue on a separate sheet of paper if necessary).

To my knowledge my husband and his family used it when they lived in Bradley ^{Hupe Lea.} and that was how I became aware of the footpath.

The dog owners in Norfolk way used to regularly use the footpath for walking dogs.

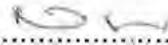
20. Would you be prepared to give evidence of your use of the way
at a public inquiry or in a court of law, if necessary?

*YES/NO

Please note that this form may be available to members of the public including affected owners or occupiers of the land crossed by the way.

I certify that, to the best of my knowledge and belief, the information I have given to this statement is

Signature: .. 

Person taking this statement (if applicable) 

Date: 8.9.06

Staffordshire

County Council

PUBLIC RIGHT OF WAY EVIDENCE FORM

Important Note

The object of this enquiry is simply to reach the truth of the matter, whatever it may be. Witnesses are therefore asked to answer the questions as fully as possible and not to keep back any information, whether for or against the public status claim. This is of particular importance if the information is to be of real value in establishing the status of the way.

Name of witness (Mr/Mrs/Miss/Ms) ... [REDACTED]
(Block Capitals please)

Address ... [REDACTED]
(Block Capital please)

Telephone No. [REDACTED] Post Code [REDACTED] ..

Date of Birth ... [REDACTED] Occupation [REDACTED]
(If retired, what was previous occupation)

Please attach a map showing the claimed way marked in red, signed by yourself.

Guidance Notes on the completion of Public Rights of Way Evidence Forms

1. As far as possible the witness should complete the form, preferably in black ink. If another individual completes the form on their behalf they should indicate this at the end of the form.
2. Each witness should answer all questions fully with as much detail as possible.
3. Each witness should complete a separate form in respect of each claimed right of way about which she/he can give evidence.
4. A plan must be attached and the witness should clearly draw the route of the claimed right of way on the plan, and initial the plan at each end of the drawn route.
5. The route of the claimed right of way should be described as accurately as possible, if possible giving details of such things as property and field boundaries, stiles, gates, bridges and stepping stones, etc.
6. Witnesses should indicate whether they are prepared to give evidence either in a court or at a public inquiry. (The evidential value of a statement is reduced if it cannot be subject to cross examination).
7. If a witness would be unable to give evidence at a hearing because of ill health, age, etc the person obtaining the statement should endorse the form accordingly, and be able to give evidence of the circumstances.
8. The information given on this form may become available for public inspection.

Description of claimed way:- (include grid references if known)

From Junction with footpath N011 of 911207

To Junction with bridleway 0.1287
Both now in Hyde Lea P.C.

Please take time to answer the questions carefully and in full

1. (a) How many years have you known the way? 24 YEARS
(b) Does the way have a popular name? NO
(c) Have you personally used the above way? *YES/NO
(d) Did you only use part of the way? *YES/NO

Please do not use vague terms such as "often".

- (e) During which years have you used the way? From... 1981 To... PRESENT
(f) Where were you going from/to? ... HYDE LEA TO BRADLEY LANE, BIGWOOD LANE
(g) For what purpose? (eg work, pleasure) PLEASURE
(h) How many times a year? (eg daily, weekly, seasonal) MONTHLY
(i) By what means? (eg on foot, horseback, motor vehicle etc) FOOT
(j) Is, or was, the way a short cut for you? YES (TO BIGWOOD LANE)
(k) If so why?

(l) **Please show on the attached plan the route of the way you have used.**
If you have only used part of the way please mark or indicate the part used.

- (m) Do you still use the way? YES
(n) If not why not?

2. When using the path where did you live? PRESENT ADDRESS

If at different places please provide details and years.

3. (a) How wide is the way? FEET

(b) Is it the same width throughout its length? YES

4. If you have ridden a horse on the way

(a) Where did you keep the horse? NO

(b) Where did you start and finish your ride?

(c) Were you ever riding with the hunt when you used the way?

5. (a) When using the way did you ever see any other person driving motor or horse-drawn vehicles on the way? *YES/NO
- (b) If YES, how often and what type of vehicle were they using?
- (c) Have you ever driven, or been a passenger in, a motor or horse drawn vehicle on the way? *YES?NO
- (d) If YES to (c),
- (i) How often was this?
- (ii) What type of vehicle were you in?
- (iii) For what purpose was it being used?
-

6. (a) Has the way always been on the same route? *YES/NO
- (b) If NO, please describe the original route, state when the way was diverted and show details on a plan.
- (c) Is the way a clearly defined track or path which a stranger to the vicinity could follow? YES
- (d) Have you always kept to the route of the way between the start and finish, or have you wandered from the route? YES
-

7. (a) Have there, to your knowledge, ever been any stiles on the way? *YES/NO
- (b) Have there, to your knowledge, ever been any gates on the way? *YES/NO
- (c) If YES, please mark on the attached plan the location of the stiles or gates and state, if known, when they were erected or removed.
- (d) If any gates on the way were ever locked please state, how often, and if known, by whom? No
- Please mark on the attached plan the locations of the locked gates.
-

8. (a) Excluding locked gates, have you ever known of any other obstructions to the way? *YES/NO
- (b) If YES, state (i) what type of obstruction was this?
- (ii) When they were erected or removed?
- (c) Please state, if known, who erected the obstructions and show the approximate position of the obstructions on the attached plan.
-

9. Has your usage ever been hindered or prevented in any way? *YES/NO
 If so by whom or what?
 When was this?
 Have you continued to use the way despite hindrances or obstructions *YES/NO
 How did you do this? (e.g. diversion)
 Is the hindrance or obstruction still in existence *YES/NO
-

10. (a) Were you ever an owner or tenant of the land crossed by the way? *YES/NO
 If YES, please give dates.
- (b) If you were an owner or tenant did you acknowledge the route as a Public Right of Way? *YES/NO
 If YES, please give dates.
- (c) Was the land ever owned or tenanted by a relative of yours? *YES/NO
 If so, what was their relationship to you?
- (d) When you used the way were you working for any owner or tenant of the land adjoining or crossed by the way? *YES/NO
- (e) If YES to (d),
- (i) What was your employment?
- (ii) Between what years were you employed?
- (f) If you were employed by the owner/tenant
- (i) Did you receive any instructions from the owner/tenant as to the use of the way by the public? *YES/NO
 (ii) If so, what were your instructions?
- (g) Did any relatives of yours ever work for an owner or tenant of land adjoining or crossed by the way? *YES/NO
 If so, what was their relationship to you?
-

11. (a) Have you ever been stopped or turned back when using the way? *YES/NO

(b) Do you know, or have you heard of, anyone else having been prevented from using the way? *YES/NO

(c) If YES to (a) or (b), please give details including dates.

.....
.....

12. (a) Were you ever told by any owner or tenant of the land crossed by the way, or by anyone in their employment, that the way was not public? *YES/NO

(b) If YES, please state:

(i) Who told you?

(ii) When you were told?

(iii) What were you told?

13. (a) Have you ever seen any deterrent notices such as "Private", "No Road", "No Thoroughfare" or "Trespassers will be Prosecuted", on or near the way? *YES/NO

(b) If YES, please state what the notices said appropriate date of their display and show their approximate position on the attached plan? *YES/NO

14. (a) Have you ever seen any notices such as "Public Path", or "footpath", or any other similar notice on or near the way? *YES/NO

(b) Have you ever seen any direction signs, finger posts or other indicators on or near the way? *YES/NO

(c) If YES to (a) or (b), please state what the notices or posts said and show their approximate position on the attached plan?

.....

15. (a) Have you ever been given permission to use the way?
(Whether or not you asked for it) *YES/NO
- (b) Have you ever asked permission to use the way? *YES/NO
- (c) If YES, who gave you permission?
- (d) When were you given permission?
- (e) For what purpose were you given permission to use the way?
-

16. (a) Have you seen other people using the way? *YES/NO
- (b) How were they using the way (ie foot, horse)? FOOT
- (c) Were they accompanying you? If so, please give details. (ie companions,
rambling club, family, etc)? SOMETIMES
- (d) If they were not accompanying you, were these people known to you? OFTEN
- (e) How frequently did you see other people using the way? (ie daily, weekly,
seasonal etc) DAILY
- (f) How many other people, approximately, did you see on these occasions? A FEW
- (g) Please give any further details of other people's use of the way which you feel
may be important PLEASURE DOG WALKING
-

17. Have you ever been charged a monetary sum for using the path?
If so, by whom? *YES/NO
-

18. (a) Do you have any documentary evidence about the way? *YES/NO
- (b) If so, in what form is this? ie maps, photos, etc please attach a copy if possible)
..... MAPS
- (c) Would you be willing to make the original document available
if necessary? *YES/NO
-

19. Can you give any further information about the way (continue on a separate sheet of paper if necessary).

The first part of pathway 11, then the bridge over the DRUMBLE, and the pathway A to B is a natural walk for people taking a longer walk.

20. Would you be prepared to give evidence of your use of the way
at a public inquiry or in a court of law, if necessary?

*YES/NO 7

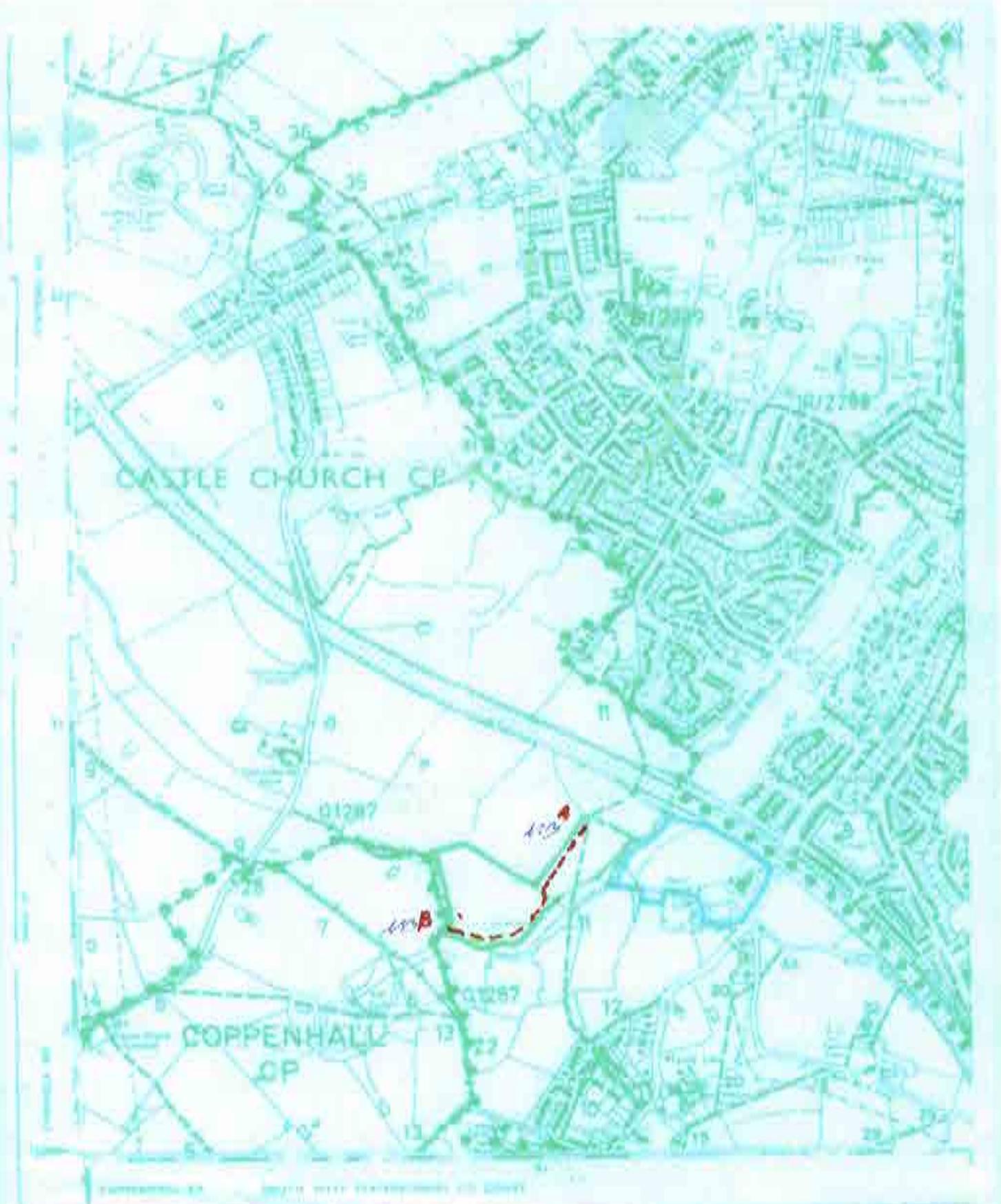
Please note that this form may be available to members of the public including affected owners or occupiers of the land crossed by the way.

I certify that, to the best of my knowledge and belief, the information I have given to this statement is true.

Signature: .. 

Person taking this statement (if applicable)

Date: 27/4/06



Staffordshire

County Council

PUBLIC RIGHT OF WAY EVIDENCE FORM

Important Note

The object of this enquiry is simply to reach the truth of the matter, whatever it may be. Witnesses are therefore asked to answer the questions as fully as possible and not to keep back any information, whether for or against the public status claim. This is of particular importance if the information is to be of real value in establishing the status of the way.

Name of witness (~~*Mr/Mrs/Miss/Ms~~) [REDACTED]

(Block Capitals please)

Address [REDACTED]

(Block Capitals please)

Telephone [REDACTED] ... Post Code ... [REDACTED]

Date of Birth [REDACTED] Occupation [REDACTED]
(If retired, what was your previous occupation)

Please attach a map showing the claimed way marked in red, signed by yourself.

Guidance Notes on the completion of Public Rights of Way Evidence Forms

1. As far as possible **ONLY** the witness should complete the form, preferably in black ink. If another individual completes the form on their behalf they should indicate this at the end of the form.
2. Each witness should answer all questions fully with as much detail as possible.
3. Each witness should complete a separate form in respect of each claimed right of way about which she/he can give evidence.
4. A plan must be attached and **ONLY** the witness should clearly draw the route of the claimed right of way on the plan, and initial the plan at each end of the drawn route.
5. The route of the claimed right of way should be described as accurately as possible, giving details of such things as property and field boundaries, stiles, gates, bridges and stepping stones, etc.
6. Witnesses should indicate whether they are prepared to give evidence either in a court or at a public inquiry. (The evidential value of a statement is reduced if it cannot be subject to cross examination).
7. If a witness would be unable to give evidence at a hearing because of ill health, age, etc the person obtaining the statement should endorse the form accordingly, and be able to give evidence of the circumstances.
8. **Please note** The Freedom of Information Act 2000 provides a general right of access to all information held by Staffordshire County Council. The Environmental Information Regulations 2004 provide a similar right of access to environmental information held by the Council. This means that the information that you supply may be disclosed to any individual making the appropriate request

Description of claimed way:- (include grid references if known)

From MY HOME TURNHILL CLOSE, OVER MANY OF THE FIELDS.

To HYDE LEA / COPPENHALL FOOT PATH 11 TO FOOTPATH 0.12 & 7

Please mark clearly on the attached plan the route of the way you have used. If you have only used part of the way please mark or indicate the part used.

Please take time to answer the questions carefully and in full

Please do not use vague terms such as "often". Please provide dates

1. (a) Have you personally used the above way? *YES/NO

(b) During which years have you used the way?

From 1985 To 2007

(c) Does the way have a popular name?

(d) Did you only use part of the way? *YES/NO

(e) Where were you going from/to? TURNHILL CLOSE BURTON MAROR TO HYDE LEA

(f) For what purpose? (eg work, pleasure) TO EXERCISE MY DOGS MY CHILDREN AND MYSELF

(g) How many times a year? (eg daily, weekly, seasonal) DAILY

(h) By what means? (eg on foot, horseback, motor vehicle etc) ON FOOT

(i) Is, or was, the way a short cut for you? NO

(j) If so why?

(k) Do you still use the way? TRY TO BUT HAVE BEEN FORCED TO DIVERT

(l) If not why not?

(n) How many years have you known of the existence of the way? 20+

2. When using the path where did you live?

If at different places please provide details and years.

3. (a) How wide is the way? OUT SKIRTS OF FIELDS *Feet/Metres

(b) Is it the same width throughout its length? *YES/NO

If NO please state width From.....To.....*Feet/Metres wide

4. If you have ridden a horse on the way
- (a) Where did you keep the horse?
-
- (b) Where did you start and finish your ride?
-
- (c) Were you ever riding with a hunt when you used the way?

5. (a) When using the way did you ever see any other person driving motor or horse-drawn vehicles on the way? *YES/NO
- (b) If YES, how often and what type of vehicle were they using? LORRY FOR CATTLE, TRACTOR.
- (c) Have you ever driven, or been a passenger in, a motor or horse drawn vehicle on the way? *YES/NO
- (d) If YES to (c),
- (i) How often was this?
- (ii) What type of vehicle were you in?
- (iii) For what purpose was it being used?

6. (a) Has the way always been on the same route? *YES/NO
- (b) If NO when was the way diverted?
- (c) Why was the way diverted?

Please show details of the original route and the diversion on the plan.

- (d) Is the way a clearly defined track or path which a stranger to the vicinity could follow?
- (e) Have you always kept to the route of the way between the start and finish, or have you wandered from the route? OVER THE LAST 20 YEARS I WANDERED FROM THE ROUTE FOLLOWING PATHS THAT WERE WELL USED.

7. (a) Have there, to your knowledge, ever been any stiles on the way? *YES/NO
- (b) Have there, to your knowledge, ever been any gates on the way? *YES/NO
- (c) If YES, please mark on the attached plan the location of the stiles or gates.
- (d) When were the gates or stiles erected or removed? OCTOBER 2007
-
- (d) If any gates on the way were ever locked please state, how often, and if known, by whom?

8. (a) Excluding locked gates, have you ever known of any other obstructions to the way? *YES/NO
- (b) If YES, state (i) what type of obstruction was this?
-
- (ii) When they were erected or removed?
-
- (c) Please state, if known, who erected the obstructions and show the approximate position of the obstructions on the attached plan.
-

9. (a) Has your usage ever been hindered or prevented in any way? *YES/NO
- (b) If so by whom or what?
-
- (c) Have you continued to use the way despite hindrances or obstructions *YES/NO
- (d) How did you do this? (ie diversion)
-
- (e) Is the hindrance or obstruction still in existence *YES/NO

10. (a) Were you ever an owner or tenant of the land crossed by the way? *YES/NO
If YES, please give dates.
- (b) If you were an owner or tenant did you acknowledge the route as a Public Right of Way? *YES/NO
If YES, please give dates.

11. Was the land ever owned or tenanted by a relative of yours? *YES/NO
If so, what was their relationship to you?
-

13. When you used the way were you working for any owner or tenant of the land adjoining or crossed by the way? *YES/NO
- If YES (i) What was your employment?
- (ii) Between what years were you employed?....From.....To.....
- If you were employed by the owner/tenant
- (i) Did you receive any instructions from the owner/tenant as to the use of the way by the public? *YES/NO
- (ii) If so, what were your instructions?
-

14 Did any relatives of yours ever work for an owner or tenant of land adjoining or crossed by the way? *YES/NO

If so, what was their relationship to you?

15. (a) Have you ever been stopped or turned back when using the way? *YES/NO

(b) Do you know, or have you heard of, anyone else having been prevented from using the way? *YES/NO

(c) If YES to (a) or (b), please give details including dates.

16. (a) Were you ever told by any owner or tenant of the land crossed by the way, or by anyone in their employment, that the way was not public? *YES/NO

(b) If YES, please state:

(i) Who told you?

(ii) When were you told?

(iii) What were you told?

17. (a) Have you ever seen any deterrent notices such as "Private", "No Road", "No Thoroughfare" or "Trespassers will be Prosecuted", on or near the way?

*YES/NO

(b) If YES please state what the notices said

Please show their approximate position on the attached plan.

18. (a) Have you ever seen any notices such as "Public Path", or "footpath", or any other similar notice on or near the way? *YES/NO

(b) Have you ever seen any direction signs, finger posts or other indicators on or near the way? *YES/NO

(c) If YES to (a) or (b) please state what the notices said ... PUBLIC FOOTPATH

Please show their approximate position on the attached plan.

PTO

19. (a) Have you ever been given permission to use the way? *YES/NO
 (Whether or not you asked for it)
- (b) Have you ever asked permission to use the way? *YES/NO
- (c) If YES, who gave you permission?
- (d) When were you given permission?
- (e) For what purpose were you given permission to use the way?

20. (a) Have you seen other people using the way? *YES/NO
- (b) How were they using the way (ie foot, horse)? FOOT.....
- (c) Were they accompanying you? If so, please give details. (ie companions, rambling club, family, etc)? FAMILY.....
- (d) If they were not accompanying you, were these people known to you? YES.....
- (e) How frequently did you see other people using the way? (ie daily, weekly, seasonal etc) DAILY.....
- (f) How many other people, approximately, did you see on these occasions? 2 - 6 APPROX.....
- (g) Please give any further details of other people's use of the way which you feel may be important CHILDREN PLAYING, CHILDREN USING ROPE SWING ON OAK TREE BRANCHES (THAT HAVE NOW BEEN TAKEN DOWN) CROSS COUNTRY RUNNERS.....

21. Have you ever been charged a monetary sum for using the path? *YES/NO
 If so, by whom?

22. (a) Do you have any documentary evidence about the way? *YES/NO
 (b) **If so**, in what form is this? (ie maps, photos, etc please attach a copy if possible)

 (c) Would you be willing to make the original document available if necessary?
*YES/NO

23. (a) Do you consider the route to be historical? *YES/NO
 (b) **If Yes** what type of route is or was it? (eg bridleway, footpath etc)

 (c) Are you aware of any evidence/documents to support this? (excluding OS Maps)
*YES/NO
 (d) **If Yes** please give details of this evidence or documents.....

24. Do you know who owns the land? *YES/NO
If YES please can you provide names and contact details.....

25. Do you know of any previous landowners? *YES/NO.
If YES please can you provide names and contact details.....

26. Are you prepared to be interviewed? *YES/NO
If No please state reasons.....

If YES would you be prepared to be interviewed over the phone? *YES/NO

PTO

27. Would you be prepared to give evidence of your use of the way
at a public inquiry or in a court of law, if necessary?

*YES/NO

If No please state reasons.....
.....

28. Can you give any further information about the way (continue on a separate sheet
of paper if necessary).

Please note that this form may be available to members of the public including affected owners or occupiers of the land crossed by the way.

I certify that, to the best of my knowledge and belief, the information I have given in this statement is true.

Signed

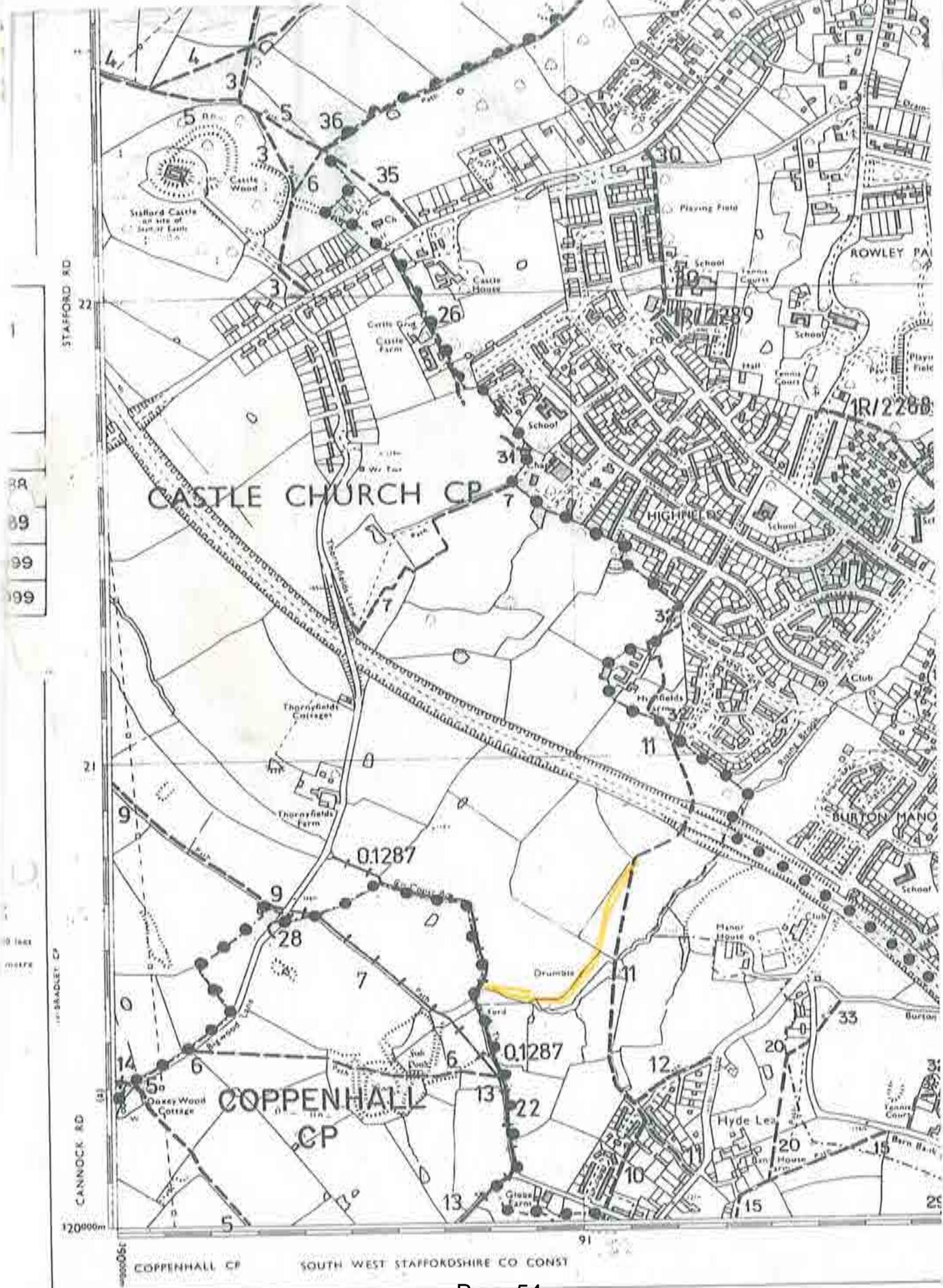


11/11/

Date:

20.0.7

Person taking this statement (if applicable).....



Staffordshire

County Council

PUBLIC RIGHT OF WAY EVIDENCE FORM

Important Note

The object of this enquiry is simply to reach the truth of the matter, whatever it may be. Witnesses are therefore asked to answer the questions as fully as possible and not to keep back any information, whether for or against the public status claim. This is of particular importance if the information is to be of real value in establishing the status of the way.

Name of witness (Mr/Mrs/Miss/Ms).....
(Block Capitals please)

Address
(Block Capital please)

Telephone No. Post Code

Date of Birth Occupation
(If retired, what was previous occupation)

Please attach a map showing the claimed way marked in red, signed by yourself.

Guidance Notes on the completion of Public Rights of Way Evidence Forms

1. As far as possible the witness should complete the form, preferably in black ink. If another individual completes the form on their behalf they should indicate this at the end of the form.
2. Each witness should answer all questions fully with as much detail as possible.
3. Each witness should complete a separate form in respect of each claimed right of way about which she/he can give evidence.
4. A plan must be attached and the witness should clearly draw the route of the claimed right of way on the plan, and initial the plan at each end of the drawn route.
5. The route of the claimed right of way should be described as accurately as possible, if possible giving details of such things as property and field boundaries, stiles, gates, bridges and stepping stones, etc.
6. Witnesses should indicate whether they are prepared to give evidence either in a court or at a public inquiry. (The evidential value of a statement is reduced if it cannot be subject to cross examination).
7. If a witness would be unable to give evidence at a hearing because of ill health, age, etc the person obtaining the statement should endorse the form accordingly, and be able to give evidence of the circumstances.
8. The information given on this form may become available for public inspection.

PREVIOUS

Description of claimed way:- (include grid references if known) Q5 Ref 911207
From JUNCTION WITH FOOTPATH No 11 (Castle Church Parish)
To JUNCTION WITH BRIDLEWAY O-0287 (Castle Church Parish)
 NEW HY23 LEA FC. Q5 Ref 907205

Please take time to answer the questions carefully and in full

1. (a) How many years have you known the way? 1 3/4
 (b) Does the way have a popular name?
 (c) Have you personally used the above way? *YES/NO
 (d) Did you only use part of the way? *YES/NO

Please do not use vague terms such as "often".

- (e) During which years have you used the way? From 2009 To 2006
 (f) Where were you going from/to? THANNING'S LANE
 (g) For what purpose? (eg work, pleasure) PLEASURE
 (h) How many times a year? (eg daily, weekly, seasonal) WEEKLY
 (i) By what means? (eg on foot, horseback, motor vehicle etc) FOOT
 (j) Is, or was, the way a short cut for you?
 (k) If so why?

(l) **Please show on the attached plan the route of the way you have used.**
 If you have only used part of the way please mark or indicate the part used.

- (m) Do you still use the way? YES
 (n) If not why not?

2. When using the path where did you live? AS ABOVE

If at different places please provide details and years.

3. (a) How wide is the way? 1 METRE

(b) Is it the same width throughout its length? YES

4. If you have ridden a horse on the way
 (a) Where did you keep the horse? NO

(b) Where did you start and finish your ride?

(c) Were you ever riding with the hunt when you used the way?

5. (a) When using the way did you ever see any other person driving motor or horse-drawn vehicles on the way? *YES/NO
- (b) If YES, how often and what type of vehicle were they using?
- (c) Have you ever driven, or been a passenger in, a motor or horse drawn vehicle on the way? *YES?NO
- (d) If YES to (c),
- (i) How often was this?
- (ii) What type of vehicle were you in?
- (iii) For what purpose was it being used?

6. (a) Has the way always been on the same route? ? *YES/NO
- (b) If NO, please describe the original route, state when the way was diverted and show details on a plan.
- (c) Is the way a clearly defined track or path which a stranger to the vicinity could follow? YES
- (d) Have you always kept to the route of the way between the start and finish, or have you wandered from the route?

7. (a) Have there, to your knowledge, ever been any stiles on the way? *YES/NO
- (b) Have there, to your knowledge, ever been any gates on the way *YES/NO
- (c) If YES, please mark on the attached plan the location of the stiles or gates and state, if known, when they were erected or removed.
- (d) If any gates on the way were ever locked please state, how often, and if known, by whom?
- Please mark on the attached plan the locations of the locked gates.

8. (a) Excluding locked gates, have you ever known of any other obstructions to the way? *YES/NO
- (b) If YES, state (i) what type of obstruction was this?
- (ii) When they were erected or removed?
- (c) Please state, if known, who erected the obstructions and show the approximate position of the obstructions on the attached plan.

9. Has your usage ever been hindered or prevented in any way? *YES/NO
- If so by whom or what?
- When was this?
- Have you continued to use the way despite hindrances or obstructions *YES/NO
- How did you do this? (e.g. diversion)
- Is the hindrance or obstruction still in existence *YES/NO
-

10. (a) Were you ever an owner or tenant of the land crossed by the way? *YES/NO
- If YES, please give dates.
- (b) If you were an owner or tenant did you acknowledge the route as a Public Right of Way? *YES/NO
- If YES, please give dates.
- (c) Was the land ever owned or tenanted by a relative of yours? *YES/NO
- If so, what was their relationship to you?
- (d) When you used the way were you working for any owner or tenant of the land adjoining or crossed by the way? *YES/NO
- (e) If YES to (d),
- (i) What was your employment?
- (ii) Between what years were you employed?
- (f) If you were employed by the owner/tenant
- (i) Did you receive any instructions from the owner/tenant as to the use of the way by the public? *YES/NO
- (ii) If so, what were your instructions?
- (g) Did any relatives of yours ever work for an owner or tenant of land adjoining or crossed by the way? *YES/NO
- If so, what was their relationship to you?
-

11. (a) Have you ever been stopped or turned back when using the way? *YES/NO
(b) Do you know, or have you heard of, anyone else having been prevented from using the way? *YES/NO

(c) If YES to (a) or (b), please give details including dates.

.....
.....

-
12. (a) Were you ever told by any owner or tenant of the land crossed by the way, or by anyone in their employment, that the way was not public? *YES/NO

(b) If YES, please state:

(i) Who told you?

(ii) When you were told?

(iii) What were you told?

-
13. (a) Have you ever seen any deterrent notices such as "Private", "No Road", "No Thoroughfare" or "Trespassers will be Prosecuted", on or near the way? *YES/NO

(b) If YES, please state what the notices said appropriate date of their display and show their approximate position on the attached plan? *YES/NO

-
14. (a) Have you ever seen any notices such as "Public Path", or "footpath", or any other similar notice on or near the way? *YES/NO

(b) Have you ever seen any direction signs, finger posts or other indicators on or near the way? *YES/NO

(c) If YES to (a) or (b), please state what the notices or posts said and show their approximate position on the attached plan?

.....

15. (a) Have you ever been given permission to use the way?
(Whether or not you asked for it) *YES/NO
- (b) Have you ever asked permission to use the way? *YES/NO
- (c) If YES, who gave you permission?
- (d) When were you given permission?
- (e) For what purpose were you given permission to use the way?
-

16. (a) Have you seen other people using the way? *YES/NO
- (b) How were they using the way (ie foot, horse)? *Foot*
- (c) Were they accompanying you? If so, please give details. (ie companions, rambling club, family, etc)? *Family*
- (d) If they were not accompanying you, were these people known to you?
- (e) How frequently did you see other people using the way? (ie daily, weekly, seasonal etc)
- (f) How many other people, approximately, did you see on these occasions?
- (g) Please give any further details of other people's use of the way which you feel may be important
-

17. Have you ever been charged a monetary sum for using the path? *YES/NO *NO*
If so, by whom?
-

18. (a) Do you have any documentary evidence about the way? *YES/NO
- (b) If so, in what form is this? ie maps, photos, etc please attach a copy if possible
.....
- (c) Would you be willing to make the original document available if necessary? *YES/NO
-

19. Can you give any further information about the way (continue on a separate sheet of paper if necessary).

20. Would you be prepared to give evidence of your use of the way
at a public inquiry or in a court of law, if necessary?

*YES/NO

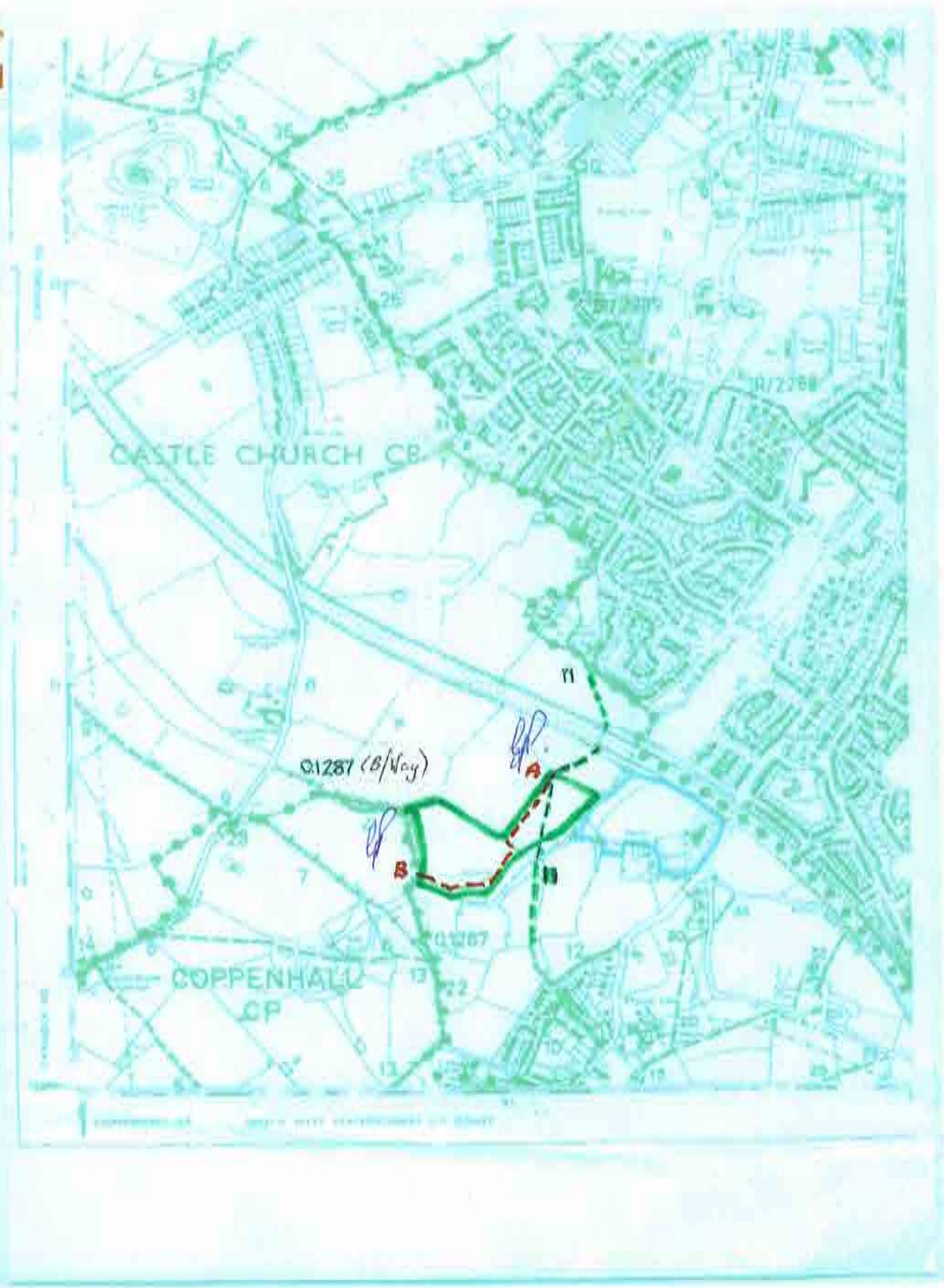
Please note that this form may be available to members of the public including affected owners or occupiers of the land crossed by the way.

I certify that, to the best of my knowledge and belief, the information I have given to this statement is true

Signature: [redacted]

Person taking this statement (if applicable) [redacted]

Date: 5/5/06



Staffordshire

County Council

PUBLIC RIGHT OF WAY EVIDENCE FORM Important Note

The object of this enquiry is simply to reach the truth of the matter, whatever it may be. Witnesses are therefore asked to answer the questions as fully as possible and not to keep back any information, whether for or against the public status claim. This is of particular importance if the information is to be of real value in establishing the status of the way.

Name of witness
(Block Capitals please)

Address
(Block Capitals please)

Telephone Post Code

Date of Birth Occupation
(If retired, what was previous occupation)

Please attach a map showing the claimed way marked in red, signed by yourself.

Guidance Notes on the completion of Public Rights of Way Evidence Forms

1. As far as possible the witness should complete the form, preferably in black ink. If another individual completes the form on their behalf they should indicate this at the end of the form.
2. Each witness should answer all questions fully with as much detail as possible.
3. Each witness should complete a separate form in respect of each claimed right of way about which she/he can give evidence.
4. A plan must be attached and the witness should clearly draw the route of the claimed right of way on the plan, and initial the plan at each end of the drawn route.
5. The route of the claimed right of way should be described as accurately as possible, if possible giving details of such things as property and field boundaries, stiles, gates, bridges and stepping stones, etc.
6. Witnesses should indicate whether they are prepared to give evidence either in a court or at a public inquiry. (The evidential value of a statement is reduced if it cannot be subject to cross examination).
7. If a witness would be unable to give evidence at a hearing because of ill health, age, etc the person obtaining the statement should endorse the form accordingly, and be able to give evidence of the circumstances.
8. The information given on this form may become available for public inspection.

Description of claimed way:- (include grid references if known)

From *FP11 Castlechurch*

To *D.1287 Castlechurch*

Please take time to answer the questions carefully and in full

1. (a) How many years have you known the way? *26*
(b) Does the way have a popular name? *No*
(c) Have you personally used the above way? *YES/NO
(d) Did you only use part of the way? YES/NO

Please do not use vague terms such as "often".

- (e) During which years have you used the way? From... *1980* To... *2006*
(f) Where were you going from/to? *Highfields to Hyde Lea*
(g) For what purpose? (eg work, pleasure) *walking pleasure*
(h) How many times a year? (eg daily, weekly, seasonal) *weekly*
(i) By what means? (eg on foot, horseback, motor vehicle etc) *foot*
(j) Is, or was, the way a short cut for you?
(k) If so why?

(l) **Please show on the attached plan the route of the way you have used.**
If you have only used part of the way please mark or indicate the part used.

- (m) Do you still use the way? *Yes*
(n) If not why not?

2. When using the path where did you live? *As overleaf*

If at different places please provide details and years.

3. (a) How wide is the way? *it varies*

(b) Is it the same width throughout its length?

4. If you have ridden a horse on the way

- (a) Where did you keep the horse?
(b) Where did you start and finish your ride?
(c) Were you ever riding with the hunt when you used the way?

5. (a) When using the way did you ever see any other person driving motor or horse-drawn vehicles on the way? ~~YES~~/NO
- (b) If YES, how often and what type of vehicle were they using?
- (c) Have you ever driven, or been a passenger in, a motor or horse drawn vehicle on the way? *YES?NO
- (d) If YES to (c),
- (i) How often was this?
- (ii) What type of vehicle were you in?
- (iii) For what purpose was it being used?
-

6. (a) Has the way always been on the same route? *YES/~~NO~~
- (b) If NO, please describe the original route, state when the way was diverted and show details on a plan.
- (c) Is the way a clearly defined track or path which a stranger to the vicinity could follow?
- (d) Have you always kept to the route of the way between the start and finish, or have you wandered from the route?
-

7. (a) Have there, to your knowledge, ever been any stiles on the way? *YES/~~NO~~
- (b) Have there, to your knowledge, ever been any gates on the way *YES/~~NO~~
- (c) If YES, please mark on the attached plan the location of the stiles or gates and state, if known, when they were erected or removed.
- (d) If any gates on the way were ever locked please state, how often, and if known, by whom?
- Please mark on the attached plan the locations of the locked gates.
-

8. (a) Excluding locked gates, have you ever known of any other obstructions to the way? ~~YES~~/NO
- (b) If YES, state (i) what type of obstruction was this?
- (ii) When they were erected or removed?
- (c) Please state, if known, who erected the obstructions and show the approximate position of the obstructions on the attached plan.
-

9. Has your usage ever been hindered or prevented in any way? *YES/NO
 If so by whom or what?
 When was this?
 Have you continued to use the way despite hindrances or obstructions *YES/NO
 How did you do this? (e.g. diversion)
 Is the hindrance or obstruction still in existence *YES/NO
-

10. (a) Were you ever an owner or tenant of the land crossed by the way? *YES/NO
 If YES, please give dates.
 (b) If you were an owner or tenant did you acknowledge the route as a Public Right of Way? *YES/NO
 If YES, please give dates.
 (c) Was the land ever owned or tenanted by a relative of yours? *YES/NO
 If so, what was their relationship to you?
 (d) When you used the way were you working for any owner or tenant of the land adjoining or crossed by the way? *YES/NO
 (e) If YES to (d),
 (i) What was your employment?
 (ii) Between what years were you employed?
 (f) If you were employed by the owner/tenant
 (i) Did you receive any instructions from the owner/tenant as to the use of the way by the public? *YES/NO
 (ii) If so, what were your instructions?
 (g) Did any relatives of yours ever work for an owner or tenant of land adjoining or crossed by the way? *YES/NO
 If so, what was their relationship to you?
-

11. (a) Have you ever been stopped or turned back when using the way? ~~YES~~/NO

(b) Do you know, or have you heard of, anyone else having been prevented from using the way? ~~YES~~/NO

(c) If YES to (a) or (b), please give details including dates.

.....
.....

12. (a) Were you ever told by any owner or tenant of the land crossed by the way, or by anyone in their employment, that the way was not public? ~~YES~~/NO

(b) If YES, please state:

(i) Who told you?

(ii) When you were told?

(iii) What were you told?

13. (a) Have you ever seen any deterrent notices such as "Private", "No Road", "No Thoroughfare" or "Trespassers will be Prosecuted", on or near the way? ~~YES~~/NO

(b) If YES, please state what the notices said appropriate date of their display and show their approximate position on the attached plan? ~~YES~~/NO

14. (a) Have you ever seen any notices such as "Public Path", or "footpath", or any other similar notice on or near the way? ~~YES~~/NO

(b) Have you ever seen any direction signs, finger posts or other indicators on or near the way? ~~YES~~/NO

(c) If YES to (a) or (b), please state what the notices or posts said and show their approximate position on the attached plan?

.....

15. (a) Have you ever been given permission to use the way?
(Whether or not you asked for it) *YES/NO
- (b) Have you ever asked permission to use the way? *YES/NO
- (c) If YES, who gave you permission?
- (d) When were you given permission?
- (e) For what purpose were you given permission to use the way?
-

16. (a) Have you seen other people using the way? *YES/NO
- (b) How were they using the way (ie foot, horse)? FOOT
- (c) Were they accompanying you? If so, please give details. (ie companions, rambling club, family, etc)? FAMILY & FRIENDS
- (d) If they were not accompanying you, were these people known to you? ... NO
- (e) How frequently did you see other people using the way? (ie daily, weekly, seasonal etc)
- (f) How many other people, approximately, did you see on these occasions? 1-6
- (g) Please give any further details of other people's use of the way which you feel may be important
-

17. Have you ever been charged a monetary sum for using the path? *YES/NO
If so, by whom?
-

18. (a) Do you have any documentary evidence about the way? *YES/NO
- (b) If so, in what form is this? ie maps, photos, etc please attach a copy if possible
.....
- (c) Would you be willing to make the original document available if necessary? *YES/NO
-

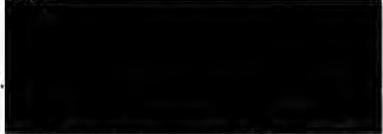
19. Can you give any further information about the way (continue on a separate sheet of paper if necessary).

20. Would you be prepared to give evidence of your use of the way at a public inquiry or in a court of law, if necessary?

*YES/NO

Please note that this form may be available to members of the public including affected owners or occupiers of the land crossed by the way.

I certify that, to the best of my knowledge and belief, the information I have given to this statement is true

Signature: ... 

Person taking this statement (if applicable)

Date: ... 25/5/06

Staffordshire

County Council

PUBLIC RIGHT OF WAY EVIDENCE FORM

Important Note

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Name of witness (*Mr/Mrs/Miss/Ms) [REDACTED]

(Block Capitals please)

Address [REDACTED]

(Block Capitals please)

Telephone No [REDACTED] Post Code [REDACTED]

Date of Birth [REDACTED] Occupation [REDACTED]
(If retired, what was your previous occupation)

Please attach a map showing the claimed way marked in red, signed by yourself.

Guidance Notes on the completion of Public Rights of Way Evidence Forms

1. As far as possible **ONLY** the witness should complete the form, preferably in black ink. If another individual completes the form on their behalf they should indicate this at the end of the form.
2. Each witness should answer all questions fully with as much detail as possible.
3. Each witness should complete a separate form in respect of each claimed right of way about which she/he can give evidence.
4. A plan must be attached and **ONLY** the witness should clearly draw the route of the claimed right of way on the plan, and initial the plan at each end of the drawn route.
5. The route of the claimed right of way should be described as accurately as possible, giving details of such things as property and field boundaries, stiles, gates, bridges and stepping stones, etc.
6. Witnesses should indicate whether they are prepared to give evidence either in a court or at a public inquiry. (The evidential value of a statement is reduced if it cannot be subject to cross examination).
7. If a witness would be unable to give evidence at a hearing because of ill health, age, etc the person obtaining the statement should endorse the form accordingly, and be able to give evidence of the circumstances.
8. **Please note** The Freedom of Information Act 2000 provides a general right of access to all information held by Staffordshire County Council. The Environmental Information Regulations 2004 provide a similar right of access to environmental information held by the Council. This means that the information that you supply may be disclosed to any individual making the appropriate request

Description of claimed way:- (include grid references if known)

From BRIGE (MOTORWAY)

To HYDELEA

Please mark clearly on the attached plan the route of the way you have used.

If you have only used part of the way please mark or indicate the part used.

FOOTPATH 11 TO FOOTPATH 01287

Please take time to answer the questions carefully and in full

Please do not use vague terms such as "often". Please provide dates

1. (a) Have you personally used the above way?

YES/NO

(b) During which years have you used the way?

From.....To.....

(c) Does the way have a popular name?

(d) Did you only use part of the way?

*YES/NO

(e) Where were you going from/to?

(f) For what purpose? (eg work, pleasure) PLEASURE WALKS.

(g) How many times a year? (eg daily, weekly, seasonal) DAILY.

(h) By what means? (eg on foot, horseback, motor vehicle etc) ON FOOT.

(i) Is, or was, the way a short cut for you? NO.

(j) If so why?

(k) Do you still use the way? YES.

(l) If not why not?

(n) How many years have you known of the existence of the way? 24.

2. When using the path where did you live?

STAFFORDS

If at different places please provide details and years.

3. (a) How wide is the way?.....*Feet/Metres

(b) Is it the same width throughout its length?

*YES/NO

If NO please state width From.....To.....*Feet/Metres wide

PTO

4. If you have ridden a horse on the way
- (a) Where did you keep the horse?
-
- (b) Where did you start and finish your ride?
-
- (c) Were you ever riding with a hunt when you used the way?

5. (a) When using the way did you ever see any other person driving motor or horse-drawn vehicles on the way? *YES/NO
- (b) If YES, how often and what type of vehicle were they using?
-
- (c) Have you ever driven, or been a passenger in, a motor or horse drawn vehicle on the way? *YES?NO ✓
- (d) If YES to (c),
- (i) How often was this?
- (ii) What type of vehicle were you in?
- (iii) For what purpose was it being used?

6. (a) Has the way always been on the same route? *YES/NO
- (b) If NO when was the way diverted?
- (c) Why was the way diverted?
-

Please show details of the original route and the diversion on the plan.

(d) Is the way a clearly defined track or path which a stranger to the vicinity could follow? *MOST of it but NOT ALL*

(e) Have you always kept to the route of the way between the start and finish, or have you wandered from the route? *WANDERED FROM ROUTE AND Always walk AROUND FIELDS with pathway visible.*

7. (a) Have there, to your knowledge, ever been any stiles on the way? *YES/NO
- (b) Have there, to your knowledge, ever been any gates on the way? *YES/NO
- (c) If YES, please mark on the attached plan the location of the stiles or gates.
- (d) When were the gates or stiles erected or removed?
-
- (d) If any gates on the way were ever locked please state, how often, and if known, by whom?
-

8. (a) Excluding locked gates, have you ever known of any other obstructions to the way? *YES/NO ✓
(b) If YES, state (i) what type of obstruction was this?
.....
(ii) When they were erected or removed?
.....
(c) Please state, if known, who erected the obstructions and show the approximate position of the obstructions on the attached plan.
.....

9. (a) Has your usage ever been hindered or prevented in any way? *YES/NO ✓
(b) If so by whom or what?
.....
(c) Have you continued to use the way despite hindrances or obstructions *YES/NO ✓
(d) How did you do this? (ie diversion)
.....
(e) Is the hindrance or obstruction still in existence *YES/NO ✓

10. (a) Were you ever an owner or tenant of the land crossed by the way? *YES/NO ✓
If YES, please give dates.
(b) If you were an owner or tenant did you acknowledge the route as a Public Right of Way? *YES/NO ✓
If YES, please give dates.

11. Was the land ever owned or tenanted by a relative of yours? *YES/NO ✓
If so, what was their relationship to you?

13. When you used the way were you working for any owner or tenant of the land adjoining or crossed by the way? *YES/NO ✓
If YES (i) What was your employment?
(ii) Between what years were you employed? ...From.....To.....
If you were employed by the owner/tenant
(i) Did you receive any instructions from the owner/tenant as to the use of the way by the public? *YES/NO ✓
(ii) If so, what were your instructions?

14 Did any relatives of yours ever work for an owner or tenant of land adjoining or crossed by the way?

*YES/NO ✓

If so, what was their relationship to you?

.....

15. (a) Have you ever been stopped or turned back when using the way?

*YES/NO ✓

(b) Do you know, or have you heard of, anyone else having been prevented from using the way?

*YES/NO ✓

(c) If YES to (a) or (b), please give details including dates.

.....

.....

16. (a) Were you ever told by any owner or tenant of the land crossed by the way, or by anyone in their employment, that the way was not public?

*YES/NO ✓

(b) If YES, please state:

(i) Who told you?

(ii) When were you told?

(iii) What were you told?

.....

17. (a) Have you ever seen any deterrent notices such as "Private", "No Road", "No Thoroughfare" or "Trespassers will be Prosecuted", on or near the way?

*YES/NO ✓

(b) If YES please state what the notices said

.....

.....

Please show their approximate position on the attached plan.

18. (a) Have you ever seen any notices such as "Public Path", or "footpath", or any other similar notice on or near the way?

✓ YES/NO

(b) Have you ever seen any direction signs, finger posts or other indicators on or near the way?

✓ YES/NO

(c) If YES to (a) or (b) please state what the notices said

CASTLE CHURCH PARISH
PUBLIC FOOT PATH

.....

.....

Please show their approximate position on the attached plan.

PTO

19. (a) Have you ever been given permission to use the way?

*YES/NO ✓

(Whether or not you asked for it)

(b) Have you ever asked permission to use the way?

*YES/NO ✓

(c) If YES, who gave you permission?

(d) When were you given permission?

(e) For what purpose were you given permission to use the way?

20. (a) Have you seen other people using the way?

*YES/NO ✓

(b) How were they using the way (ie foot, horse)? FOOT / HORSE

(c) Were they accompanying you? If so, please give details. (ie companions, rambling club, family, etc)?

FAMILY (on walk).

(d) If they were not accompanying you, were these people known to you?

YES. SOME.

(e) How frequently did you see other people using the way? (ie daily, weekly, seasonal etc)

DAILY

(f) How many other people, approximately, did you see on these occasions?

VARIOUS FROM DAY TO DAY.

(g) Please give any further details of other people's use of the way which you feel may be important

21. Have you ever been charged a monetary sum for using the path?

*YES/NO ✓

If so, by whom?

22. (a) Do you have any documentary evidence about the way? *YES/NO ✓

(b) If so, in what form is this? (ie maps, photos, etc please attach a copy if possible)

.....
.....

(c) Would you be willing to make the original document available if necessary?

*YES/NO

23. (a) Do you consider the route to be historical? *YES/NO ✓

(b) If Yes what type of route is or was it? (eg bridleway, footpath etc)

..... BRIDLEWAY, FOOTPATH

(c) Are you aware of any evidence/documents to support this? (excluding OS Maps)

*YES/NO ✓

(d) If Yes please give details of this evidence or documents.....

.....
.....

24. Do you know who owns the land? *YES/NO ✓

If YES please can you provide names and contact details.....

.....
.....

25. Do you know of any previous landowners? *YES/NO ✓

If YES please can you provide names and contact details.....

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

26. Are you prepared to be interviewed? *YES/NO ✓

If No please state reasons.....

.....
.....

If YES would you be prepared to be interviewed over the phone?

*YES/NO ✓

PTO

27. Would you be prepared to give evidence of your use of the way
at a public inquiry or in a court of law, if necessary?

YES/NO

If No please state reasons.....
.....

28. Can you give any further information about the way (continue on a separate sheet
of paper if necessary).

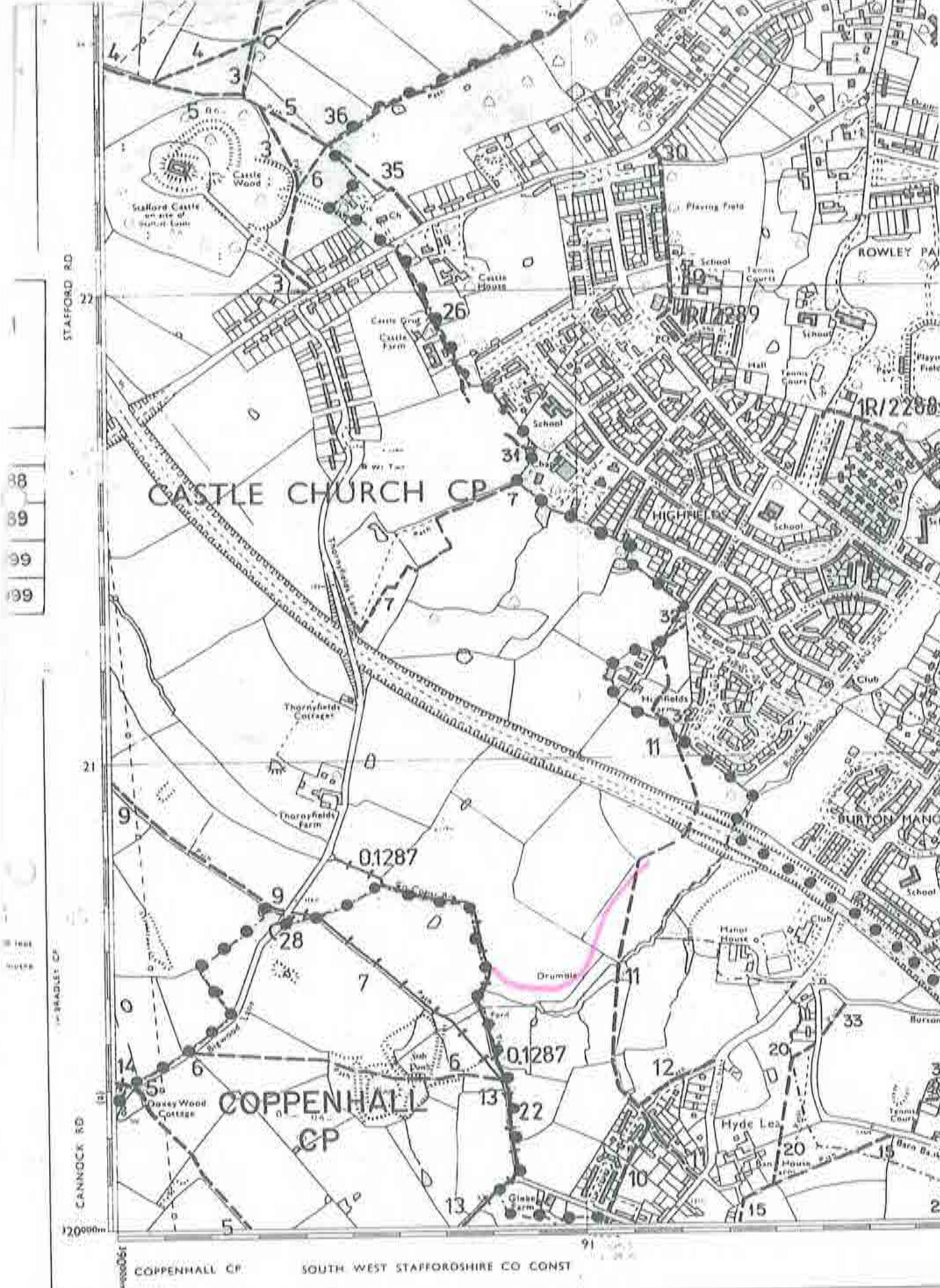
Please note that this form may be available to members of the public including affected
owners or occupiers of the land crossed by the way.

I certify that, to the best of my knowledge and belief, the information I have given in this
statement is true.

Signed: 

...Date: 12/11 2007

Person taking this statement (if applicable).....



Staffordshire

County Council

PUBLIC RIGHT OF WAY EVIDENCE FORM

Important Note

The object of this enquiry is simply to reach the truth of the matter, whatever it may be. Witnesses are therefore asked to answer the questions as fully as possible and not to keep back any information, whether for or against the public status claim. This is of particular importance if the information is to be of real value in establishing the status of the way.

Name of witness [REDACTED]
(Block Capitals please)

Address ... [REDACTED]
(Block Capital please)

Telephone No. [REDACTED] Post Code [REDACTED]

Date of Birth [REDACTED] Occupation ... [REDACTED]
(If retired, what was previous occupation)

Please attach a map showing the claimed way marked in red, signed by yourself.

Guidance Notes on the completion of Public Rights of Way Evidence Forms

1. As far as possible the witness should complete the form, preferably in black ink. If another individual completes the form on their behalf they should indicate this at the end of the form.
2. Each witness should answer all questions fully with as much detail as possible.
3. Each witness should complete a separate form in respect of each claimed right of way about which she/he can give evidence.
4. A plan must be attached and the witness should clearly draw the route of the claimed right of way on the plan, and initial the plan at each end of the drawn route.
5. The route of the claimed right of way should be described as accurately as possible, if possible giving details of such things as property and field boundaries, stiles, gates, bridges and stepping stones, etc.
6. Witnesses should indicate whether they are prepared to give evidence either in a court or at a public inquiry. (The evidential value of a statement is reduced if it cannot be subject to cross examination).
7. If a witness would be unable to give evidence at a hearing because of ill health, age, etc the person obtaining the statement should endorse the form accordingly, and be able to give evidence of the circumstances.
8. The information given on this form may become available for public inspection.

Description of claimed way:- (include grid references if known)

From Junction with footpath nr. 11 OS 90201

To Junction with bridleway 01287
Both now in Hyde Lea PC

Please take time to answer the questions carefully and in full

1. (a) How many years have you known the way? 4
(b) Does the way have a popular name? No
(c) Have you personally used the above way? *YES/NO
(d) Did you only use part of the way? *YES/NO

Please do not use vague terms such as "often".

- (e) During which years have you used the way? From 1994 To 2006
(f) Where were you going from/to? house → house re circular road
(g) For what purpose? (eg work, pleasure) pleasure - walking my dogs
(h) How many times a year? (eg daily, weekly, seasonal) daily
(i) By what means? (eg on foot, horseback, motor vehicle etc) on foot
(j) Is, or was, the way a short cut for you? No
(k) If so why?

(l) Please show on the attached plan the route of the way you have used.
If you have only used part of the way please mark or indicate the part used.

- (m) Do you still use the way? Yes
(n) If not why not?

2. When using the path where did you live? [REDACTED]

If at different places please provide details and years.

3. (a) How wide is the way? approx 2' - 3' variable

(b) Is it the same width throughout its length? No

4. If you have ridden a horse on the way

- (a) Where did you keep the horse?
- (b) Where did you start and finish your ride?
- (c) Were you ever riding with the hunt when you used the way?

5. (a) When using the way did you ever see any other person driving motor or horse-drawn vehicles on the way? *YES/NO

(b) If YES, how often and what type of vehicle were they using?

(c) Have you ever driven, or been a passenger in, a motor or horse drawn vehicle on the way? *YES?NO

(d) If YES to (c),

(i) How often was this?

(ii) What type of vehicle were you in?

(iii) For what purpose was it being used?

6. (a) Has the way always been on the same route? *YES/NO

(b) If NO, please describe the original route, state when the way was diverted and show details on a plan.

(c) Is the way a clearly defined track or path which a stranger to the vicinity could follow? *Yes*

(d) Have you always kept to the route of the way between the start and finish, or have you wandered from the route? *Very occasionally, but not far from the route*

7. (a) Have there, to your knowledge, ever been any stiles on the way? *YES/NO

(b) Have there, to your knowledge, ever been any gates on the way *YES/NO *Yes*

(c) If YES, please mark on the attached plan the location of the stiles or gates and state, if known, when they were erected or removed.

(d) If any gates on the way were ever locked please state, how often, and if known, by whom? *Farm gate - never locked, mostly closed*

Please mark on the attached plan the locations of the locked gates.

8. (a) Excluding locked gates, have you ever known of any other obstructions to the way? *YES/NO

(b) If YES, state (i) what type of obstruction was this?

(ii) When they were erected or removed?

(c) Please state, if known, who erected the obstructions and show the approximate position of the obstructions on the attached plan.

15. (a) Have you ever been given permission to use the way?
(Whether or not you asked for it) *YES/NO
- (b) Have you ever asked permission to use the way? *YES/NO
- (c) If YES, who gave you permission?
- (d) When were you given permission?
- (e) For what purpose were you given permission to use the way?

16. (a) Have you seen other people using the way? *YES/NO
- (b) How were they using the way (ie foot, horse)? *on foot*
- (c) Were they accompanying you? If so, please give details. (ie companions, rambling club, family, etc)?
- (d) If they were not accompanying you, were these people known to you? *No* *- although some do know other dog walkers by frequent coincidental meetings*
- (e) How frequently did you see other people using the way? (ie daily, weekly, seasonal etc) *daily*
- (f) How many other people, approximately, did you see on these occasions? *several*
- (g) Please give any further details of other people's use of the way which you feel may be important *many dog walkers use the way throughout daylight hours - some even with torches in the winter months*

17. Have you ever been charged a monetary sum for using the path? *YES/NO
If so, by whom?

18. (a) Do you have any documentary evidence about the way? *YES/NO
- (b) If so, in what form is this? ie maps, photos, etc please attach a copy if possible
.....
- (c) Would you be willing to make the original document available if necessary? *YES/NO

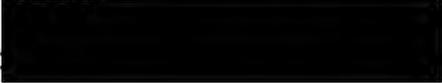
19. Can you give any further information about the way (continue on a separate sheet of paper if necessary).

20. Would you be prepared to give evidence of your use of the way
at a public inquiry or in a court of law, if necessary?

*YES/NO

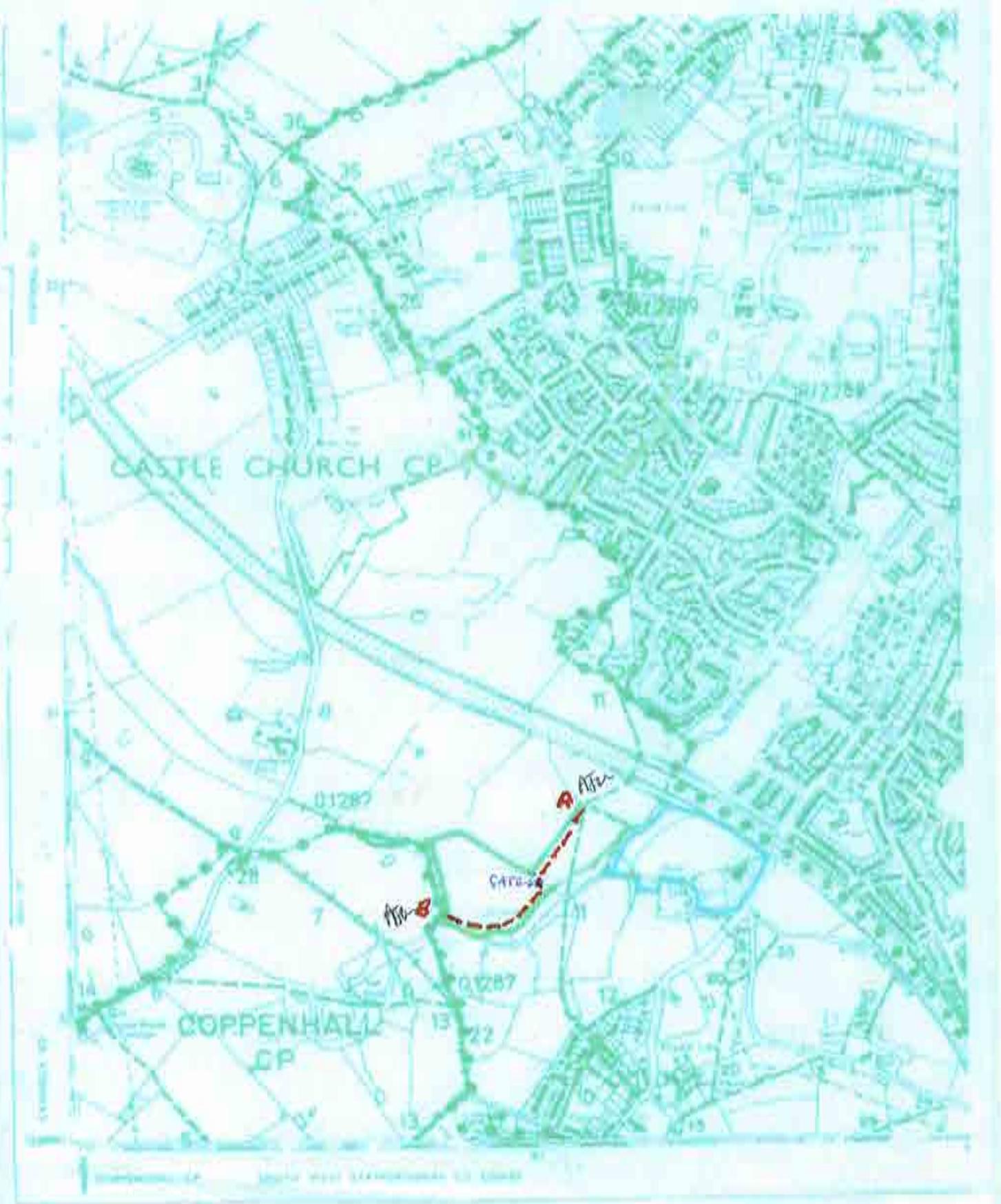
Please note that this form may be available to members of the public including affected owners or occupiers of the land crossed by the way.

I certify that, to the best of my knowledge and belief, the information I have given to this statement is true.

Signature: 

Person taking this statement (if applicable)

Date: 25/4/06



Staffordshire

County Council

PUBLIC RIGHT OF WAY EVIDENCE FORM

Important Note

The object of this enquiry is simply to reach the truth of the matter, whatever it may be. Witnesses are therefore asked to answer the questions as fully as possible and not to keep back any information, whether for or against the public status claim. This is of particular importance if the information is to be of real value in establishing the status of the way.

Name of witness (Mr/Mrs/Miss/Ms)..... [REDACTED]
(Block Capitals please)

Address [REDACTED]
(Block Capital please)

Telephone No. [REDACTED] Post Code [REDACTED]

Date of Birth .. [REDACTED] Occupation .. [REDACTED]
(If retired, what was previous occupation)

Please attach a map showing the claimed way marked in red, signed by yourself.

Guidance Notes on the completion of Public Rights of Way Evidence Forms

1. As far as possible the witness should complete the form, preferably in black ink. If another individual completes the form on their behalf they should indicate this at the end of the form.
2. Each witness should answer all questions fully with as much detail as possible.
3. Each witness should complete a separate form in respect of each claimed right of way about which she/he can give evidence.
4. A plan must be attached and the witness should clearly draw the route of the claimed right of way on the plan, and initial the plan at each end of the drawn route.
5. The route of the claimed right of way should be described as accurately as possible, if possible giving details of such things as property and field boundaries, stiles, gates, bridges and stepping stones, etc.
6. Witnesses should indicate whether they are prepared to give evidence either in a court or at a public inquiry. (The evidential value of a statement is reduced if it cannot be subject to cross examination).
7. If a witness would be unable to give evidence at a hearing because of ill health, age, etc the person obtaining the statement should endorse the form accordingly, and be able to give evidence of the circumstances.
8. The information given on this form may become available for public inspection.

Description of claimed way:- (include grid references if known)
From

To

Please take time to answer the questions carefully and in full

1. (a) How many years have you known the way? 27 yrs
(b) Does the way have a popular name? NO
(c) Have you personally used the above way? *YES/NO
(d) Did you only use part of the way? *YES/NO

Please do not use vague terms such as "often".

- (e) During which years have you used the way? From... 1979 ... To ... 2006
(f) Where were you going from/to? .. FROM HIGHFIELDS to HART & OTHERS
(g) For what purpose? (eg work, pleasure) PLEASURE
(h) How many times a year? (eg daily, weekly, seasonal) ... SEASONAL
(i) By what means? (eg on foot, horseback, motor vehicle etc) FOOT
(j) Is, or was, the way a short cut for you? NO
(k) If so why?

(l) Please show on the attached plan the route of the way you have used.
If you have only used part of the way please mark or indicate the part used.

- (m) Do you still use the way?
- (n) If not why not?

2. When using the path where did you live? HIGHFIELDS

If at different places please provide details and years.

3. (a) How wide is the way? VARIES

(b) Is it the same width throughout its length? NO

4. If you have ridden a horse on the way

- (a) Where did you keep the horse?
(b) Where did you start and finish your ride?
(c) Were you ever riding with the hunt when you used the way?

5. (a) When using the way did you ever see any other person driving motor or horse-drawn vehicles on the way? *YES/NO
- (b) If YES, how often and what type of vehicle were they using?
- (c) Have you ever driven, or been a passenger in, a motor or horse drawn vehicle on the way? *YES?NO
- (d) If YES to (c),
- (i) How often was this?
- (ii) What type of vehicle were you in?
- (iii) For what purpose was it being used?
-

6. (a) Has the way always been on the same route? *YES/NO
- (b) If NO, please describe the original route, state when the way was diverted and show details on a plan.
- (c) Is the way a clearly defined track or path which a stranger to the vicinity could follow?
- (d) Have you always kept to the route of the way between the start and finish, or have you wandered from the route?
-

7. (a) Have there, to your knowledge, ever been any stiles on the way? *YES/NO
- (b) Have there, to your knowledge, ever been any gates on the way *YES/NO
- (c) If YES, please mark on the attached plan the location of the stiles or gates and state, if known, when they were erected or removed.
- (d) If any gates on the way were ever locked please state, how often, and if known, by whom?
- Please mark on the attached plan the locations of the locked gates.
-

8. (a) Excluding locked gates, have you ever known of any other obstructions to the way? *YES/NO
- (b) If YES, state (i) what type of obstruction was this?
- (ii) When they were erected or removed?
- (c) Please state, if known, who erected the obstructions and show the approximate position of the obstructions on the attached plan.
-

9. Has your usage ever been hindered or prevented in any way? *YES/NO
 If so by whom or what?
 When was this?
 Have you continued to use the way despite hindrances or obstructions *YES/NO
 How did you do this? (e.g. diversion)
 Is the hindrance or obstruction still in existence *YES/NO
-

10. (a) Were you ever an owner or tenant of the land crossed by the way? *YES/NO
 If YES, please give dates.
 (b) If you were an owner or tenant did you acknowledge the route as a Public Right of Way? *YES/NO
 If YES, please give dates.
 (c) Was the land ever owned or tenanted by a relative of yours? *YES/NO
 If so, what was their relationship to you?
 (d) When you used the way were you working for any owner or tenant of the land adjoining or crossed by the way? *YES/NO
 (e) If YES to (d),
 (i) What was your employment?
 (ii) Between what years were you employed?
 (f) If you were employed by the owner/tenant
 (i) Did you receive any instructions from the owner/tenant as to the use of the way by the public? *YES/NO
 (ii) If so, what were your instructions?
 (g) Did any relatives of yours ever work for an owner or tenant of land adjoining or crossed by the way? *YES/NO
 If so, what was their relationship to you?
-

11. (a) Have you ever been stopped or turned back when using the way? *YES/NO
(b) Do you know, or have you heard of, anyone else having been prevented from using the way? *YES/NO
(c) If YES to (a) or (b), please give details including dates.
.....
.....

12. (a) Were you ever told by any owner or tenant of the land crossed by the way, or by anyone in their employment, that the way was not public? *YES/NO
(b) If YES, please state:
(i) Who told you?
(ii) When you were told?
(iii) What were you told?

13. (a) Have you ever seen any deterrent notices such as "Private", "No Road", "No Thoroughfare" or "Trespassers will be Prosecuted", on or near the way? *YES/NO
(b) If YES, please state what the notices said appropriate date of their display and show their approximate position on the attached plan? *YES/NO

14. (a) Have you ever seen any notices such as "Public Path", or "footpath", or any other similar notice on or near the way? *YES/NO
(b) Have you ever seen any direction signs, finger posts or other indicators on or near the way? *YES/NO
(c) If YES to (a) or (b), please state what the notices or posts said and show their approximate position on the attached plan?
.....

15. (a) Have you ever been given permission to use the way?
(Whether or not you asked for it) *YES/NO
- (b) Have you ever asked permission to use the way? *YES/NO
- (c) If YES, who gave you permission?
- (d) When were you given permission?
- (e) For what purpose were you given permission to use the way?
-

16. (a) Have you seen other people using the way? *YES/NO
- (b) How were they using the way (ie foot, horse)? FOOT
- (c) Were they accompanying you? If so, please give details. (ie companions,
rambling club, family, etc)? NO
- (d) If they were not accompanying you, were these people known to you? NO
- (e) How frequently did you see other people using the way? (ie daily, weekly,
seasonal etc) SEASONAL
- (f) How many other people, approximately, did you see on these occasions? 2 or 3
- (g) Please give any further details of other people's use of the way which you feel
may be important PEOPLE OFTEN WALK DOGS
-

17. Have you ever been charged a monetary sum for using the path? *YES/NO
If so, by whom?
-

18. (a) Do you have any documentary evidence about the way? *YES/NO
- (b) If so, in what form is this? ie maps, photos, etc please attach a copy if possible
.....
- (c) Would you be willing to make the original document available
if necessary? *YES/NO
-

19. Can you give any further information about the way (continue on a separate sheet of paper if necessary).

People from the Highfields Area use the way all the time for recreational purposes (walks with children and dogs). In the school holidays children like to walk over to Bluebell Wood just for something to do. My grandchildren love to come for walks with me and the dog.

20. Would you be prepared to give evidence of your use of the way
at a public inquiry or in a court of law, if necessary?

*YES/NO

Please note that this form may be available to members of the public including affected owners or occupiers of the land crossed by the way.

I certify that, to the best of my knowledge and belief, the information I have given to this statement is true.

Signature: .. 

Person taking this statement (if applicable)

Date: 21-6-06



Staffordshire
County Council

PUBLIC RIGHT OF WAY EVIDENCE FORM
Important Note

The object of this enquiry is simply to reach the truth of the matter, whatever it may be. Witnesses are therefore asked to answer the questions as fully as possible and not to keep back any information, whether for or against the public status claim. This is of particular importance if the information is to be of real value in establishing the status of the way.

Name of witness (* [redacted]) [redacted]

(Block Capitals please)

Address [redacted]

(Block Capitals please)

Telephone No. [redacted] Post [redacted]

Date of Birth [redacted] Occupation [redacted]

(If retired, what was your previous occupation)

Please attach a map showing the claimed way marked in red, signed by yourself.

Guidance Notes on the completion of Public Rights of Way Evidence Forms

1. As far as possible **ONLY** the witness should complete the form, preferably in black ink. If another individual completes the form on their behalf they should indicate this at the end of the form.
2. Each witness should answer all questions fully with as much detail as possible.
3. Each witness should complete a separate form in respect of each claimed right of way about which she/he can give evidence.
4. A plan must be attached and **ONLY** the witness should clearly draw the route of the claimed right of way on the plan, and initial the plan at each end of the drawn route.
5. The route of the claimed right of way should be described as accurately as possible, giving details of such things as property and field boundaries, stiles, gates, bridges and stepping stones, etc.
6. Witnesses should indicate whether they are prepared to give evidence either in a court or at a public inquiry. (The evidential value of a statement is reduced if it cannot be subject to cross examination).
7. If a witness would be unable to give evidence at a hearing because of ill health, age, etc the person obtaining the statement should endorse the form accordingly, and be able to give evidence of the circumstances.
8. **Please note** The Freedom of Information Act 2000 provides a general right of access to all information held by Staffordshire County Council. The Environmental Information Regulations 2004 provide a similar right of access to environmental information held by the Council. This means that the information that you supply may be disclosed to any individual making the appropriate request

Description of claimed way:- (include grid references if known)

From FOOTPATH 11

To FOOTPATH 0-1287

Please mark clearly on the attached plan the route of the way you have used. If you have only used part of the way please mark or indicate the part used.

Please take time to answer the questions carefully and in full

Please do not use vague terms such as "often". Please provide dates

- 1. (a) Have you personally used the above way? *YES/NO
- (b) During which years have you used the way?
From 1985 To 2009
- (c) Does the way have a popular name?
- (d) Did you only use part of the way? *YES/NO
- (e) Where were you going from/to? BURTON MANOR
HYDE LEA
- (f) For what purpose? (eg work, pleasure) PLEASURE
- (g) How many times a year? (eg daily, weekly, seasonal) DAILY
- (h) By what means? (eg on foot, horseback, motor vehicle etc) FOOT
- (i) Is, or was, the way a short cut for you? NO
- (j) If so why?
- (k) Do you still use the way? YES BUT WITH DIFFICULTY
OWING TO MUD, RUTS MADE BY TRACTORS
- (l) If not why not?
- (n) How many years have you known of the existence of the way? 23

2. When using the path where did you live? ..

If at different places please provide details and years.

3. (a) How wide is the way? 2 - 3 FOOT *Feet/Metres

(b) Is it the same width throughout its length? *YES/NO

If NO please state width From 1 To 2 *Feet/Metres wide

4. If you have ridden a horse on the way
- (a) Where did you keep the horse?
-
- (b) Where did you start and finish your ride?
-
- (c) Were you ever riding with a hunt when you used the way?

5. (a) When using the way did you ever see any other person driving motor or horse-drawn vehicles on the way? *YES/NO
- (b) If YES, how often and what type of vehicle were they using? HORSE
-
- (c) Have you ever driven, or been a passenger in, a motor or horse drawn vehicle on the way? *YES?NO
- (d) If YES to (c),
- (i) How often was this?
- (ii) What type of vehicle were you in?
- (iii) For what purpose was it being used?

6. (a) Has the way always been on the same route? *YES/NO
- (b) If NO when was the way diverted?
- (c) Why was the way diverted?.....
-

Please show details of the original route and the diversion on the plan.

- (d) Is the way a clearly defined track or path which a stranger to the vicinity could follow?
- (e) Have you always kept to the route of the way between the start and finish, or have you wandered from the route? WANDERED
-

7. (a) Have there, to your knowledge, ever been any stiles on the way? *YES/NO
- (b) Have there, to your knowledge, ever been any gates on the way *YES/NO
- (c) If YES, please mark on the attached plan the location of the stiles or gates.
- (d) When were the gates or stiles erected or removed?.....
-

- (d) If any gates on the way were ever locked please state, how often, and if known, by whom? FARMER
-

8. (a) Excluding locked gates, have you ever known of any other obstructions to the way? *YES/NO

(b) If YES, state (i) what type of obstruction was this?

(ii) When they were erected or removed?

(c) Please state, if known, who erected the obstructions and show the approximate position of the obstructions on the attached plan.

9. (a) Has your usage ever been hindered or prevented in any way? *YES/NO

(b) If so by whom or what?

(c) Have you continued to use the way despite hindrances or obstructions *YES/NO

(d) How did you do this? (ie diversion)

(e) Is the hindrance or obstruction still in existence *YES/NO

10. (a) Were you ever an owner or tenant of the land crossed by the way? *YES/NO

If YES, please give dates.

(b) If you were an owner or tenant did you acknowledge the route as a Public Right of Way? *YES/NO

If YES, please give dates.

11. Was the land ever owned or tenanted by a relative of yours? *YES/NO

If so, what was their relationship to you?

13. When you used the way were you working for any owner or tenant of the land adjoining or crossed by the way? *YES/NO

If YES (i) What was your employment?

(ii) Between what years were you employed?....From.....To.....

If you were employed by the owner/tenant

(i) Did you receive any instructions from the owner/tenant as to the use of the way by the public? *YES/NO

(ii) If so, what were your instructions?

14 Did any relatives of yours ever work for an owner or tenant of land adjoining or crossed by the way? *YES/NO
If so, what was their relationship to you?

15. (a) Have you ever been stopped or turned back when using the way? *YES/NO
(b) Do you know, or have you heard of, anyone else having been prevented from using the way? *YES/NO
(c) If YES to (a) or (b), please give details including dates.

16. (a) Were you ever told by any owner or tenant of the land crossed by the way, or by anyone in their employment, that the way was not public? *YES/NO
(b) If YES, please state:
(i) Who told you?
(ii) When were you told?
(iii) What were you told?

17. (a) Have you ever seen any deterrent notices such as "Private", "No Road", "No Thoroughfare" or "Trespassers will be Prosecuted", on or near the way? *YES/NO
(b) If YES please state what the notices said

Please show their approximate position on the attached plan.

18. (a) Have you ever seen any notices such as "Public Path", or "footpath", or any other similar notice on or near the way? *YES/NO
(b) Have you ever seen any direction signs, finger posts or other indicators on or near the way? *YES/NO
(c) If YES to (a) or (b) please state what the notices said

Please show their approximate position on the attached plan.

PTO

19. (a) Have you ever been given permission to use the way? *YES/NO
(Whether or not you asked for it)
- (b) Have you ever asked permission to use the way? *YES/NO
- (c) If YES, who gave you permission? FARMER
- (d) When were you given permission? 1992
- (e) For what purpose were you given permission to use the way? KEEP AN EYE ON CATTLE AND HAY BAYLES

-
20. (a) Have you seen other people using the way? *YES/NO
- (b) How were they using the way (ie foot, horse)? FOOT
- (c) Were they accompanying you? If so, please give details. (ie companions, rambling club, family, etc)?
- (d) If they were not accompanying you, were these people known to you? DOG WALKERS
- (e) How frequently did you see other people using the way? (ie daily, weekly, seasonal etc) DAILY
- (f) How many other people, approximately, did you see on these occasions? 4 - 8
- (g) Please give any further details of other people's use of the way which you feel may be important KEEPING FIT, DOG WALKING, BIRD WATCHERS, HORSE RIDERS

-
21. Have you ever been charged a monetary sum for using the path? *YES/NO
If so, by whom?

22. (a) Do you have any documentary evidence about the way? *YES/NO
 (b) **If so**, in what form is this? (ie maps, photos, etc please attach a copy if possible)
 OS MAP

 (c) Would you be willing to make the original document available if necessary?
*YES/NO
-

23. (a) Do you consider the route to be historical? *YES/NO
 (b) **If Yes** what type of route is or was it? (eg bridleway, footpath etc)
 FOOTPATH

 (c) Are you aware of any evidence/documents to support this? (excluding OS Maps)
*YES/NO
 (d) **If Yes** please give details of this evidence or documents.....

-

24. Do you know who owns the land? *YES/NO
If YES please can you provide names and contact details.....

-

25. Do you know of any previous landowners? *YES/NO.
If YES please can you provide names and contact details.....

-

26. Are you prepared to be interviewed? *YES/NO
If No please state reasons.....

If YES would you be prepared to be interviewed over the phone? *YES/NO
-

PTO

27. Would you be prepared to give evidence of your use of the way at a public inquiry or in a court of law, if necessary?

*YES/NO

If No please state reasons.....
.....

28. Can you give any further information about the way (continue on a separate sheet of paper if necessary).

Please note that this form may be available to members of the public including affected owners or occupiers of the land crossed by the way.

I certify that, to the best of my knowledge and belief, the information I have given in this statement is true.

Signed



.....Date: 03-03-

20.09

Person taking this statement (if applicable).....



CASTLE CHURCH CP

COPPENHALL CP

SOUTH WEST STAFFORDSHIRE CO CONST

Staffordshire

County Council

PUBLIC RIGHT OF WAY EVIDENCE FORM

Important Note

The object of this enquiry is simply to reach the truth of the matter, whatever it may be. Witnesses are therefore asked to answer the questions as fully as possible and not to keep back any information, whether for or against the public status claim. This is of particular importance if the information is to be of real value in establishing the status of the way.

Name of witness ([redacted])

(Block Capitals please) [redacted]
 Address

(Block Capitals please) [redacted]
 Telephone No. [redacted] Post Code [redacted]

Date of Birth [redacted] Occupation
 (If retired, what was your previous occupation)

Please attach a map showing the claimed way marked in red, signed by yourself.

Guidance Notes on the completion of Public Rights of Way Evidence Forms

1. As far as possible **ONLY** the witness should complete the form, preferably in black ink. If another individual completes the form on their behalf they should indicate this at the end of the form.
2. Each witness should answer all questions fully with as much detail as possible.
3. Each witness should complete a separate form in respect of each claimed right of way about which she/he can give evidence.
4. A plan must be attached and **ONLY** the witness should clearly draw the route of the claimed right of way on the plan, and initial the plan at each end of the drawn route. ✓ Done
5. The route of the claimed right of way should be described as accurately as possible, giving details of such things as property and field boundaries, stiles, gates, bridges and stepping stones, etc.
6. Witnesses should indicate whether they are prepared to give evidence either in a court or at a public inquiry. (The evidential value of a statement is reduced if it cannot be subject to cross examination).
7. If a witness would be unable to give evidence at a hearing because of ill health, age, etc the person obtaining the statement should endorse the form accordingly, and be able to give evidence of the circumstances.
8. **Please note** The Freedom of Information Act 2000 provides a general right of access to all information held by Staffordshire County Council. The Environmental Information Regulations 2004 provide a similar right of access to environmental information held by the Council. This means that the information that you supply may be disclosed to any individual making the appropriate request

*Please delete as appropriate

Description of claimed way:- (include grid references if known)

From

To

Please mark clearly on the attached plan the route of the way you have used.

If you have only used part of the way please mark or indicate the part used.

Please take time to answer the questions carefully and in full

Please do not use vague terms such as "often". Please provide dates

1. (a) Have you personally used the above way? YES/NO

(b) During which years have you used the way?

From 1960 To 2009

(c) Does the way have a popular name? PAST BURGESS WOOD

(d) Did you only use part of the way? YES/NO

(e) Where were you going from/to? LIGHTFIELDS

(f) For what purpose? (eg work, pleasure) IT WAS AN AREA FOR CHILDREN TO PLAY AND PEOPLE ALWAYS HAVE WALKED THE DOGS ON ROUTE

(g) How many times a year? (eg daily, weekly, seasonal) DAILY

(h) By what means? (eg on foot, horseback, motor vehicle etc) FOOT ONLY

(i) Is, or was, the way a short cut for you? NO JUST A WALKED PATH

(j) If so why? PEOPLE FROM COPPENHAW & HYDEDA USE IT FOR SHORTCUT INTO TOWN

(k) Do you still use the way? YES ALTHOUGH THE FENCED NETS

(l) If not why not? CLAIMED THE PART OF RIGHT OF WAY

(n) How many years have you known of the existence of the way? 50 YEARS OR MORE

2. When using the path where did you live? FROM 1966 MATTHEW RD

SMARFORD
If at different places please provide details and years. FROM 1960 MADDOX RD
SMARFORD

3. (a) How wide is the way? *Feet/Metres

(b) Is it the same width throughout its length? YES/NO

If NO please state width From To *Feet/Metres wide

4. If you have ridden a horse on the way
- (a) Where did you keep the horse? N/A
- (b) Where did you start and finish your ride? N/A
- (c) Were you ever riding with a hunt when you used the way? N/A

5. (a) When using the way did you ever see any other person driving motor or horse-drawn vehicles on the way? YES/NO
- (b) If YES, how often and what type of vehicle were they using? CHILDREN PLAYING ON MOTORBIKES IN THE (90's-2000) EVERY WEEK
- (c) Have you ever driven, or been a passenger in, a motor or horse drawn vehicle on the way? YES?/NO
- (d) If YES to (c),
- (i) How often was this? N/A
- (ii) What type of vehicle were you in? N/A
- (iii) For what purpose was it being used? N/A

6. (a) Has the way always been on the same route? YES/NO
- (b) If NO when was the way diverted? N/A
- (c) Why was the way diverted? N/A

Please show details of the original route and the diversion on the plan.

- (d) Is the way a clearly defined track or path which a stranger to the vicinity could follow? ENCLOSED
- (e) Have you always kept to the route of the way between the start and finish, or have you wandered from the route? ALWAYS KEPT TO SAME ROUTE. IT IS SHOWN WELL MARKED ON 'GOOGLE EARTH'.

7. (a) Have there, to your knowledge, ever been any stiles on the way? YES/NO
- (b) Have there, to your knowledge, ever been any gates on the way? YES/NO
- (c) If YES, please mark on the attached plan the location of the stiles or gates.
- (d) When were the gates or stiles erected or removed? THEY WERE REMOVED WHEN GRAMMER SCHOOL PURCHASED THE LAND FROM COUNCIL.
- (d) If any gates on the way were ever locked please state, how often, and if known, by whom? GATES HAVE BEEN LOCKED BY FARMER RENTING LAND JUST PAST THE MOTORWAY. BELIEVE ON THE RIGHT OF WAY. THERE WAS ALSO A STILE THERE WHICH WAS TAKEN DOWN BY THE SCHOOL

8. (a) Excluding locked gates, have you ever known of any other obstructions to the way? *YES/NO

(b) If YES, state (i) what type of obstruction was this? WE DID COMPLAIN TO THE COUNCIL THAT 'BARBED WIRE' WAS USED ACROSS RIGHT OF WAY.

(ii) When they were erected or removed? THE BARBED WIRE IS STILL THERE BUT NOT RESTRICTING THE RIGHT OF WAY.

(c) Please state, if known, who erected the obstructions and show the approximate position of the obstructions on the attached plan. THE SCHOOL WAS RESPONSIBLE FOR THE ERECTION OF 'BARBED WIRE' TO STOP ACCESS TO THE RIGHT OF WAY.

9. (a) Has your usage ever been hindered or prevented in any way? *YES/NO

(b) If so by whom or what? WE ARE TOLD THAT OTHER WALKERS HAVE BEEN INTIMIDATED AND ASKED NOT TO USE THE FIELDS FOR DOG WALKING

(c) Have you continued to use the way despite hindrances or obstructions

(d) How did you do this? (ie diversion) WE USE THE RIGHT OF WAY AND PATH WE HAVE USED FOR MANY YEARS. *YES/NO

(e) Is the hindrance or obstruction still in existence *YES/NO

10. (a) Were you ever an owner or tenant of the land crossed by the way? *YES/NO
If YES, please give dates.

(b) If you were an owner or tenant did you acknowledge the route as a Public Right of Way? *YES/NO

N/A

If YES, please give dates.

11. Was the land ever owned or tenanted by a relative of yours? *YES/NO
If so, what was their relationship to you?

13. When you used the way were you working for any owner or tenant of the land adjoining or crossed by the way? *YES/NO

If YES (i) What was your employment?

(ii) Between what years were you employed?....From.....To.....

If you were employed by the owner/tenant

(i) Did you receive any instructions from the owner/tenant as to the use of the way by the public? *YES/NO

N/A

(ii) If so, what were your instructions?

14. Did any relatives of yours ever work for an owner or tenant of land adjoining or crossed by the way?
If so, what was their relationship to you?

*YES/NO ✓

15. (a) Have you ever been stopped or turned back when using the way?
(b) Do you know, or have you heard of, anyone else having been prevented from using the way?

*YES/NO ✓

*YES/NO ✓

(c) If YES to (a) or (b), please give details including dates.

SINCE THE FIELD HAS BEEN PURCHASED MANY PEOPLE ARE BEING TOLD THAT THEY ARE ON PRIVATE PROPERTY. NO ONE TELLS THEM OF THE RIGHT OF WAY. -from 2008 - FEB 2009

16. (a) Were you ever told by any owner or tenant of the land crossed by the way, or by anyone in their employment, that the way was not public?

*YES/NO ✓

(b) If YES, please state:

(i) Who told you? WE WERE APPROACHED BY A WORKER BUT
(ii) When were you told? TAD HIM THAT WE HAD RIGHTS TO
(iii) What were you told? USE THE RIGHT OF WAY ROUTE ACROSS THE PROPOSED FOOTBALL PITCH.

17. (a) Have you ever seen any deterrent notices such as "Private", "No Road", "No Thoroughfare" or "Trespassers will be Prosecuted", on or near the way?

*YES/NO ✓

(b) If YES please state what the notices said

Please show their approximate position on the attached plan.

18. (a) Have you ever seen any notices such as "Public Path", or "footpath", or any other similar notice on or near the way?

*YES/NO ✓

(b) Have you ever seen any direction signs, finger posts or other indicators on or near the way?

*YES/NO ✓

(c) If YES to (a) or (b) please state what the notices said

Please show their approximate position on the attached plan.

19. (a) Have you ever been given permission to use the way? YES/ NO
(Whether or not you asked for it)
- (b) Have you ever asked permission to use the way? YES/ NO
- (c) If YES, who gave you permission?
-
- (d) When were you given permission?
-
- (e) For what purpose were you given permission to use the way?
-

20. (a) Have you seen other people using the way? YES/ NO
- (b) How were they using the way (ie foot, horse)? Foot & horse
-
- (c) Were they accompanying you? If so, please give details. (ie companions, rambling club, family, etc)? Family members & friends on foot only.
-
- (d) If they were not accompanying you, were these people known to you? Yes
-
- (e) How frequently did you see other people using the way? (ie daily, weekly, seasonal etc) Daily
-
- (f) How many other people, approximately, did you see on these occasions? ANYTIME UP TO 20 (TWENTY) CHILDREN PLAYING & ADULTS WALKING
- (g) Please give any further details of other people's use of the way which you feel may be important THESE PATHS HAVE BEEN USED BY GENERATIONS OF PEOPLE. IT IS ALSO A PATH THAT CONNECTS COFFINVALE HYDELGA WITH HIGHFELDS. SOME PEOPLE USE THE PATH TO GO TO WORK. IN DAYS OF THE ENVIRONMENT MOVEMENT IT IS ADMITTED THAT THESE WALKWAYS ARE NOT ADDING TO THE 'GREENHOUSE EFFECT'.

21. Have you ever been charged a monetary sum for using the path? YES/ NO
If so, by whom?

22. (a) Do you have any documentary evidence about the way? YES/NO

(b) If so, in what form is this? (ie maps, photos, etc please attach a copy if possible)
Google Street & Previous Photographs

(c) Would you be willing to make the original document available if necessary?

YES/NO

23. (a) Do you consider the route to be historical?

YES/NO

(b) If Yes what type of route is or was it? (eg bridleway, footpath etc) ^{if}.....
Historical means our route then the footpath must
be considered

(c) Are you aware of any evidence/documents to support this? (excluding OS Maps)

YES/NO

(d) If Yes please give details of this evidence or documents.....

24. Do you know who owns the land?

YES/NO

If YES please can you provide names and contact details.....

New Grammar School

25. Do you know of any previous landowners?

YES/NO

If YES please can you provide names and contact details.....

Staffs County Council

26. Are you prepared to be interviewed?

YES/NO

If No please state reasons.....

If YES would you be prepared to be interviewed over the phone?

YES/NO

27. Would you be prepared to give evidence of your use of the way at a public inquiry or in a court of law, if necessary?

*YES/NO
✓

If No please state reasons.....
.....

28. Can you give any further information about the way (continue on a separate sheet of paper if necessary).

Please note that this form may be available to members of the public including affected owners or occupiers of the land crossed by the way.

I certify that, to the best of my knowledge and belief, the information I have given in this statement is true.

Signed:



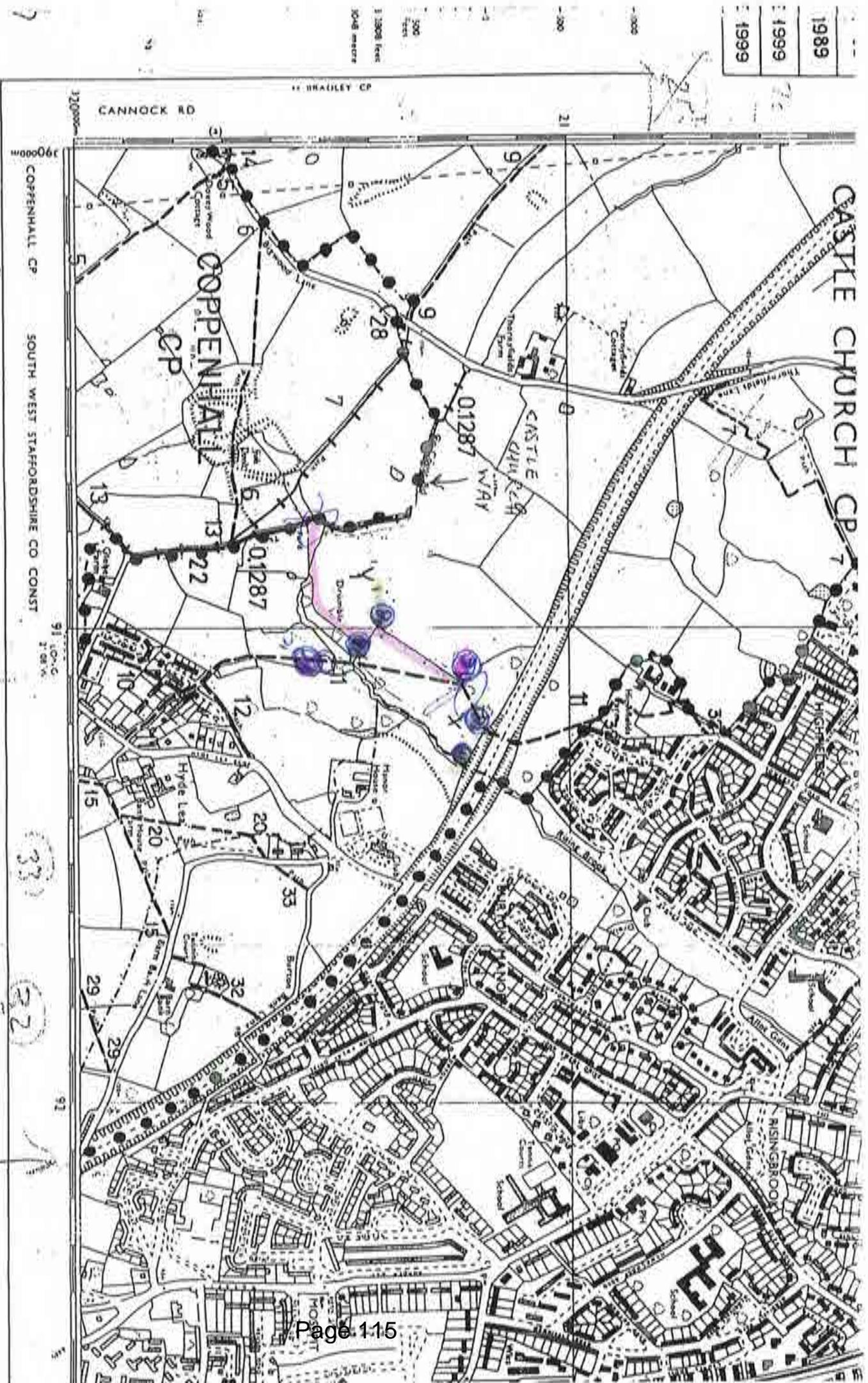
.....Date:

9/10/09

2009

Person taking this statement (if applicable).....

1989
1999
1999



14 STILES
 16 CHILDS
 18 BRADSHAW

(33)

(22)

Staffordshire

County Council

PUBLIC RIGHT OF WAY EVIDENCE FORM

Important Note

The object of this enquiry is simply to reach the truth of the matter, whatever it may be. Witnesses are therefore asked to answer the questions as fully as possible and not to keep back any information, whether for or against the public status claim. This is of particular importance if the information is to be of real value in establishing the status of the way.

Name of witness ([redacted])

(Block Capitals please)

Address

(Block Capitals please)

Telephone No. ... [redacted] Post Code [redacted] ..

Date of Birth [redacted] Occupation [redacted] ..

(If retired, what was your previous occupation)

Please attach a map showing the claimed way marked in red, signed by yourself.

Guidance Notes on the completion of Public Rights of Way Evidence Forms

1. As far as possible **ONLY** the witness should complete the form, preferably in black ink. If another individual completes the form on their behalf they should indicate this at the end of the form.
2. Each witness should answer all questions fully with as much detail as possible.
3. Each witness should complete a separate form in respect of each claimed right of way about which she/he can give evidence.
4. A plan must be attached and **ONLY** the witness should clearly draw the route of the claimed right of way on the plan, and initial the plan at each end of the drawn route.
5. The route of the claimed right of way should be described as accurately as possible, giving details of such things as property and field boundaries, stiles, gates, bridges and stepping stones, etc.
6. Witnesses should indicate whether they are prepared to give evidence either in a court or at a public inquiry. (The evidential value of a statement is reduced if it cannot be subject to cross examination).
7. If a witness would be unable to give evidence at a hearing because of ill health, age, etc the person obtaining the statement should endorse the form accordingly, and be able to give evidence of the circumstances.
8. **Please note** The Freedom of Information Act 2000 provides a general right of access to all information held by Staffordshire County Council. The Environmental Information Regulations 2004 provide a similar right of access to environmental information held by the Council. This means that the information that you supply may be disclosed to any individual making the appropriate request

Description of claimed way:- (include grid references if known)

From GATE AT MATTHEWS RD

To UNDER MOTORWAY TO COPPENHALL

Please mark clearly on the attached plan the route of the way you have used.

If you have only used part of the way please mark or indicate the part used.

Please take time to answer the questions carefully and in full

Please do not use vague terms such as "often". Please provide dates

1. (a) Have you personally used the above way? *YES/NO
- (b) During which years have you used the way?
From 1987 To 2009
- (c) Does the way have a popular name? PONT KNOW
- (d) Did you only use part of the way? *YES/NO
- (e) Where were you going from/to? DAILY EXERCISE
PLUS DOG WALKING
- (f) For what purpose? (eg work, pleasure) CROWN PUB +
PLEASURE
- (g) How many times a year? (eg daily, weekly, seasonal) DAILY
- (h) By what means? (eg on foot, horseback, motor vehicle etc) ON FOOT
- (i) Is, or was, the way a short cut for you? NO
- (j) If so why? -
- (k) Do you still use the way? YES
- (l) If not why not? -
- (n) How many years have you known of the existence of the way? 1970's

2. When using the path where did you live? MORTON RD BURTON
MANOR EST & MATTHEWS RD

If at different places please provide details and years. 70's A.T.

MORT

3. (a) How wide is the way? IT IS A TRACTOR WAY - 2 1/2 METRES *Feet/Metres
- (b) Is it the same width throughout its length? *YES/NO
- If **NO** please state width From 2nd FIELD To CORNER 2 FT *Feet/Metres wide

4. If you have ridden a horse on the way
- (a) Where did you keep the horse? *NO*
- (b) Where did you start and finish your ride? */*
- (c) Were you ever riding with a hunt when you used the way? */*

5. (a) When using the way did you ever see any other person driving motor or horse-drawn vehicles on the way? **YES/NO*
- (b) If YES, how often and what type of vehicle were they using? *FARM TRACTOR*
- (c) Have you ever driven, or been a passenger in, a motor or horse drawn vehicle on the way? **YES/NO*
- (d) If YES to (c),
- (i) How often was this? */*
- (ii) What type of vehicle were you in? */*
- (iii) For what purpose was it being used? */*

6. (a) Has the way always been on the same route? **YES/NO*
- (b) If NO when was the way diverted? */*
- (c) Why was the way diverted? */*

Please show details of the original route and the diversion on the plan.

- (d) Is the way a clearly defined track or path which a stranger to the vicinity could follow? *YES*
- (e) Have you always kept to the route of the way between the start and finish, or have you wandered from the route? *YES I HAVE WALKED OVER THE TWO FIELDS OF TRACK DUE TO THE FIELD'S NOT BEING USED FOR FARMING AND LAYING BARREN 15yrs*

7. (a) Have there, to your knowledge, ever been any stiles on the way? **YES/NO*
- (b) Have there, to your knowledge, ever been any gates on the way **YES/NO*
- (c) If YES, please mark on the attached plan the location of the stiles or gates.
- (d) When were the gates or stiles erected or removed? *NOT REMOVED BUT REPLACED 2008*
- (d) If any gates on the way were ever locked please state, how often, and if known, by whom? *SOME TIMES BUT NO IDEA WHO*

8. (a) Excluding locked gates, have you ever known of any other obstructions to the way? *YES/NO

(b) If YES, state (i) what type of obstruction was this? LARGE MUD RUTS JAN/FEB 2004 CAUSED BY FARMER ON PERPOSE TO PETER WALIKER

(ii) When they were erected or removed?

(c) Please state, if known, who erected the obstructions and show the approximate position of the obstructions on the attached plan.

9. (a) Has your usage ever been hindered or prevented in any way? *YES/NO

(b) If so by whom or what? RUTS OF MUD

(c) Have you continued to use the way despite hindrances or obstructions *YES/NO

(d) How did you do this? (ie diversion) PICK YOUR OWN FERTILISER

(e) Is the hindrance or obstruction still in existence *YES/NO

10. (a) Were you ever an owner or tenant of the land crossed by the way? *YES/NO

If YES, please give dates.

(b) If you were an owner or tenant did you acknowledge the route as a Public Right of Way? *YES/NO

If YES, please give dates.

11. Was the land ever owned or tenanted by a relative of yours? *YES/NO

If so, what was their relationship to you?

13. When you used the way were you working for any owner or tenant of the land adjoining or crossed by the way? *YES/NO

If YES (i) What was your employment?

(ii) Between what years were you employed?...From...To...

If you were employed by the owner/tenant (i) Did you receive any instructions from the owner/tenant as to the use of the way by the public? *YES/NO

(ii) If so, what were your instructions?

*Please delete as appropriate

14 Did any relatives of yours ever work for an owner or tenant of land adjoining or crossed by the way? *YES/NO
If so, what was their relationship to you?

15. (a) Have you ever been stopped or turned back when using the way? *YES/NO
(b) Do you know, or have you heard of, anyone else having been prevented from using the way? *YES/NO
(c) If YES to (a) or (b), please give details including dates.

16. (a) Were you ever told by any owner or tenant of the land crossed by the way, or by anyone in their employment, that the way was not public? *YES/NO
(b) If YES, please state:
(i) Who told you?
(ii) When were you told?
(iii) What were you told?

17. (a) Have you ever seen any deterrent notices such as "Private", "No Road", "No Thoroughfare" or "Trespassers will be Prosecuted", on or near the way? *YES/NO
(b) If YES please state what the notices said

Please show their approximate position on the attached plan.

18. (a) Have you ever seen any notices such as "Public Path", or "footpath", or any other similar notice on or near the way? *YES/NO
(b) Have you ever seen any direction signs, finger posts or other indicators on or near the way? *YES/NO
(c) If YES to (a) or (b) please state what the notices said

PUBLIC FOOTPATH

Please show their approximate position on the attached plan.

19. (a) Have you ever been given permission to use the way? *YES/NO
(Whether or not you asked for it)
- (b) Have you ever asked permission to use the way? *YES/NO
- (c) If YES, who gave you permission?
- (d) When were you given permission?
- (e) For what purpose were you given permission to use the way?

-
20. (a) Have you seen other people using the way? *YES/NO
- (b) How were they using the way (ie foot, horse)? *FOOT*
- (c) Were they accompanying you? If so, please give details. (ie companions, rambling club, family, etc)?
- NEIGHBORS, CHILDREN PLAYING, DOG WALKER*
- (d) If they were not accompanying you, were these people known to you?
- SOME*
- (e) How frequently did you see other people using the way? (ie daily, weekly, seasonal etc)
- DAILY*
- (f) How many other people, approximately, did you see on these occasions?
- 25 PER DAY*
- (g) Please give any further details of other people's use of the way which you feel may be important

-
21. Have you ever been charged a monetary sum for using the path? *YES/NO
If so, by whom?

22. (a) Do you have any documentary evidence about the way? *YES/NO

(b) If so, in what form is this? (ie maps, photos, etc please attach a copy if possible)

.....
.....

(c) Would you be willing to make the original document available if necessary?

*YES/NO

23. (a) Do you consider the route to be historical? *YES/NO

(b) If Yes what type of route is or was it? (eg bridleway, footpath etc)

.....
.....

(c) Are you aware of any evidence/documents to support this? (excluding OS Maps)

*YES/NO

(d) If Yes please give details of this evidence or documents.....

.....
.....

24. Do you know who owns the land? *YES/NO

If YES please can you provide names and contact details.....

.....
.....

25. Do you know of any previous landowners? *YES/NO.

If YES please can you provide names and contact details.....

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

26. Are you prepared to be interviewed? *YES/NO

If No please state reasons.....

.....
.....

If YES would you be prepared to be interviewed over the phone? *YES/NO

.....

PTO

27. Would you be prepared to give evidence of your use of the way
at a public inquiry or in a court of law, if necessary?

*YES/~~NO~~

If **No** please state reasons.....
.....

28. Can you give any further information about the way (continue on a separate sheet
of paper if necessary).

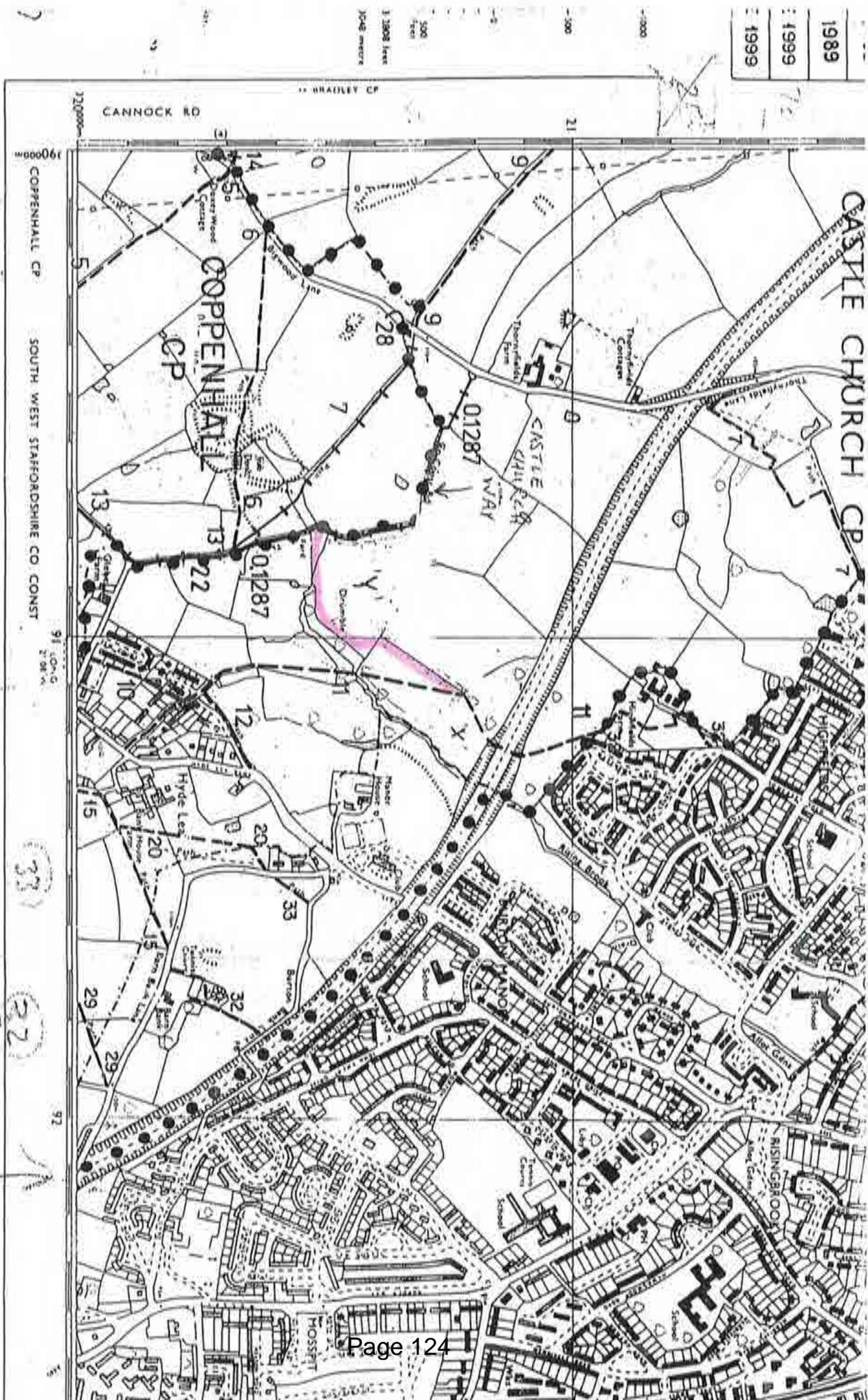
Please note that this form may be available to members of the public including affected owners or occupiers of the land crossed by the way.

I certify that, to the best of my knowledge and belief, the information I have given in this statement is true.

Signed: ... Date: 04/03 / 20.09.

Person taking this statement (if applicable).....

1989
1999
1999



Staffordshire

County Council

PUBLIC RIGHT OF WAY EVIDENCE FORM

Important Note

The object of this enquiry is simply to reach the truth of the matter, whatever it may be. Witnesses are therefore asked to answer the questions as fully as possible and not to keep back any information, whether for or against the public status claim. This is of particular importance if the information is to be of real value in establishing the status of the way.

Name of witness (Mr/Mrs/Miss/Ms).....
(Block Capitals please)

Address
(Block Capital please)

Telephone No. Post Code

Date of Birth Occupation
(If retired, what was previous occupation)

Please attach a map showing the claimed way marked in red, signed by yourself.

Guidance Notes on the completion of Public Rights of Way Evidence Forms

1. As far as possible the witness should complete the form, preferably in black ink. If another individual completes the form on their behalf they should indicate this at the end of the form.
2. Each witness should answer all questions fully with as much detail as possible.
3. Each witness should complete a separate form in respect of each claimed right of way about which she/he can give evidence.
4. A plan must be attached and the witness should clearly draw the route of the claimed right of way on the plan, and initial the plan at each end of the drawn route.
5. The route of the claimed right of way should be described as accurately as possible, if possible giving details of such things as property and field boundaries, stiles, gates, bridges and stepping stones, etc.
6. Witnesses should indicate whether they are prepared to give evidence either in a court or at a public inquiry. (The evidential value of a statement is reduced if it cannot be subject to cross examination).
7. If a witness would be unable to give evidence at a hearing because of ill health, age, etc the person obtaining the statement should endorse the form accordingly, and be able to give evidence of the circumstances.
8. The information given on this form may become available for public inspection.

Description of claimed way:- (include grid references if known)

From *FP11 Castlechurch*
To *O-1287 Castlechurch*

Please take time to answer the questions carefully and in full

1. (a) How many years have you known the way? *25*
(b) Does the way have a popular name? *No*
(c) Have you personally used the above way? *YES/NO*
(d) Did you only use part of the way? *YES/NO*

Please do not use vague terms such as "often".

- (e) During which years have you used the way? From *1981* To *2006*
(f) Where were you going from/to? *High Fields - Hyde Lea*
(g) For what purpose? (eg work, pleasure) *pleasure*
(h) How many times a year? (eg daily, weekly, seasonal) *Weekly*
(i) By what means? (eg on foot, horseback, motor vehicle etc) *Foot*
(j) Is, or was, the way a short cut for you?
(k) If so why?

(l) **Please show on the attached plan the route of the way you have used.**
If you have only used part of the way please mark or indicate the part used.

- (m) Do you still use the way? *Yes*
(n) If not why not?

2. When using the path where did you live? *At Above*

If at different places please provide details and years.

3. (a) How wide is the way? *varies*

(b) Is it the same width throughout its length?

4. If you have ridden a horse on the way

- (a) Where did you keep the horse?
(b) Where did you start and finish your ride?
(c) Were you ever riding with the hunt when you used the way?

5. (a) When using the way did you ever see any other person driving motor or horse-drawn vehicles on the way? *YES/NO
- (b) If YES, how often and what type of vehicle were they using?
- (c) Have you ever driven, or been a passenger in, a motor or horse drawn vehicle on the way? *YES?NO
- (d) If YES to (c),
- (i) How often was this?
- (ii) What type of vehicle were you in?
- (iii) For what purpose was it being used?
-

6. (a) Has the way always been on the same route? *YES/NO
- (b) If NO, please describe the original route, state when the way was diverted and show details on a plan.
- (c) Is the way a clearly defined track or path which a stranger to the vicinity could follow?
- (d) Have you always kept to the route of the way between the start and finish, or have you wandered from the route?
-

7. (a) Have there, to your knowledge, ever been any stiles on the way? *YES/NO
- (b) Have there, to your knowledge, ever been any gates on the way *YES/NO
- (c) If YES, please mark on the attached plan the location of the stiles or gates and state, if known, when they were erected or removed.
- (d) If any gates on the way were ever locked please state, how often, and if known, by whom?
- Please mark on the attached plan the locations of the locked gates.
-

8. (a) Excluding locked gates, have you ever known of any other obstructions to the way? *YES/NO
- (b) If YES, state (i) what type of obstruction was this?
- (ii) When they were erected or removed?
- (c) Please state, if known, who erected the obstructions and show the approximate position of the obstructions on the attached plan.
-

9. Has your usage ever been hindered or prevented in any way? *YES/NO
 If so by whom or what?
 When was this?
 Have you continued to use the way despite hindrances or obstructions *YES/NO
 How did you do this? (e.g. diversion)
 Is the hindrance or obstruction still in existence *YES/NO
-

10. (a) Were you ever an owner or tenant of the land crossed by the way? *YES/NO
 If YES, please give dates.
 (b) If you were an owner or tenant did you acknowledge the route as a Public Right of Way? *YES/NO
 If YES, please give dates.
 (c) Was the land ever owned or tenanted by a relative of yours? *YES/NO
 If so, what was their relationship to you?
 (d) When you used the way were you working for any owner or tenant of the land adjoining or crossed by the way? *YES/NO
 (e) If YES to (d),
 (i) What was your employment?
 (ii) Between what years were you employed?
 (f) If you were employed by the owner/tenant
 (i) Did you receive any instructions from the owner/tenant as to the use of the way by the public? *YES/NO
 (ii) If so, what were your instructions?
 (g) Did any relatives of yours ever work for an owner or tenant of land adjoining or crossed by the way? *YES/NO
 If so, what was their relationship to you?
-

11. (a) Have you ever been stopped or turned back when using the way? *YES/NO

(b) Do you know, or have you heard of, anyone else having been prevented from using the way? *YES/NO

(c) If YES to (a) or (b), please give details including dates.

.....
.....

12. (a) Were you ever told by any owner or tenant of the land crossed by the way, or by anyone in their employment, that the way was not public? *YES/NO

(b) If YES, please state:

(i) Who told you?

(ii) When you were told?

(iii) What were you told?

13. (a) Have you ever seen any deterrent notices such as "Private", "No Road", "No Thoroughfare" or "Trespassers will be Prosecuted", on or near the way? *YES/NO

(b) If YES, please state what the notices said appropriate date of their display and show their approximate position on the attached plan? *YES/NO

14. (a) Have you ever seen any notices such as "Public Path", or "footpath", or any other similar notice on or near the way? *YES/NO

(b) Have you ever seen any direction signs, finger posts or other indicators on or near the way? *YES/NO

(c) If YES to (a) or (b), please state what the notices or posts said and show their approximate position on the attached plan?

.....

15. (a) Have you ever been given permission to use the way?
(Whether or not you asked for it) *YES/NO
- (b) Have you ever asked permission to use the way? *YES/NO
- (c) If YES, who gave you permission?
- (d) When were you given permission?
- (e) For what purpose were you given permission to use the way?
-

16. (a) Have you seen other people using the way? *YES/NO
- (b) How were they using the way (ie foot, horse)? *Foot*
- (c) Were they accompanying you? If so, please give details. (ie companions, rambling club, family, etc)? *Family*
- (d) If they were not accompanying you, were these people known to you? ... *No*
- (e) How frequently did you see other people using the way? (ie daily, weekly, seasonal etc)
- (f) How many other people, approximately, did you see on these occasions? *1-5*
- (g) Please give any further details of other people's use of the way which you feel may be important
-

17. Have you ever been charged a monetary sum for using the path?
If so, by whom? *YES/NO
-

18. (a) Do you have any documentary evidence about the way? *YES/NO
- (b) If so, in what form is this? ie maps, photos, etc please attach a copy if possible)
- (c) Would you be willing to make the original document available if necessary? *YES/NO
-

19. Can you give any further information about the way (continue on a separate sheet of paper if necessary).

The path is well used by many local people which haven't completed a user form, and is well defined on the ground.

The proposed development on the land involving massive soil disturbance and alterations of ground levels to develop sports pitches will remove the well defined path.

20. Would you be prepared to give evidence of your use of the way
at a public inquiry or in a court of law, if necessary?

*YES/~~NO~~

Please note that this form may be available to members of the public including affected owners or occupiers of the land crossed by the way.

I certify that, to the best of my knowledge and belief, the information I have given to this statement is true.

Signature:

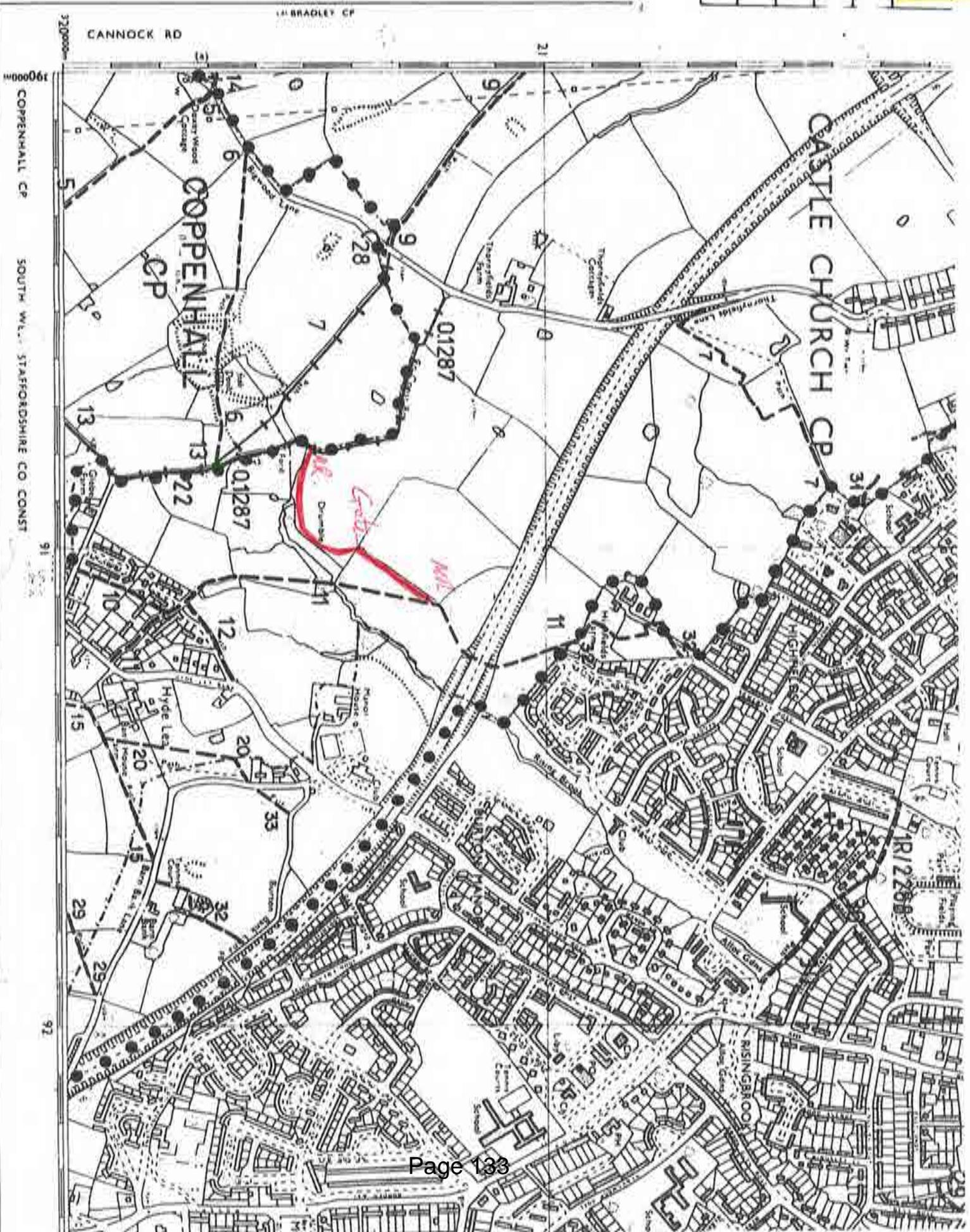


Person taking this statement (if applicable)

Date: 15/5/06

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199

1995
1997



Staffordshire

County Council

PUBLIC RIGHT OF WAY EVIDENCE FORM Important Note

The object of this enquiry is simply to reach the truth of the matter, whatever it may be. Witnesses are therefore asked to answer the questions as fully as possible and not to keep back any information, whether for or against the public status claim. This is of particular importance if the information is to be of real value in establishing the status of the way.

Name of witness (*Mr/Mrs/Miss/Ms) [REDACTED] ..

(Block Capitals please)

Address [REDACTED]

(Block Capitals please)

Telephone No. [REDACTED] Post Code [REDACTED] ..

Date of Birth [REDACTED] Occupation [REDACTED]

(If retired, what was your previous occupation)

Please attach a map showing the claimed way marked in red, signed by yourself.

Guidance Notes on the completion of Public Rights of Way Evidence Forms

1. As far as possible **ONLY** the witness should complete the form, preferably in black ink. If another individual completes the form on their behalf they should indicate this at the end of the form.
2. Each witness should answer all questions fully with as much detail as possible.
3. Each witness should complete a separate form in respect of each claimed right of way about which she/he can give evidence.
4. A plan must be attached and **ONLY** the witness should clearly draw the route of the claimed right of way on the plan, and initial the plan at each end of the drawn route. ✓
5. The route of the claimed right of way should be described as accurately as possible, giving details of such things as property and field boundaries, stiles, gates, bridges and stepping stones, etc.
6. Witnesses should indicate whether they are prepared to give evidence either in a court or at a public inquiry. (The evidential value of a statement is reduced if it cannot be subject to cross examination).
7. If a witness would be unable to give evidence at a hearing because of ill health, age, etc the person obtaining the statement should endorse the form accordingly, and be able to give evidence of the circumstances.
8. **Please note** The Freedom of Information Act 2000 provides a general right of access to all information held by Staffordshire County Council. The Environmental Information Regulations 2004 provide a similar right of access to environmental information held by the Council. This means that the information that you supply may be disclosed to any individual making the appropriate request

Description of claimed way:- (include grid references if known)

From

To

Please mark clearly on the attached plan the route of the way you have used. If you have only used part of the way please mark or indicate the part used.

Please take time to answer the questions carefully and in full

Please do not use vague terms such as "often". Please provide dates

1. (a) Have you personally used the above way? *YES/NO

(b) During which years have you used the way?

From 2001 To 2007

(c) Does the way have a popular name?

(d) Did you only use part of the way? *YES/NO

(e) Where were you going from/to? NORFOLK WAY TO THE POND AND BACK

(f) For what purpose? (eg work, pleasure) PLEASURE

(g) How many times a year? (eg daily, weekly, seasonal) FIVE TIMES A WEEK

(h) By what means? (eg on foot, horseback, motor vehicle etc) ON FOOT

(i) Is, or was, the way a short cut for you? YES

(j) If so why? BECAUSE IT WAS A MORE PLEASANT AND EASY ROUTE

(k) Do you still use the way? NO AND YES IF I CAN

(l) If not why not? THIS HAS BEEN BLOCKED (BUT IT IS POSSIBLE) I CLIMB THE FENCE

(n) How many years have you known of the existence of the way? APPROX 10 YEARS

2. When using the path where did you live? SAME ADDRESS

If at different places please provide details and years.

3. (a) How wide is the way? APPROX 2 METRES *Feet/Metres

(b) Is it the same width throughout its length? *YES/NO

If NO please state width From To *Feet/Metres wide

4. If you have ridden a horse on the way
- (a) Where did you keep the horse?
- (b) Where did you start and finish your ride?
- (c) Were you ever riding with a hunt when you used the way?

5. (a) When using the way did you ever see any other person driving motor or horse-drawn vehicles on the way? *YES/NO
- (b) If YES, how often and what type of vehicle were they using?
- HORSE BACK RIDERS AND CARN VEHICLES
- (c) Have you ever driven, or been a passenger in, a motor or horse drawn vehicle on the way? *YES?NO
- (d) If YES to (c),
- (i) How often was this?
- (ii) What type of vehicle were you in?
- (iii) For what purpose was it being used?

6. (a) Has the way always been on the same route? *YES/NO NO
- (b) If NO when was the way diverted? ... BY PLANNING PERMISSION (TEMPORARY)
- (c) Why was the way diverted? It was for 28 days temporary permission in Nov 2007 to re-route, but it was not reinstated by the landowner.

Please show details of the original route and the diversion on the plan.

- (d) Is the way a clearly defined track or path which a stranger to the vicinity could follow? ... Yes
- (e) Have you always kept to the route of the way between the start and finish, or have you wandered from the route? ... Yes, I have always walked the route marked on the map.

7. (a) Have there, to your knowledge, ever been any stiles on the way? *YES/NO
- (b) Have there, to your knowledge, ever been any gates on the way? *YES/NO
- (c) If YES, please mark on the attached plan the location of the stiles or gates.
- (d) When were the gates or stiles erected or removed? ... STILE FELL APART AND WAS NEVER REPAIRED, THE GATE WAS REMOVED 2007.
- (d) If any gates on the way were ever locked please state, how often, and if known, by whom? ... NEVER LOCKED.

8. (a) Excluding locked gates, have you ever known of any other obstructions to the way? *YES/NO

(b) If YES, state (i) what type of obstruction was this? ..IN 2007
A LARGE FENCE WAS ERECTED

(ii) When they were erected or removed? 2008 THE BEGINNING
OF THE YEAR TO NOVEMBER 2008

(c) Please state, if known, who erected the obstructions and show the approximate position of the obstructions on the attached plan. LOCAL MEN FOR
STANFORD GRAMMAR SCHOOL

9. (a) Has your usage ever been hindered or prevented in any way? *YES/NO

(b) If so by whom or what? ... FENCE AND LARGE
EARTH MOVERS,

(c) Have you continued to use the way despite hindrances or obstructions *YES/NO

(d) How did you do this? (ie diversion)

(e) Is the hindrance or obstruction still in existence *YES/NO

10. (a) Were you ever an owner or tenant of the land crossed by the way? *YES/NO

If YES, please give dates.

(b) If you were an owner or tenant did you acknowledge the route as a Public Right of Way? *YES/NO

If YES, please give dates.

11. Was the land ever owned or tenanted by a relative of yours? *YES/NO

If so, what was their relationship to you?

13. When you used the way were you working for any owner or tenant of the land adjoining or crossed by the way? *YES/NO

If YES (i) What was your employment?

(ii) Between what years were you employed?.... From..... To.....

If you were employed by the owner/tenant

(i) Did you receive any instructions from the owner/tenant as to the use of the way by the public? *YES/NO

(ii) If so, what were your instructions?

14 Did any relatives of yours ever work for an owner or tenant of land adjoining or crossed by the way? *YES/NO
If so, what was their relationship to you?

15. (a) Have you ever been stopped or turned back when using the way? *YES/NO
(b) Do you know, or have you heard of, anyone else having been prevented from using the way? *YES/NO
(c) If YES to (a) or (b), please give details including dates.

*OTHER WALISE HAVE BEEN TOLD THEY WERE TRESPASSING
FENCING A BARB WIRE WAS CONSTRUCTING THE PATHWAY*

16. (a) Were you ever told by any owner or tenant of the land crossed by the way, or by anyone in their employment, that the way was not public? *YES/NO

(b) If YES, please state:
(i) Who told you?
(ii) When were you told?
(iii) What were you told?

17. (a) Have you ever seen any deterrent notices such as "Private", "No Road", "No Thoroughfare" or "Trespassers will be Prosecuted", on or near the way? *YES/NO

(b) If YES please state what the notices said *NOTICES PUT UP BY
LOCAL MOW SAYING NOT TO GO BEYOND THIS
BARRIER*

Please show their approximate position on the attached plan.

18. (a) Have you ever seen any notices such as "Public Path", or "footpath", or any other similar notice on or near the way? *YES/NO

(b) Have you ever seen any direction signs, finger posts or other indicators on or near the way? *YES/NO

(c) If YES to (a) or (b) please state what the notices said

Please show their approximate position on the attached plan.

19. (a) Have you ever been given permission to use the way? *YES/NO
(Whether or not you asked for it)
- (b) Have you ever asked permission to use the way? *YES/NO
- (c) If YES, who gave you permission?
- (d) When were you given permission?
- (e) For what purpose were you given permission to use the way?

-
20. (a) Have you seen other people using the way? *YES/NO
- (b) How were they using the way (ie foot, horse)? FOOT AND HORSES
- (c) Were they accompanying you? If so, please give details. (ie companions, rambling club, family, etc)? YES, FRIENDS AND FAMILY ALSO PEOPLE I KNOW
- (d) If they were not accompanying you, were these people known to you? YES
- (e) How frequently did you see other people using the way? (ie daily, weekly, seasonal etc) DAILY
- (f) How many other people, approximately, did you see on these occasions? UP TO 15 PEOPLE
- (g) Please give any further details of other people's use of the way which you feel may be important PEOPLE USE THIS ROUTE TO GET FROM COLLETHALL HYDE LEA AREA TO LEAIC TO WORK. MANY USE IT FOR DAILY EXERCISE. IT IS ALSO USED BY TWITCHERS (birdwatchers for the ignorant). People who commute to Stafford for work have used this path for about five years or more to my knowledge

-
21. Have you ever been charged a monetary sum for using the path? *YES/NO
If so, by whom?

22. (a) Do you have any documentary evidence about the way? *YES/NO

(b) If so, in what form is this? (ie maps, photos, etc please attach a copy if possible)

IF YOU PUT THIS MAP INTO "GOOGLE SATILLIT"
IT CAN BE SEEN QUITE CLEARLY THE ROUTE MARK ON MAP.

(c) Would you be willing to make the original document available if necessary?

BUT IT IS AVAILABLE FOR ALL TO SEE WITH HAS INTERNET ACCESS *YES/NO

23. (a) Do you consider the route to be historical? *YES/NO

(b) If Yes what type of route is or was it? (eg bridleway, footpath etc) THIS.....

ROUTE WOULD HAVE BEEN USED BY PEOPLE WALKING
TO STAFFORD.....

(c) Are you aware of any evidence/documents to support this? (excluding OS Maps)

*YES/NO

(d) If Yes please give details of this evidence or documents.....

24. Do you know who owns the land? *YES/NO

If YES please can you provide names and contact details.....

STAFFORD INDEPENDANT GRAMMAR SCHOOL.....

25. Do you know of any previous landowners? *YES/NO.

If YES please can you provide names and contact details.....

26. Are you prepared to be interviewed? *YES/NO

If No please state reasons.....

If YES would you be prepared to be interviewed over the phone? *YES/NO

27. Would you be prepared to give evidence of your use of the way at a public inquiry or in a court of law, if necessary?

*YES/NO

If No please state reasons.....

28. Can you give any further information about the way (continue on a separate sheet of paper if necessary).

When making the playing fields on this land. The land owner had large ditches dug around the edges of both fields. This exposed the roots of many large trees. Many of the trees are Oak trees. The ditches were dug for drainage I assume, but it has left many of these trees unstable. Obviously planning permission for the oaks was overlooked. fencing and barb wire has be nailed to the oak trees and others also.

Please note that this form may be available to members of the public including affected owners or occupiers of the land crossed by the way.

I certify that, to the best of my knowledge and belief, the information I have given in this statement is true.

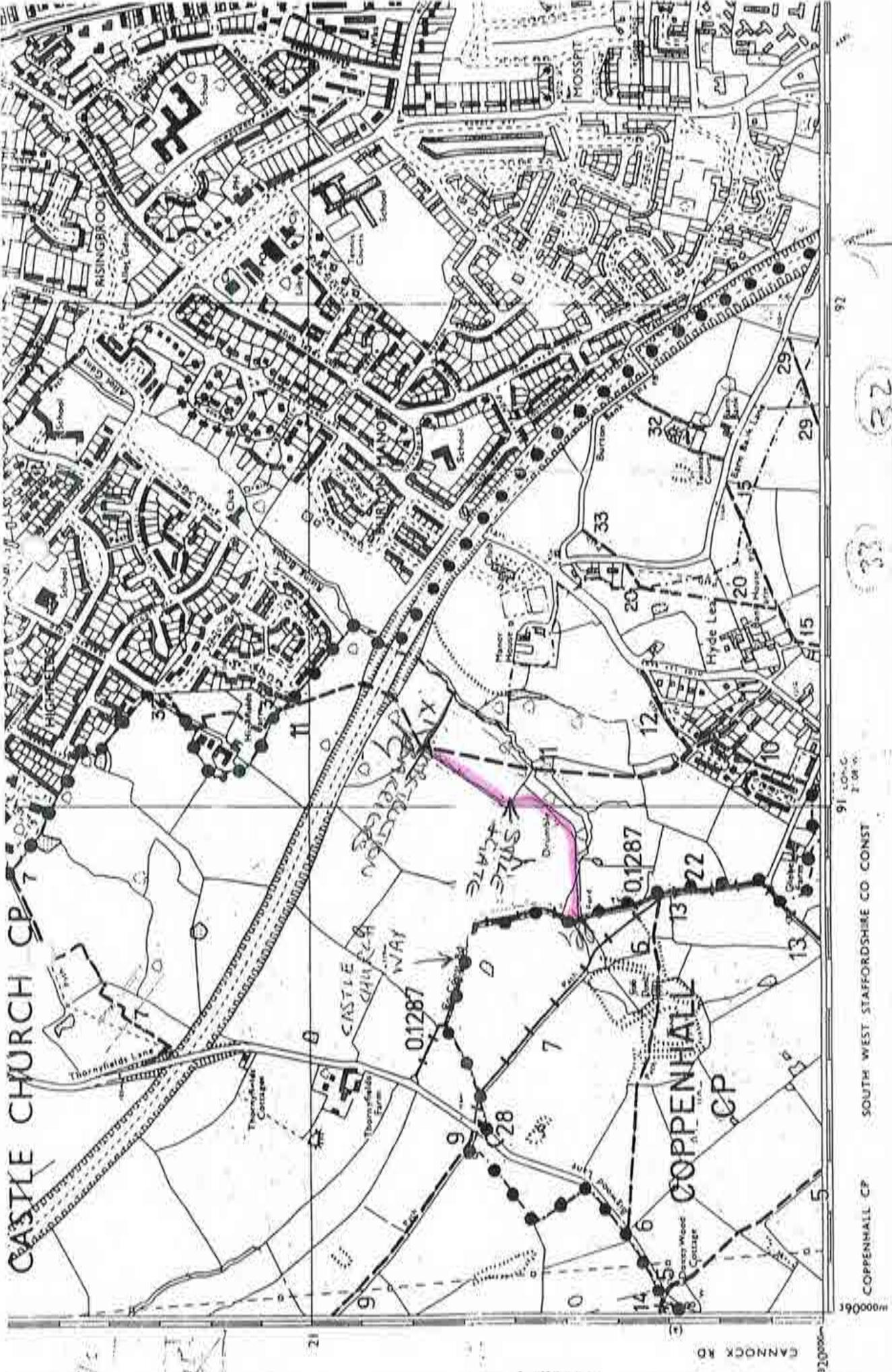
Signed:



Date:

10th Feb 20.02

Person taking this statement (if applicable).....



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1999

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 32
 33
 cc

91 LO-C
 2 OF 2

SOUTH WEST STAFFORDSHIRE CO CONST

COPPENHALL CP

CANNOCK RD

1:1000
 1:500
 1:250
 1:125
 1:62.5
 1:31.25
 1:15.625
 1:7.8125
 1:3.90625
 1:1.953125

Staffordshire County Council

PUBLIC RIGHT OF WAY EVIDENCE FORM Important Note

The object of this enquiry is simply to reach the truth of the matter, whatever it may be. Witnesses are therefore asked to answer the questions as fully as possible and not to keep back any information, whether for or against the public status claim. This is of particular importance if the information is to be of real value in establishing the status of the way.

Name of witness (*Mr/Mrs/Miss/Ms) [REDACTED]

(Block Capitals please)

Address .. [REDACTED]

(Block Capitals please)

Telephone No [REDACTED] Post Code [REDACTED]

Date of Birth [REDACTED] Occupation [REDACTED]

(If retired, what was your previous occupation)

Please attach a map showing the claimed way marked in red, signed by yourself.

Guidance Notes on the completion of Public Rights of Way Evidence Forms

1. As far as possible **ONLY** the witness should complete the form, preferably in black ink. If another individual completes the form on their behalf they should indicate this at the end of the form.
2. Each witness should answer all questions fully with as much detail as possible.
3. Each witness should complete a separate form in respect of each claimed right of way about which she/he can give evidence.
4. A plan must be attached and **ONLY** the witness should clearly draw the route of the claimed right of way on the plan, and initial the plan at each end of the drawn route.
5. The route of the claimed right of way should be described as accurately as possible, giving details of such things as property and field boundaries, stiles, gates, bridges and stepping stones, etc.
6. Witnesses should indicate whether they are prepared to give evidence either in a court or at a public inquiry. (The evidential value of a statement is reduced if it cannot be subject to cross examination).
7. If a witness would be unable to give evidence at a hearing because of ill health, age, etc the person obtaining the statement should endorse the form accordingly, and be able to give evidence of the circumstances.
8. **Please note** The Freedom of Information Act 2000 provides a general right of access to all information held by Staffordshire County Council. The Environmental Information Regulations 2004 provide a similar right of access to environmental information held by the Council. This means that the information that you supply may be disclosed to any individual making the appropriate request

Description of claimed way:- (include grid references if known)

From

To HIGH FIELDS

To

HYDE LEA

Please mark clearly on the attached plan the route of the way you have used. If you have only used part of the way please mark or indicate the part used.

FOOTPATH 11 ————— TO FOOTPATH 01287

Please take time to answer the questions carefully and in full

Please do not use vague terms such as "often". Please provide dates

- 1. (a) Have you personally used the above way? *YES/NO
- (b) During which years have you used the way?
From 1990 To 2007
- (c) Does the way have a popular name?
- (d) Did you only use part of the way? *YES/NO
- (e) Where were you going from/to? WALKING DOGS
- (f) For what purpose? (eg work, pleasure) PLEASURE
- (g) How many times a year? (eg daily, weekly, seasonal) DAILY
- (h) By what means? (eg on foot, horseback, motor vehicle etc) FOOT
- (i) Is, or was, the way a short cut for you?
- (j) If so why?
- (k) Do you still use the way? YES
- (l) If not why not?
- (n) How many years have you known of the existence of the way? 17 YEARS

2. When using the path where did you live? [REDACTED]

[REDACTED]

If at different places please provide details and years.

- 3. (a) How wide is the way? OUTSKIRTS OF FIELDS *Feet/Metres
- (b) Is it the same width throughout its length? *YES/NO
- If NO please state width From.....To..... *Feet/Metres wide

PTO

4. If you have ridden a horse on the way
- (a) Where did you keep the horse?
 -
 - (b) Where did you start and finish your ride?
 -
 - (c) Were you ever riding with a hunt when you used the way?

5. (a) When using the way did you ever see any other person driving motor or horse-drawn vehicles on the way? *YES/NO
- (b) If YES, how often and what type of vehicle were they using? TRACTOR.....
-
- (c) Have you ever driven, or been a passenger in, a motor or horse drawn vehicle on the way? *YES?NO
- (d) If YES to (c),
- (i) How often was this?
 - (ii) What type of vehicle were you in?
 - (iii) For what purpose was it being used?

6. (a) Has the way always been on the same route? *YES/NO
- (b) If NO when was the way diverted?.....
- (c) Why was the way diverted?.....
-

Please show details of the original route and the diversion on the plan.

(d) Is the way a clearly defined track or path which a stranger to the vicinity could follow?

(e) Have you always kept to the route of the way between the start and finish, or have you wandered from the route?

ALWAYS KEPT TO THE SAME ROUTE

7. (a) Have there, to your knowledge, ever been any stiles on the way? *YES/NO
- (b) Have there, to your knowledge, ever been any gates on the way *YES/NO
- (c) If YES, please mark on the attached plan the location of the stiles or gates.
- (d) When were the gates or stiles erected or removed?.....
-
- (d) If any gates on the way were ever locked please state, how often, and if known, by whom?
-

8. (a) Excluding locked gates, have you ever known of any other obstructions to the way? *YES/NO

(b) If YES, state (i) what type of obstruction was this?

.....

(ii) When they were erected or removed?

.....

(c) Please state, if known, who erected the obstructions and show the approximate position of the obstructions on the attached plan.

.....

9. (a) Has your usage ever been hindered or prevented in any way? *YES/NO

(b) If so by whom or what?

.....

(c) Have you continued to use the way despite hindrances or obstructions *YES/NO

(d) How did you do this? (ie diversion)

.....

(e) Is the hindrance or obstruction still in existence *YES/NO

10. (a) Were you ever an owner or tenant of the land crossed by the way? *YES/NO

If YES, please give dates.

(b) If you were an owner or tenant did you acknowledge the route as a Public Right of Way? *YES/NO

If YES, please give dates.

11. Was the land ever owned or tenanted by a relative of yours? *YES/NO

If so, what was their relationship to you?

.....

13. When you used the way were you working for any owner or tenant of the land adjoining or crossed by the way? *YES/NO

If YES (i) What was your employment?

(ii) Between what years were you employed?....From.....To.....

If you were employed by the owner/tenant

(i) Did you receive any instructions from the owner/tenant as to the use of the way by the public? *YES/NO

(ii) If so, what were your instructions?

.....

14 Did any relatives of yours ever work for an owner or tenant of land adjoining or crossed by the way? ~~*YES/NO~~
If so, what was their relationship to you?

15. (a) Have you ever been stopped or turned back when using the way? *YES/NO
(b) Do you know, or have you heard of, anyone else having been prevented from using the way? *YES/NO
(c) If YES to (a) or (b), please give details including dates.

16. (a) Were you ever told by any owner or tenant of the land crossed by the way, or by anyone in their employment, that the way was not public? *YES/NO
(b) If YES, please state:
(i) Who told you?
(ii) When were you told?
(iii) What were you told?

17. (a) Have you ever seen any deterrent notices such as "Private", "No Road", "No Thoroughfare" or "Trespassers will be Prosecuted", on or near the way? *YES/NO
(b) If YES please state what the notices said

Please show their approximate position on the attached plan.

18. (a) Have you ever seen any notices such as "Public Path", or "footpath", or any other similar notice on or near the way? *YES/NO
(b) Have you ever seen any direction signs, finger posts or other indicators on or near the way? *YES/NO
(c) If YES to (a) or (b) please state what the notices said PUBLIC FOOTPATH

Please show their approximate position on the attached plan.

PTO

19. (a) Have you ever been given permission to use the way? *YES/NO
(Whether or not you asked for it)
- (b) Have you ever asked permission to use the way? *YES/NO
- (c) If YES, who gave you permission?
-
- (d) When were you given permission?
-
- (e) For what purpose were you given permission to use the way?
-

-
20. (a) Have you seen other people using the way? *YES/NO
- (b) How were they using the way (ie foot, horse)? By FOOT & By HORSE
-
- (c) Were they accompanying you? If so, please give details. (ie companions, rambling club, family, etc)? FAMILY
-
- (d) If they were not accompanying you, were these people known to you? YES...
-
- (e) How frequently did you see other people using the way? (ie daily, weekly, seasonal etc) DAILY
-
- (f) How many other people, approximately, did you see on these occasions? 3-5 PEOPLE
-
- (g) Please give any further details of other people's use of the way which you feel may be important KEEPING FIT ~~OR~~ CHILDREN PLAYING
WATCHING WILDLIFE
-
-
-
-
-
-
-
-
-
-
-

-
21. Have you ever been charged a monetary sum for using the path? *YES/NO
If so, by whom?

22. (a) Do you have any documentary evidence about the way? ~~YES/NO~~
(b) If so, in what form is this? (ie maps, photos, etc please attach a copy if possible)

.....
.....

(c) Would you be willing to make the original document available if necessary?
~~YES/NO~~

23. (a) Do you consider the route to be historical? ~~YES/NO~~
(b) If Yes what type of route is or was it? (eg bridleway, footpath etc)

.....
.....

(c) Are you aware of any evidence/documents to support this? (excluding OS Maps)
~~YES/NO~~

(d) If Yes please give details of this evidence or documents.....

.....
.....

24. Do you know who owns the land? ~~YES/NO~~
If YES please can you provide names and contact details.....

.....
.....

25. Do you know of any previous landowners? ~~YES/NO.~~
If YES please can you provide names and contact details.....

.....
.....

.....
.....

26. Are you prepared to be interviewed? ~~YES/NO~~
If No please state reasons.....

.....
.....

If YES would you be prepared to be interviewed over the phone? ~~YES/NO~~

.....
.....

PTO

27. Would you be prepared to give evidence of your use of the way
at a public inquiry or in a court of law, if necessary?

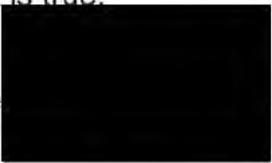
*YES/~~NO~~

If No please state reasons.....
.....

28. Can you give any further information about the way (continue on a separate sheet
of paper if necessary).

Please note that this form may be available to members of the public including affected
owners or occupiers of the land crossed by the way.

I certify that, to the best of my knowledge and belief, the information I have given in this
statement is true.

Signe 

.....11-11-07.....Date:

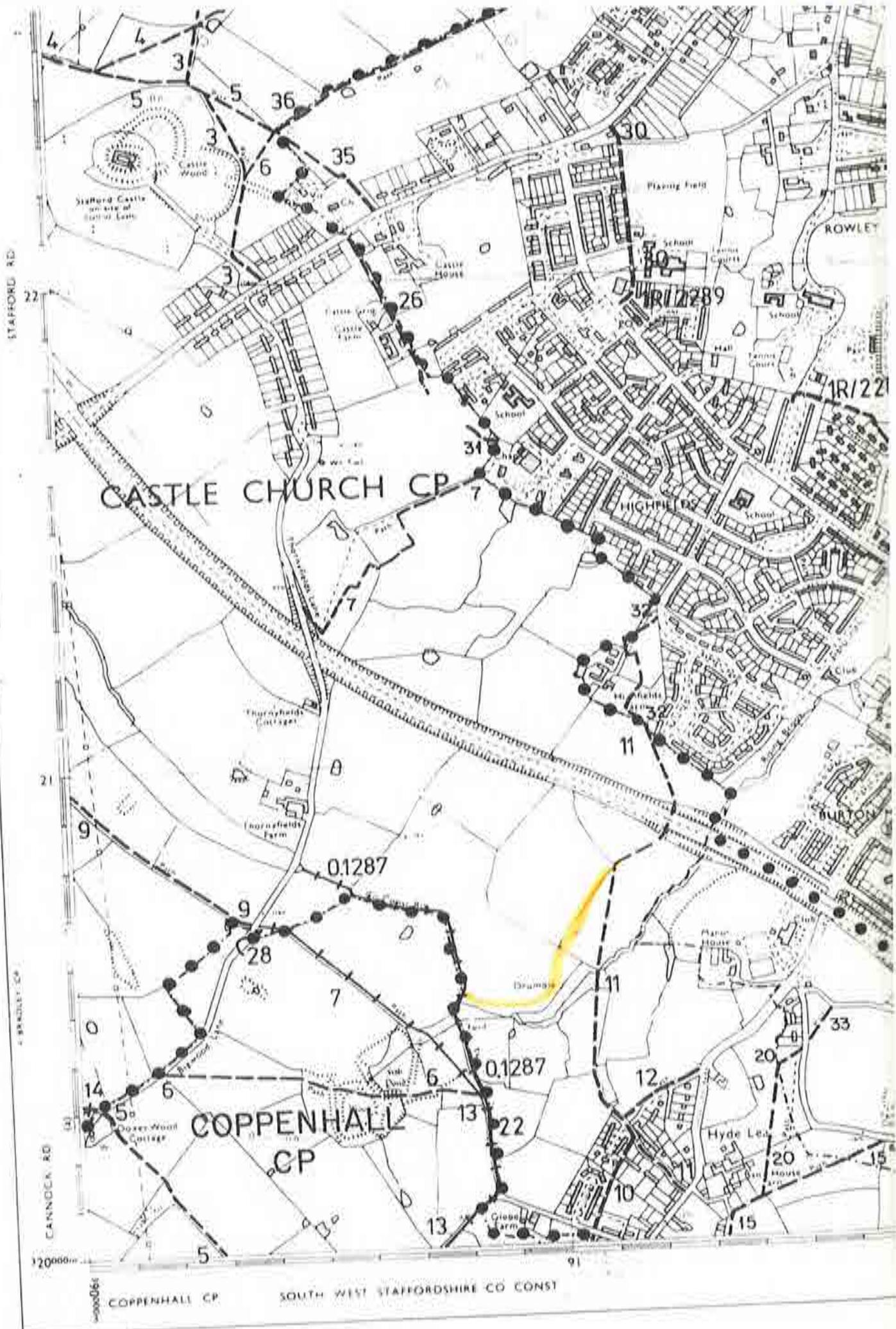
2007.

Person taking this statement (if applicable).....

1981
 DATE
 1988
 N J89
 NE 1999
 NE 1999

1000
 500
 0
 500 Feet
 1:2800 feet
 1:8048 metre

Let of way



Staffordshire

County Council

PUBLIC RIGHT OF WAY EVIDENCE FORM

Important Note

The object of this enquiry is simply to reach the truth of the matter, whatever it may be. Witnesses are therefore asked to answer the questions as fully as possible and not to keep back any information, whether for or against the public status claim. This is of particular importance if the information is to be of real value in establishing the status of the way.

Name of witness (Mr/Mrs/Miss/Ms)....
(Block Capitals please)

Address ..
(Block Capital please)

Telephone No. Post Code

Date of Birth Occupation
(If retired, what was previous occupation)

Please attach a map showing the claimed way marked in red, signed by yourself.

Guidance Notes on the completion of Public Rights of Way Evidence Forms

1. As far as possible the witness should complete the form, preferably in black ink. If another individual completes the form on their behalf they should indicate this at the end of the form.
2. Each witness should answer all questions fully with as much detail as possible.
3. Each witness should complete a separate form in respect of each claimed right of way about which she/he can give evidence.
4. A plan must be attached and the witness should clearly draw the route of the claimed right of way on the plan, and initial the plan at each end of the drawn route.
5. The route of the claimed right of way should be described as accurately as possible, if possible giving details of such things as property and field boundaries, stiles, gates, bridges and stepping stones, etc.
6. Witnesses should indicate whether they are prepared to give evidence either in a court or at a public inquiry. (The evidential value of a statement is reduced if it cannot be subject to cross examination).
7. If a witness would be unable to give evidence at a hearing because of ill health, age, etc the person obtaining the statement should endorse the form accordingly, and be able to give evidence of the circumstances.
8. The information given on this form may become available for public inspection.

Description of claimed way:- (include grid references if known)

From *JUNCTION WITH FOOTPATH NELL (Castle Church Parish) OS Ref 911207*
To *JUNCTION WITH BRIDLEWAY No 0-1287 (Castle Church Parish)*
OS Ref 907205

Please take time to answer the questions carefully and in full

1. (a) How many years have you known the way? *30 YEARS*
(b) Does the way have a popular name? *No*
(c) Have you personally used the above way? *YES/NO
(d) Did you only use part of the way? *YES/NO

Please do not use vague terms such as "often".

- (e) During which years have you used the way? From *1976* To *2006*
(f) Where were you going from/to? *FROM NORFOLK WAY TO TARNFIELDS LANE*
(g) For what purpose? (eg work, pleasure) *PLEASURE*
(h) How many times a year? (eg daily, weekly, seasonal) *SEASONAL*
(i) By what means? (eg on foot, horseback, motor vehicle etc) *ON FOOT*
(j) Is, or was, the way a short cut for you? *No*
(k) If so why? */*

(l) **Please show on the attached plan the route of the way you have used.**
If you have only used part of the way please mark or indicate the part used.

- (m) Do you still use the way? *YES*
(n) If not why not? */*

2. When using the path where did you live? *AT PRESENT ADDRESS*

If at different places please provide details and years. */*

3. (a) How wide is the way? *NOT DEFINED*

(b) Is it the same width throughout its length? */*

4. If you have ridden a horse on the way

(a) Where did you keep the horse? */*

(b) Where did you start and finish your ride? */*

(c) Were you ever riding with the hunt when you used the way? */*

5. (a) When using the way did you ever see any other person driving motor or horse-drawn vehicles on the way? No ✓
*YES/NO
- (b) If YES, how often and what type of vehicle were they using?
- (c) Have you ever driven, or been a passenger in, a motor or horse drawn vehicle on the way? *YES?NO
- (d) If YES to (c),
- (i) How often was this?
- (ii) What type of vehicle were you in?
- (iii) For what purpose was it being used?

6. (a) Has the way always been on the same route? *YES/NO
- (b) If NO, please describe the original route, state when the way was diverted and show details on a plan.
- (c) Is the way a clearly defined track or path which a stranger to the vicinity could follow? VARIES WITH THE SEASON
- (d) Have you always kept to the route of the way between the start and finish, or have you wandered from the route? APPROXIMATELY

7. (a) Have there, to your knowledge, ever been any stiles on the way? *YES/NO
- (b) Have there, to your knowledge, ever been any gates on the way *YES/NO
- (c) If YES, please mark on the attached plan the location of the stiles or gates and state, if known, when they were erected or removed.
- (d) If any gates on the way were ever locked please state, how often, and if known, by whom? NOT TO MY KNOWLEDGE
- Please mark on the attached plan the locations of the locked gates.

8. (a) Excluding locked gates, have you ever known of any other obstructions to the way? *YES/NO
- (b) If YES, state (i) what type of obstruction was this?
- (ii) When they were erected or removed?
- (c) Please state, if known, who erected the obstructions and show the approximate position of the obstructions on the attached plan.

9. Has your usage ever been hindered or prevented in any way? ***YES/NO**

If so by whom or what?

When was this?

Have you continued to use the way despite hindrances or obstructions ***YES/NO** *Not Applicable*

How did you do this? (e.g. diversion)

Is the hindrance or obstruction still in existence ***YES/NO**

10. (a) Were you ever an owner or tenant of the land crossed by the way? ***YES/NO**

If **YES**, please give dates.

(b) If you were an owner or tenant did you acknowledge the route as a Public Right of Way? ***YES/NO**

If **YES**, please give dates.

(c) Was the land ever owned or tenanted by a relative of yours? ***YES/NO**

If **so**, what was their relationship to you?

(d) When you used the way were you working for any owner or tenant of the land adjoining or crossed by the way? ***YES/NO**

(e) If **YES** to (d),

(i) What was your employment?

(ii) Between what years were you employed?

(f) If you were employed by the owner/tenant

(i) Did you receive any instructions from the owner/tenant as to the use of the way by the public? ***YES/NO**

(ii) If **so**, what were your instructions?

(g) Did any relatives of yours ever work for an owner or tenant of land adjoining or crossed by the way? ***YES/NO**

If **so**, what was their relationship to you?

11. (a) Have you ever been stopped or turned back when using the way? ~~YES~~/NO
- (b) Do you know, or have you heard of, anyone else having been prevented from using the way? ~~YES~~/NO

(c) If YES to (a) or (b), please give details including dates.

.....
.....

-
12. (a) Were you ever told by any owner or tenant of the land crossed by the way, or by anyone in their employment, that the way was not public? ~~YES~~/NO

(b) If YES, please state:

(i) Who told you?

(ii) When you were told?

(iii) What were you told?

-
13. (a) Have you ever seen any deterrent notices such as "Private", "No Road", "No Thoroughfare" or "Trespassers will be Prosecuted", on or near the way? ~~YES~~/NO

(b) If YES, please state what the notices said appropriate date of their display and show their approximate position on the attached plan? ~~YES~~/NO

-
14. (a) Have you ever seen any notices such as "Public Path", or "footpath", or any other similar notice on or near the way? ~~YES~~/NO

(b) Have you ever seen any direction signs, finger posts or other indicators on or near the way? ~~YES~~/NO

(c) If YES to (a) or (b), please state what the notices or posts said and show their approximate position on the attached plan?

.....
.....

15. (a) Have you ever been given permission to use the way?
(Whether or not you asked for it) *YES/NO
- (b) Have you ever asked permission to use the way? *YES/NO
- (c) If YES, who gave you permission?
- (d) When were you given permission?
- (e) For what purpose were you given permission to use the way?
-

16. (a) Have you seen other people using the way? *YES/NO
- (b) How were they using the way (ie foot, horse)?ON.....FOOT.....
- (c) Were they accompanying you? If so, please give details. (ie companions, rambling club, family, etc)?SOMETIMES.....FAMILY.....RAMBLING CLUB
- (d) If they were not accompanying you, were these people known to you? ~~YES~~ NO
- (e) How frequently did you see other people using the way? (ie daily, weekly, seasonal etc)SEASONAL.....
- (f) How many other people, approximately, did you see on these occasions? 2 or 3
- (g) Please give any further details of other people's use of the way which you feel may be importantOTHER PEOPLE WERE WALKING FOR PLEASURE.....
-

17. Have you ever been charged a monetary sum for using the path?
If so, by whom? *YES/NO
-

18. (a) Do you have any documentary evidence about the way? *YES/NO
- (b) If so, in what form is this? ie maps, photos, etc please attach a copy if possible
-
- (c) Would you be willing to make the original document available if necessary? *YES/NO
-

19. Can you give any further information about the way (continue on a separate sheet of paper if necessary).

There is clear evidence on the ground that the path is well used. A track can be seen made through the fields by walkers, particularly along the western end where the path follows the boundary of the Rising Brook.

The path provides a natural link between footpath No 11 and bridleway number O-1287 (Castle Church Parish - now incorporated in Hyde Lea Parish)

20. Would you be prepared to give evidence of your use of the way
at a public inquiry or in a court of law, if necessary?

*YES/~~NO~~

Please note that this form may be available to members of the public including affected owners or occupiers of the land crossed by the way.

I certify that, to the best of my knowledge and belief, the information I have given to this statement is true.

Signature: 

Person taking this statement (if applicable)

Date: 7/5/2006



Staffordshire County Council

PUBLIC RIGHT OF WAY EVIDENCE FORM Important Note

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Name of witness (*Mr/Mrs/Miss/Ms) [REDACTED]

(Block Capitals please) [REDACTED]

Address [REDACTED]

(Block Capitals please)

Telephone No [REDACTED]

Date of Birth [REDACTED] Occupation [REDACTED]

(If retired, what was your previous occupation)

Please attach a map showing the claimed way marked in red, signed by yourself.

Guidance Notes on the completion of Public Rights of Way Evidence Forms

1. As far as possible **ONLY** the witness should complete the form, preferably in black ink. If another individual completes the form on their behalf they should indicate this at the end of the form.
2. Each witness should answer all questions fully with as much detail as possible.
3. Each witness should complete a separate form in respect of each claimed right of way about which she/he can give evidence.
4. A plan must be attached and **ONLY** the witness should clearly draw the route of the claimed right of way on the plan, and initial the plan at each end of the drawn route.
5. The route of the claimed right of way should be described as accurately as possible, giving details of such things as property and field boundaries, stiles, gates, bridges and stepping stones, etc.
6. Witnesses should indicate whether they are prepared to give evidence either in a court or at a public inquiry. (The evidential value of a statement is reduced if it cannot be subject to cross examination).
7. If a witness would be unable to give evidence at a hearing because of ill health, age, etc the person obtaining the statement should endorse the form accordingly, and be able to give evidence of the circumstances.
8. **Please note** The Freedom of Information Act 2000 provides a general right of access to all information held by Staffordshire County Council. The Environmental Information Regulations 2004 provide a similar right of access to environmental information held by the Council. This means that the information that you supply may be disclosed to any individual making the appropriate request

Description of claimed way:- (include grid references if known)

From MOTORWAY BRIDGE

To HYDE LEA

Please mark clearly on the attached plan the route of the way you have used. If you have only used part of the way please mark or indicate the part used.

FOOTPATH 11 TO FOOTPATH 0-1287

Please take time to answer the questions carefully and in full

Please do not use vague terms such as "often". Please provide dates

- 1. (a) Have you personally used the above way? *YES/NO
- (b) During which years have you used the way?
From 1985 To 2007
- (c) Does the way have a popular name? NOT KNOWN
- (d) Did you only use part of the way? ~~YES~~/NO
- (e) Where were you going from/to? EXERCISING SELF AND OWN AND DAUGHTERS DOGS
- (f) For what purpose? (eg work, pleasure) PLEASURE
- (g) How many times a year? (eg daily, weekly, seasonal) WEEKLY
- (h) By what means? (eg on foot, horseback, motor vehicle etc) ON FOOT
- (i) Is, or was, the way a short cut for you? } N/A
- (j) If so why? }
- (k) Do you still use the way? NO
- (l) If not why not? NOT THERE ANYMORE
- (n) How many years have you known of the existence of the way? 22 YEARS

2. When using the path where did you live? [REDACTED] AVE
[REDACTED] (SINCE 2002)

If at different places please provide details and years.

[REDACTED]
(1985 - 2002 INC)

- 3. (a) How wide is the way? APPROX 2'-6" OVERGROWN Feet/Metres
- (b) Is it the same width throughout/its length? ~~YES~~/NO
- If NO please state width From VARIABLE To *Feet/Metres wide

4. If you have ridden a horse on the way

(a) Where did you keep the horse?

(b) Where did you start and finish your ride? N/A

(c) Were you ever riding with a hunt when you used the way?

5. (a) When using the way did you ever see any other person driving motor or horse-drawn vehicles on the way?

~~*YES/NO~~

(b) If YES, how often and what type of vehicle were they using? OCCASIONALLY
CATTLE HORRIES, PICK-UP WITH TRAILER, TRACTOR

(c) Have you ever driven, or been a passenger in, a motor or horse drawn vehicle on the way?

~~*YES/NO~~

(d) If YES to (c),

(i) How often was this?

(ii) What type of vehicle were you in?

(iii) For what purpose was it being used?

6. (a) Has the way always been on the same route? TO MY KNOWLEDGE *YES/NO

(b) If NO when was the way diverted?

(c) Why was the way diverted?

Please show details of the original route and the diversion on the plan.

(d) Is the way a clearly defined track or path which a stranger to the vicinity could follow? YES, ORIGINALLY

(e) Have you always kept to the route of the way between the start and finish, or have you wandered from the route? WANDERED - EXTENSIVELY

7. (a) Have there, to your knowledge, ever been any stiles on the way? *YES/NO

(b) Have there, to your knowledge, ever been any gates on the way? *YES/NO

(c) If YES, please mark on the attached plan the location of the stiles or gates.

(d) When were the gates or stiles erected or removed? GATES AND/OR STILES ERECTED PRE 1985

(d) If any gates on the way were ever locked please state, how often, and if known, by whom? YES, PRESUMABLY BY FARMER TO RESTRICT CATTLE MOVEMENT

8. (a) Excluding locked gates, have you ever known of any other obstructions to the way? ~~YES/NO~~
 (b) **If YES**, state (i) what type of obstruction was this?

 (ii) When they were erected or removed?

 (c) Please state, if known, who erected the obstructions and show the approximate position of the obstructions on the attached plan.

-
9. (a) Has your usage ever been hindered or prevented in any way? ~~YES/NO~~
 (b) **If so** by whom or what?

 (c) Have you continued to use the way despite hindrances or obstructions *YES/NO
 (d) How did you do this? (ie diversion)

 (e) Is the hindrance or obstruction still in existence *YES/NO

-
10. (a) Were you ever an owner or tenant of the land crossed by the way? ~~YES/NO~~
If YES, please give dates.
 (b) If you were an owner or tenant did you acknowledge the route as a Public Right of Way? *YES/NO
If YES, please give dates.

-
11. Was the land ever owned or tenanted by a relative of yours? ~~YES/NO~~
If so, what was their relationship to you?

-
13. When you used the way were you working for any owner or tenant of the land adjoining or crossed by the way? ~~YES/NO~~
If YES (i) What was your employment?
 (ii) Between what years were you employed?....From.....To.....
 If you were employed by the owner/tenant
 (i) Did you receive any instructions from the owner/tenant as to the use of the way by the public? *YES/NO
 (ii) **If so**, what were your instructions?

14 Did any relatives of yours ever work for an owner or tenant of land adjoining or crossed by the way? ~~YES/NO~~

If so, what was their relationship to you?

15. (a) Have you ever been stopped or turned back when using the way? ~~YES/NO~~

(b) Do you know, or have you heard of, anyone else having been prevented from using the way? ~~YES/NO~~

(c) If YES to (a) or (b), please give details including dates.

16. (a) Were you ever told by any owner or tenant of the land crossed by the way, or by anyone in their employment, that the way was not public? ~~YES/NO~~

(b) If YES, please state:

(i) Who told you?

(ii) When were you told?

(iii) What were you told?

17. (a) Have you ever seen any deterrent notices such as "Private", "No Road", "No Thoroughfare" or "Trespassers will be Prosecuted", on or near the way? ~~YES/NO~~

(b) If YES please state what the notices said

Please show their approximate position on the attached plan.

18. (a) Have you ever seen any notices such as "Public Path", or "footpath", or any other similar notice on or near the way? ~~YES/NO~~

(b) Have you ever seen any direction signs, finger posts or other indicators on or near the way? ~~YES/NO~~

(c) If YES to (a) or (b) please state what the notices said

Please show their approximate position on the attached plan.

PTO

19. (a) Have you ever been given permission to use the way? ~~YES/NO~~
 (Whether or not you asked for it)
- (b) Have you ever asked permission to use the way? ~~YES/NO~~
- (c) If YES, who gave you permission?
- (d) When were you given permission?
- (e) For what purpose were you given permission to use the way?

20. (a) Have you seen other people using the way? *YES/NO
- (b) How were they using the way (ie foot, horse)? EXERCISEING ON FOOT
- (c) Were they accompanying you? If so, please give details. (ie companions, rambling club, family, etc)? YES, FAMILY & COMPANIONS
- (d) If they were not accompanying you, were these people known to you? NO
- (e) How frequently did you see other people using the way? (ie daily, weekly, seasonal etc) WEEKLY
- (f) How many other people, approximately, did you see on these occasions? VARIED 1-8
- (g) Please give any further details of other people's use of the way which you feel may be important

21. Have you ever been charged a monetary sum for using the path? ~~YES/NO~~
 If so, by whom?

22. (a) Do you have any documentary evidence about the way? ~~YES/NO~~
- (b) If so, in what form is this? (ie maps, photos, etc please attach a copy if possible)
-
-
- (c) Would you be willing to make the original document available if necessary? ~~YES/NO~~

23. (a) Do you consider the route to be historical? ~~YES/NO~~
- (b) If Yes what type of route is or was it? (eg bridleway, footpath etc)
- BRIDLEWAY AND/OR FOOTPATH
-
- (c) Are you aware of any evidence/documents to support this? (excluding OS Maps) ~~YES/NO~~
- (d) If Yes please give details of this evidence or documents.....
-
-

24. Do you know who owns the land? ~~YES/NO~~
- If YES please can you provide names and contact details.....
-
-

25. Do you know of any previous landowners? ~~YES/NO.~~
- If YES please can you provide names and contact details.....
-
-
-

26. Are you prepared to be interviewed? ~~YES/NO~~
- If No please state reasons.....
-
-
- If YES would you be prepared to be interviewed over the phone? ~~YES/NO~~

PTO

27. Would you be prepared to give evidence of your use of the way at a public inquiry or in a court of law, if necessary?

*YES/NO

If No please state reasons.....
.....

28. Can you give any further information about the way (continue on a separate sheet of paper if necessary).

Please note that this form may be available to members of the public including affected owners or occupiers of the land crossed by the way.

I certify that, to the best of my knowledge and belief, the information I have given in this statement is

Signed: .



.....Date: 6TH NOVEMBER 2007.

Person taking this statement (if applicable).....

Staffordshire

County Council

PUBLIC RIGHT OF WAY EVIDENCE FORM

Important Note

The object of this enquiry is simply to reach the truth of the matter, whatever it may be. Witnesses are therefore asked to answer the questions as fully as possible and not to keep back any information, whether for or against the public status claim. This is of particular importance if the information is to be of real value in establishing the status of the way.

Name of witness (Mr/Mrs/Miss/Ms).....
(Block Capitals please)

Address ..
(Block Capitals please)

Telephone No.

Date of Birth

Occupation

(If retired, what was previous occupation)

Please attach a map showing the claimed way marked in red, signed by yourself.

Guidance Notes on the completion of Public Rights of Way Evidence Forms

1. As far as possible the witness should complete the form, preferably in black ink. If another individual completes the form on their behalf they should indicate this at the end of the form.
2. Each witness should answer all questions fully with as much detail as possible.
3. Each witness should complete a separate form in respect of each claimed right of way about which she/he can give evidence.
4. A plan must be attached and the witness should clearly draw the route of the claimed right of way on the plan, and initial the plan at each end of the drawn route.
5. The route of the claimed right of way should be described as accurately as possible, if possible giving details of such things as property and field boundaries, stiles, gates, bridges and stepping stones, etc.
6. Witnesses should indicate whether they are prepared to give evidence either in a court or at a public inquiry. (The evidential value of a statement is reduced if it cannot be subject to cross examination).
7. If a witness would be unable to give evidence at a hearing because of ill health, age, etc the person obtaining the statement should endorse the form accordingly, and be able to give evidence of the circumstances.
8. The information given on this form may become available for public inspection.

Description of claimed way:- (include grid references if known)

From Junction with footpath No 21 of 9/12/07

To Junction with bridleway 0 1287
Both now on Hyde Lee PC

Please take time to answer the questions carefully and in full

1. (a) How many years have you known the way? 9
- (b) Does the way have a popular name?
- (c) Have you personally used the above way? *YES/NO
- (d) Did you only use part of the way? *YES/NO

Please do not use vague terms such as "often".

- (e) During which years have you used the way? From 1997 To 2000
- (f) Where were you going from/to? ORCHARD LANE TO BRADLEY LANE
- (g) For what purpose? (eg work, pleasure) PLEASURE
- (h) How many times a year? (eg daily, weekly, seasonal) DAILY
- (i) By what means? (eg on foot, horseback, motor vehicle etc) ON FOOT
- (j) Is, or was, the way a short cut for you? No
- (k) If so why? PLEASURE WALK

(l) **Please show on the attached plan the route of the way you have used.**
If you have only used part of the way please mark or indicate the part used.

- (m) Do you still use the way?
- (n) If not why not?

2. When using the path where did you live? [REDACTED]

If at different places please provide details and years.

3. (a) How wide is the way? 2 METRES

(b) Is it the same width throughout its length? Yes

4. If you have ridden a horse on the way
(a) Where did you keep the horse? No

(b) Where did you start and finish your ride?

(c) Were you ever riding with the hunt when you used the way?

5. (a) When using the way did you ever see any other person driving motor or horse-drawn vehicles on the way? *YES/NO
- (b) If YES, how often and what type of vehicle were they using?
- (c) Have you ever driven, or been a passenger in, a motor or horse drawn vehicle on the way? *YES?NO
- (d) If YES to (c),
- (i) How often was this?
- (ii) What type of vehicle were you in?
- (iii) For what purpose was it being used?
-

6. (a) Has the way always been on the same route? *YES/NO
- (b) If NO, please describe the original route, state when the way was diverted and show details on a plan.
- (c) Is the way a clearly defined track or path which a stranger to the vicinity could follow? *Yes*
- (d) Have you always kept to the route of the way between the start and finish, or have you wandered from the route? *Yes*
-

7. (a) Have there, to your knowledge, ever been any stiles on the way? *YES/NO
- (b) Have there, to your knowledge, ever been any gates on the way *YES/NO
- (c) If YES, please mark on the attached plan the location of the stiles or gates and state, if known, when they were erected or removed.
- (d) If any gates on the way were ever locked please state, how often, and if known, by whom? *GATES NOT LOCKED*

Please mark on the attached plan the locations of the locked gates.

8. (a) Excluding locked gates, have you ever known of any other obstructions to the way? *YES/NO
- (b) If YES, state (i) what type of obstruction was this?
- (ii) When they were erected or removed?
- (c) Please state, if known, who erected the obstructions and show the approximate position of the obstructions on the attached plan.
-

9. Has your usage ever been hindered or prevented in any way? *YES/NO
 If so by whom or what?
 When was this?
 Have you continued to use the way despite hindrances or obstructions *YES/NO
 How did you do this? (e.g. diversion)
 Is the hindrance or obstruction still in existence *YES/NO
-

10. (a) Were you ever an owner or tenant of the land crossed by the way? *YES/NO
 If YES, please give dates.
- (b) If you were an owner or tenant did you acknowledge the route as a Public Right of Way? *YES/NO
 If YES, please give dates.
- (c) Was the land ever owned or tenanted by a relative of yours? *YES/NO
 If so, what was their relationship to you?
- (d) When you used the way were you working for any owner or tenant of the land adjoining or crossed by the way? *YES/NO
- (e) If YES to (d),
- (i) What was your employment?
- (ii) Between what years were you employed?
- (f) If you were employed by the owner/tenant
- (i) Did you receive any instructions from the owner/tenant as to the use of the way by the public? *YES/NO
 (ii) If so, what were your instructions?
- (g) Did any relatives of yours ever work for an owner or tenant of land adjoining or crossed by the way? *YES/NO
 If so, what was their relationship to you?
-

11. (a) Have you ever been stopped or turned back when using the way? *YES/NO
(b) Do you know, or have you heard of, anyone else having been prevented from using the way? *YES/NO

(c) If YES to (a) or (b), please give details including dates.

.....
.....

-
12. (a) Were you ever told by any owner or tenant of the land crossed by the way, or by anyone in their employment, that the way was not public? *YES/NO

(b) If YES, please state:

(i) Who told you?

(ii) When you were told?

(iii) What were you told?

-
13. (a) Have you ever seen any deterrent notices such as "Private", "No Road", "No Thoroughfare" or "Trespassers will be Prosecuted", on or near the way? *YES/NO

(b) If YES, please state what the notices said appropriate date of their display and show their approximate position on the attached plan? *YES/NO

-
14. (a) Have you ever seen any notices such as "Public Path", or "footpath", or any other similar notice on or near the way? *YES/NO

(b) Have you ever seen any direction signs, finger posts or other indicators on or near the way? *YES/NO

(c) If YES to (a) or (b), please state what the notices or posts said and show their approximate position on the attached plan?

NOTICES PRIOR TO DRUMBLER
NOTCH IN BRADLEY LAWE

15. (a) Have you ever been given permission to use the way?
(Whether or not you asked for it) *YES/NO
- (b) Have you ever asked permission to use the way? *YES/NO
- (c) If YES, who gave you permission?
- (d) When were you given permission?
- (e) For what purpose were you given permission to use the way?
-

16. (a) Have you seen other people using the way? *YES/NO
- (b) How were they using the way (ie foot, horse)? Foot
- (c) Were they accompanying you? If so, please give details. (ie companions, rambling club, family, etc)? FAMILY WIFE & CHILDREN
- (d) If they were not accompanying you, were these people known to you?
- (e) How frequently did you see other people using the way? (ie daily, weekly, seasonal etc) DAILY
- (f) How many other people, approximately, did you see on these occasions? 3
- (g) Please give any further details of other people's use of the way which you feel may be important
-

17. Have you ever been charged a monetary sum for using the path?
If so, by whom? *YES/NO
-

18. (a) Do you have any documentary evidence about the way? *YES/NO
- (b) If so, in what form is this? ie maps, photos, etc please attach a copy if possible)
- (c) Would you be willing to make the original document available if necessary? *YES/NO
-

19. Can you give any further information about the way (continue on a separate sheet of paper if necessary).

20. Would you be prepared to give evidence of your use of the way
at a public inquiry or in a court of law, if necessary?

*YES/NO

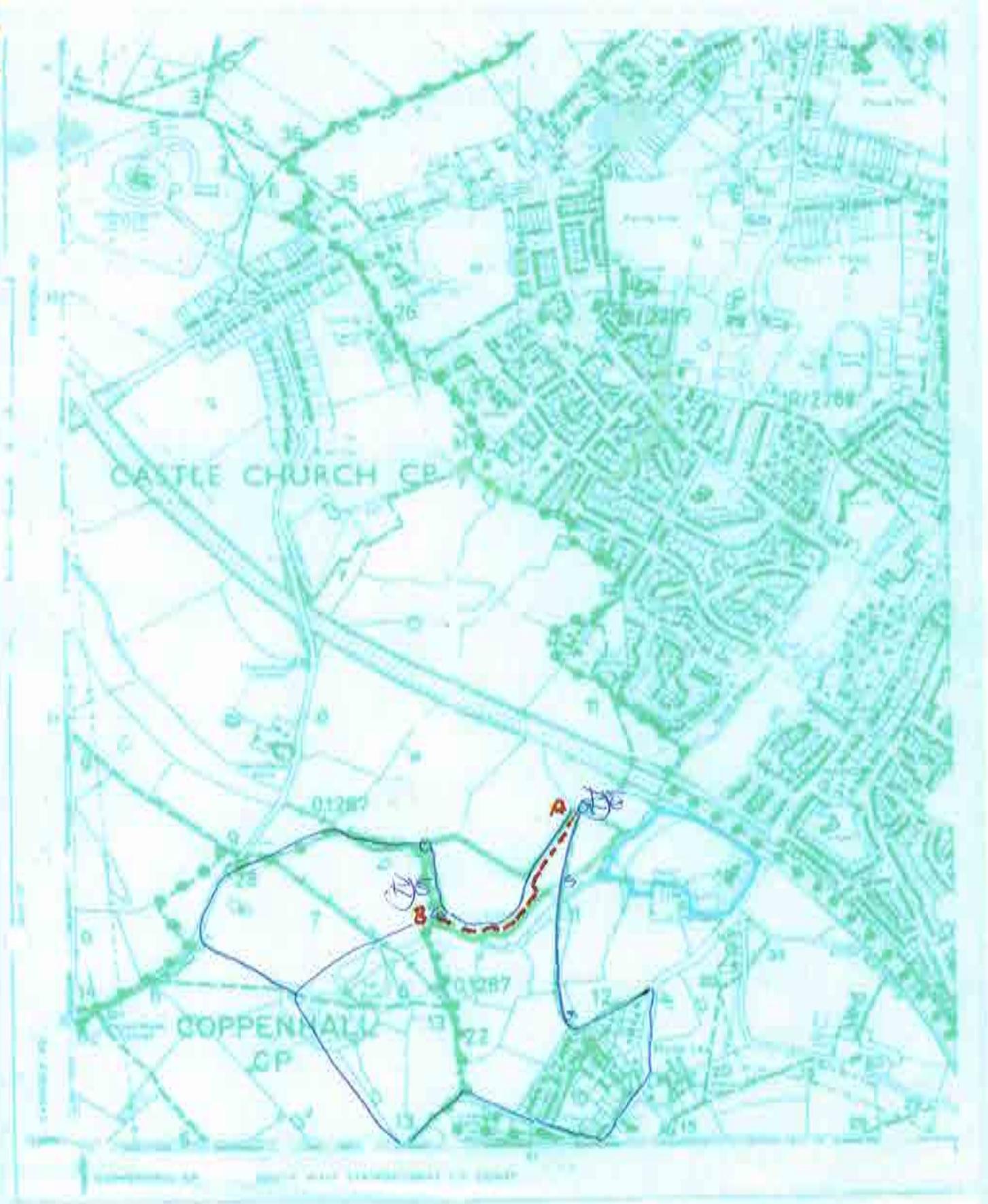
Please note that this form may be available to members of the public including affected owners or occupiers of the land crossed by the way.

I certify that, to the best of my knowledge and belief, the information I have given to this statement is true

Signature: 

Person taking this statement (if applicable)

Date: 23/4/06



Redwards

22/4/06

Staffordshire

County Council

PUBLIC RIGHT OF WAY EVIDENCE FORM Important Note

The object of this enquiry is simply to reach the truth of the matter, whatever it may be. Witnesses are therefore asked to answer the questions as fully as possible and not to keep back any information, whether for or against the public status claim. This is of particular importance if the information is to be of real value in establishing the status of the way.

Name of witness (*Mr/Mrs/Miss/Ms) ROGER SMITH

(Block Capitals please)

Address [REDACTED]

(Block Capitals please)

Telephone No. Post Code [REDACTED]

Date of Birth [REDACTED] Occupation COMPANY DIRECTOR

(If retired, what was your previous occupation)

Please attach a map showing the claimed way marked in red, signed by yourself.

Guidance Notes on the completion of Public Rights of Way Evidence Forms

1. As far as possible **ONLY** the witness should complete the form, preferably in black ink. If another individual completes the form on their behalf they should indicate this at the end of the form.
2. Each witness should answer all questions fully with as much detail as possible.
3. Each witness should complete a separate form in respect of each claimed right of way about which she/he can give evidence.
4. A plan must be attached and **ONLY** the witness should clearly draw the route of the claimed right of way on the plan, and initial the plan at each end of the drawn route.
5. The route of the claimed right of way should be described as accurately as possible, giving details of such things as property and field boundaries, stiles, gates, bridges and stepping stones, etc.
6. Witnesses should indicate whether they are prepared to give evidence either in a court or at a public inquiry. (The evidential value of a statement is reduced if it cannot be subject to cross examination).
7. If a witness would be unable to give evidence at a hearing because of ill health, age, etc the person obtaining the statement should endorse the form accordingly, and be able to give evidence of the circumstances.
8. **Please note** The Freedom of Information Act 2000 provides a general right of access to all information held by Staffordshire County Council. The Environmental Information Regulations 2004 provide a similar right of access to environmental information held by the Council. This means that the information that you supply may be disclosed to any individual making the appropriate request

Description of claimed way:- (include grid references if known)

From HOME

To HYDE LEA

Please mark clearly on the attached plan the route of the way you have used. If you have only used part of the way please mark or indicate the part used.

FOOTPATH 11 TO FOOTPATH 0-1287

Please take time to answer the questions carefully and in full

Please do not use vague terms such as "often". Please provide dates

- 1. (a) Have you personally used the above way? *YES/NO
- (b) During which years have you used the way?
From..... 1984 To..... 2007
- (c) Does the way have a popular name?
- (d) Did you only use part of the way? *YES/NO
- (e) Where were you going from/to? TURN HILL CLOSE VIA
HIGH FIELD FARM TO HYDE LEA
- (f) For what purpose? (eg work, pleasure) PLEASURE
- (g) How many times a year? (eg daily, weekly, seasonal) AVERAGE ONCE A WEEK
- (h) By what means? (eg on foot, horseback, motor vehicle etc) FOOT
- (i) Is, or was, the way a short cut for you? NO
- (j) If so why?
- (k) Do you still use the way? YES
- (l) If not why not?
- (n) How many years have you known of the existence of the way? 24 YEARS

2. When using the path where did you live? TURNHILL CLOSE

If at different places please provide details and years. ... MOSTLY ... OLD ... FARM ...
TRACK & OPEN ROUGH PASTURE

3. (a) How wide is the way?..... MINIMUM 8 FT *Feet/Metres

(b) Is it the same width throughout its length? *YES/NO
If NO please state width From..... 8' To OPEN PASTURE *Feet/Metres wide

PTO

4. If you have ridden a horse on the way
- (a) Where did you keep the horse?
-
- (b) Where did you start and finish your ride?
-
- (c) Were you ever riding with a hunt when you used the way?

5. (a) When using the way did you ever see any other person driving motor or horse-drawn vehicles on the way? *YES/NO
- (b) If YES, how often and what type of vehicle were they using?
-
- (c) Have you ever driven, or been a passenger in, a motor or horse drawn vehicle on the way? *YES?NO
- (d) If YES to (c),
- (i) How often was this?
- (ii) What type of vehicle were you in?
- (iii) For what purpose was it being used?

6. (a) Has the way always been on the same route? *YES/NO
- (b) If NO when was the way diverted?
- (c) Why was the way diverted?
-

Please show details of the original route and the diversion on the plan.

(d) Is the way a clearly defined track or path which a stranger to the vicinity could follow? YES

(e) Have you always kept to the route of the way between the start and finish, or have you wandered from the route? SOMETIMES WALK ACROSS

DREN F.C.E.L.A.S.

7. (a) Have there, to your knowledge, ever been any stiles on the way? *YES/NO
- (b) Have there, to your knowledge, ever been any gates on the way *YES/NO
- (c) If YES, please mark on the attached plan the location of the stiles or gates.
- (d) When were the gates or stiles erected or removed? DONT KNOW
-

(d) If any gates on the way were ever locked please state, how often, and if known, by whom?

.....

PTO

8. (a) Excluding locked gates, have you ever known of any other obstructions to the way? *YES/NO
- (b) If YES, state (i) what type of obstruction was this?
-
- (ii) When they were erected or removed?
-
- (c) Please state, if known, who erected the obstructions and show the approximate position of the obstructions on the attached plan.
-

-
9. (a) Has your usage ever been hindered or prevented in any way? *YES/NO
- (b) If so by whom or what?
-
- (c) Have you continued to use the way despite hindrances or obstructions *YES/NO
- (d) How did you do this? (ie diversion)
-
- (e) Is the hindrance or obstruction still in existence *YES/NO

-
10. (a) Were you ever an owner or tenant of the land crossed by the way? *YES/NO
- If YES, please give dates.
- (b) If you were an owner or tenant did you acknowledge the route as a Public Right of Way? *YES/NO
- If YES, please give dates.

-
11. Was the land ever owned or tenanted by a relative of yours? *YES/NO
- If so, what was their relationship to you?
-

-
13. When you used the way were you working for any owner or tenant of the land adjoining or crossed by the way? *YES/NO
- If YES (i) What was your employment?
- (ii) Between what years were you employed?....From.....To.....
- If you were employed by the owner/tenant
- (i) Did you receive any instructions from the owner/tenant as to the use of the way by the public? *YES/NO
- (ii) If so, what were your instructions?
-

14 Did any relatives of yours ever work for an owner or tenant of land adjoining or crossed by the way? *YES/NO
If so, what was their relationship to you?

15. (a) Have you ever been stopped or turned back when using the way? *YES/NO
(b) Do you know, or have you heard of, anyone else having been prevented from using the way? *YES/NO
(c) If YES to (a) or (b), please give details including dates.

16. (a) Were you ever told by any owner or tenant of the land crossed by the way, or by anyone in their employment, that the way was not public? *YES/NO
(b) If YES, please state:
(i) Who told you?
(ii) When were you told?
(iii) What were you told?

17. (a) Have you ever seen any deterrent notices such as "Private", "No Road", "No Thoroughfare" or "Trespassers will be Prosecuted", on or near the way? *YES/NO
(b) If YES please state what the notices said

Please show their approximate position on the attached plan.

18. (a) Have you ever seen any notices such as "Public Path", or "footpath", or any other similar notice on or near the way? *YES/NO
(b) Have you ever seen any direction signs, finger posts or other indicators on or near the way? *YES/NO
(c) If YES to (a) or (b) please state what the notices said STAFFORDSHIRE
WAT. SIGNS AT THE LEA

Please show their approximate position on the attached plan.

PTO

22. (a) Do you have any documentary evidence about the way? *YES/NO
(b) If so, in what form is this? (ie maps, photos, etc please attach a copy if possible)
.....
.....
(c) Would you be willing to make the original document available if necessary?
*YES/NO

23. (a) Do you consider the route to be historical? *YES/NO
(b) If Yes what type of route is or was it? (eg bridleway, footpath etc)
.....
.....
(c) Are you aware of any evidence/documents to support this? (excluding OS Maps)
*YES/NO
(d) If Yes please give details of this evidence or documents.....
.....
.....

24. Do you know who owns the land? *YES/NO
If YES please can you provide names and contact details.....
.....
.....

25. Do you know of any previous landowners? *YES/NO.
If YES please can you provide names and contact details.....
.....
.....
.....

26. Are you prepared to be interviewed? *YES/NO
If No please state reasons.....
.....
.....
If YES would you be prepared to be interviewed over the phone? *YES/NO

PTO

27. Would you be prepared to give evidence of your use of the way
at a public inquiry or in a court of law, if necessary?

*YES/~~NO~~

If No please state reasons.....
.....

28. Can you give any further information about the way (continue on a separate sheet
of paper if necessary).

Please note that this form may be available to members of the public including affected owners or occupiers of the land crossed by the way.

I certify that, to the best of my knowledge and belief, the information I have given in this statement is true.

Signed:

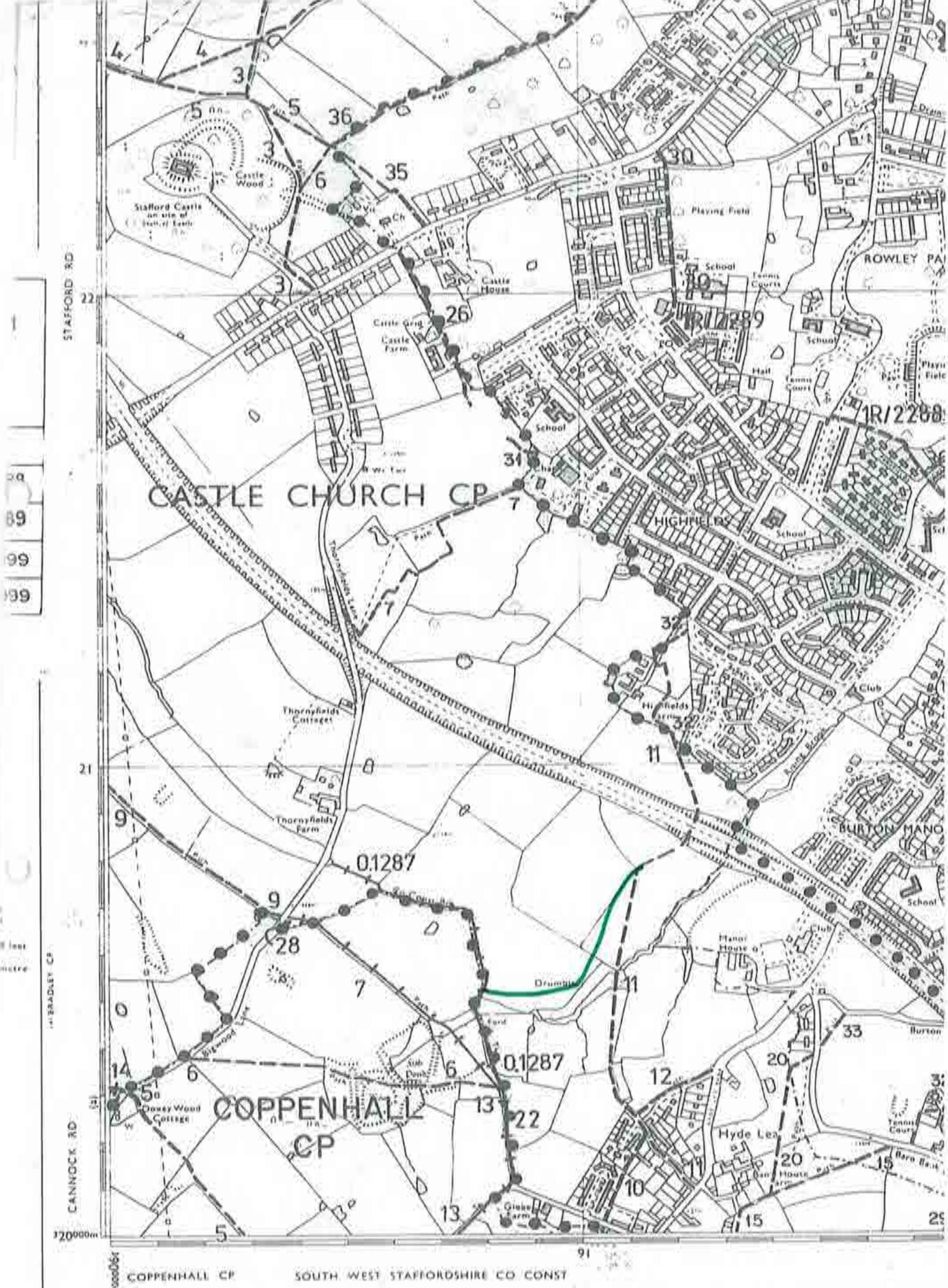


.....Date:

11/11/07

20...07

Person taking this statement (if applicable).....



Appendix D

[REDACTED]
16 Martin St
Stafford
ST16 2LG

[REDACTED]
6/2/07.

Dear [REDACTED],

LR 610 G.

Application to add a footpath between FP11
and Bridleway 0-1287 Cottlechurch parish.

IF you recall, you had written to me on 4th July 06 requesting that I wait until planning consent had been granted before I request priority consideration for the application.

Planning consent has been granted for the provision of sports pitches and considerable alterations to ground levels which will completely remove the path. This work is due to begin in the spring.

The planning application reference is -: 06/06113.

Please can you therefore consider priority consideration for the application. It seems to satisfy point a and b on the criteria. As regards point b, there will be considerable confrontation between path users and people playing sports on the field. Please can you contact the owners which I had served a notice on, pointing out that an application has been

made and the difficulties that they
will create for the public and
themselves if the path is not safeguarded
from the development.

Many thanks.

Yours Sincerely



User	Years Known	Years Used 1986-2006	total	Gates/Stiles	Frequency of Use	Width	Activity	Number of people seen	Documentary evidence
User B	24	1981-Present	24	Yes/not locked	Monthly	Feet	Foot	Daily	Map
User H	27	1979-2006	27	Yes	Seasonal	Varies	Foot	two/three	Map
User O	30	1976-2006	30	Yes/not locked	Seasonal	Not Defined	Foot	two/three	Map
User L	25	1981-2006	25	Yes	Weekly	Varies	Foot	one/Five	Map
User E	26	1980-2006	26	Yes	Weekly	Varies	Foot	one/six	Map
	30	1984-2007	23	Yes/unknown	Often	8ft	Foot	one/six	Map
User C	20	1985-2007	21	Yes	Daily	Not specified	Foot	Two/Six	Map
User J	30	1960-2009	30+	Yes	Daily	Not specified	Foot	twenty	Map
User N	17	1990-2007	17	Yes	Daily	Not Defined	Foot	three/five	Map
User A	30	1977-2000 Outside period of time	23	Yes/not locked	Weekly	Not Defined	Foot	two/three	Map
User I	23	1985-2009	23	Yes/Locked	Daily	2-3ft	Foot	four/eight	Map
User P	22	1985-2007	22	Yes locked	Weekly	2-6Ft	Foot	one/Eight	Map
User D	2	2004-2006	2	Yes	Weekly	1 metre	Foot		Map
User G	4	2002-2006	4	Yes	Daily	Varies	Foot	Daily	Map
User Q	9	1997 - 2006	9	Yes/not locked	Daily	2 Meters	Foot	Three	Map
User K	24	1987-2009	22	Yes/Locked	Daily	2 meters	Foot	25	Map
User F	24	Not Specified		Yes	Daily	2-3ft	Foot	Varies	Map
User M	10	2001-2008	8	Yes	Daily	2 Meters	Foot	Fifteen	Map

Used route long enough but said gate was locked
 Combined to 1 relevant user
 Not for full 20 year period

Additional comments			
Yes signs for a public path			
No signs for a public path ONLY USED PART OF THE WAY			
No signs for a public path			
No signs for a public path			
No signs for a public path			
Yes signs for a public path / Walked across the 2 fields			
Yes signs for a public path			
Gates locked by farmer			
Public Footpath notices			
Used by dog walkers/ No notices			
Asked farmer for permission in 1992 - keep an eye on cattle & Haybales			
The way is no longer there/ Gates erected 1985 locked for livestock control/wandered extensively.			
Directions sign on way.			
Dog Walkers			
Notices by Drunbles/Bradley Lane			
Yes signs for a public path / Walked across the 2 fields			
ONLY USED PART OF THE WAY / walked around fields			

Appendix F

















Appendix G

[REDACTED]

Staffordshire
County Council

PUBLIC RIGHT OF WAY EVIDENCE FORM

Questionnaire to be completed by the owner/occupier of land over which there is an alleged public right of way.

Important Note

The object of this enquiry is simply to reach the truth of the matter, whatever it may be. Witnesses are therefore asked to answer the questions as fully as possible and not to keep back any information, whether for or against the public status claim. This is of particular importance if the information is to be of real value in establishing the status of the way.

Name of witness (*Mr/Mrs/Miss/Ms)..... [REDACTED]
(Block Capitals please)

Address .. [REDACTED]
(Block Capitals please)

Post Code: [REDACTED] Telephone No. [REDACTED]

Date of Birth .. [REDACTED] Occupation [REDACTED]

Guidance Notes on the completion of Public Rights of Way Evidence Forms

1. As far as possible the owner/occupier should complete the form. If another individual completes the form on their behalf they should indicate this at the end of the form.
2. Please answer all questions fully with as much detail as possible.
3. Please indicate on attached map the extent of your ownership/tenancy or other interest in the land affected by the alleged public right of way.
4. Please indicate whether you are prepared to give evidence either in a court or at a public inquiry. (The evidential value of a statement is reduced if it cannot be subject to cross-examination).
5. If a person would be unable to give evidence at a hearing because of ill health, age, etc the person obtaining the statement should endorse the form accordingly, and be able to give evidence of the circumstances.
6. The information given on this form may become available for public inspection.

* Please delete as appropriate

PLEASE TAKE TIME TO ANSWER THE QUESTIONS CAREFULLY AND IN FULL

1. Do you own or occupy or have any interest in any of the land affected by the proposal or adjacent to it?

*YES/~~NO~~

If the answer is YES please answer questions 2 to 14 and indicate on the attached map the extent of your ownership or tenancy, or interest in the land.

If the answer is NO, please, if possible, advise the names and addresses of the landowners/occupiers.

2. Have you received a Notice of Application for a Modification Order?

*YES/~~NO~~

3. Would you be willing to allow County Council officers to make a site inspection?

Don't consider it necessary

*YES/~~NO~~

4. (a) Do you consider the route to be public?

*~~YES~~/~~NO~~

(b) If YES what description best describes the route? (please delete those inappropriate)

(i) *Footpath (i.e. for pedestrians only).

(ii) *Bridleway (i.e. for horse riders, cyclists and pedestrians)

(iii) *Byway open to all traffic (open to all traffic)

5. How long have you had an interest in the land affected by the application?30 Years

6. Please state the nature of your interest in the land over which the alleged public right of way is claimed.

Freehold Ownership. Are you:--

(a) Sole freehold owner?.....*I own it with my five sisters*

(b) A joint tenant?.....

If so with whom?.....

(c) A tenant in common?.....

If so with whom?.....

(d) A tenant for life under the Settled Land Act?.....

If so with whom?.....

Tenancies and Leases

Are you a tenant or lessee of the land?.....*have we had the same tenants as far back as my grandfather.*

If so please state the nature of your interest as tenant or lessee of the land.....

Any Other Interest in or over the affected land (e.g. a private right of way) *(up until 8 years ago)*

* Please delete as appropriate

7. Have you, or any previous owner/tenant of the land, ever erected any signs such as "Private", "Keep Out" or "Trespassers will be prosecuted" or similar signs on or near the alleged public right of way?
*YES/NO

If YES please state:-

- (a) When were these signs erected?..... I spoke with our tenant
- (b) What did these signs say?..... when we received this application
- (c) Are these signs still in place?..... he was adamant that he had
- (d) Where are these signs located?..... not consented to ramblers "said" ~~to~~ crossing the field as far

Please indicate location on attached map. back as the 1980's

(they had approached him then)
he asked if it could become an adopted footpath

8. (a) Have you seen people using the way? *YES/NO

(b) How were they using the way (ie foot, horse)?

(c) Were they alone or accompanied Please give details. (ie companions, rambling club, family, etc)?

(d) Were these people known to you? no

(e) How frequently did you see other people using the way? (ie daily, weekly, seasonal etc).

(f) How many other people, approximately, did you see on these occasions?

(g) Please give any further details of other people's use of the way which you feel may be important.

As the tenant did not "live" on the property, ramblers have chosen to "trespass" across the said field, without permission

9. Have you ever given anybody permission to use the route? *YES/NO

If YES please state:-

(a) When was this?.....

(b) To whom was it given?.....

(c) Why was it given?.....

10. (a) Have there, to your knowledge, ever been any stiles on the way? *YES/NO

(b) Have there, to your knowledge, ever been any gates on the way *YES/NO

(c) If YES, please mark on the attached plan the location of the stiles or gates and state, if known, when they were erected or removed.

(d) If any gates on the way were ever locked please state, how often, and if known, by whom? *The tenants did have locked gates on the property when they were writing, but they were sawn off the vandals from the housing estate nearby.*
Please mark on the attached plan the locations of the locked gates.

11. (a) Excluding locked gates, have you (or any previous owner or occupier) ever known of any other obstructions to the way? *YES/NO

(b) If YES, state :

(i) what type of obstruction was this?

(ii) When they were erected or removed?

(c) Please state, if known, who erected the obstructions and show the approximate position of the obstructions on the attached plan.
.....

(d) If you have a private right of way how has this been exercised while the alleged public route has been obstructed.
.....

12. (a) Have you ever stopped or "turned back" anyone found using the route? *YES/NO

If YES please give details *our tenant said NO to them using the "card" route*

13. Have you ever taken any other steps to prevent the presumed dedication of this route as a public right of way? *YES/NO

If YES please give full details *our tenant*

told me that when the ramblers association asked if they ~~that~~ could use that route, he said NO. (cattle were grazed in his field)

NOTE --- Section 31(1) of the Highways Act 1980 states that: ---

"Where a way over any land, other than a way of such a character that use of it by the public could not give rise at common law to any presumption of dedication, has been actually enjoyed by the public as of right and without interruption for a full period of 20 years, the way is deemed to have been dedicated as a highway unless there is sufficient evidence that there was no intention during that period to dedicate it."

* Please delete as appropriate

14. Do you have any documents which show this as a private right of way or giving details of its closure?

*YES/NO

If YES: --

(a) In what form is this? photos and maps

(i.e. maps, photos, deeds, etc. please attach a copy if possible)

(b) Would you be willing to make the original document available if necessary? *YES/NO

15. Would you be prepared to give evidence on this matter at a public inquiry or in a court of law, if necessary? *YES/NO

16. Can you give any further information about the alleged route? (continue on a separate sheet of paper if necessary) *YES/NO

As explained previously, this land has been in our family for many years, going back to my grandfather. The same tenants [redacted] & his father before him farmed the land, but the original farmhouse was demolished when the motorway was built, and so the tenants lived on their other farm at Sandon, so therefore were not always "on site" to apprehend ramblers. When I spoke to him recently he said that they had approached him to have it adopted as a pathway and he ~~was~~ emphatically said "no", and told them that ~~to~~ any further queries should go through the agents, John German. This field was used for grazing of cattle; and furthermore, there are already established pathways across the land anyway, so they do not need to establish an extra one in our view. We are now selling the land to the Stafford Grammar School, in order for them to construct playing fields, and I believe that they do want their ~~own~~ existing sports facilities out to the general public.

I certify that, to the best of my knowledge and belief, the information I have given in this statement is true.

Signature [redacted]

Person taking this statement (if applicable).....

Date 12th August 2006

* Please delete as appropriate



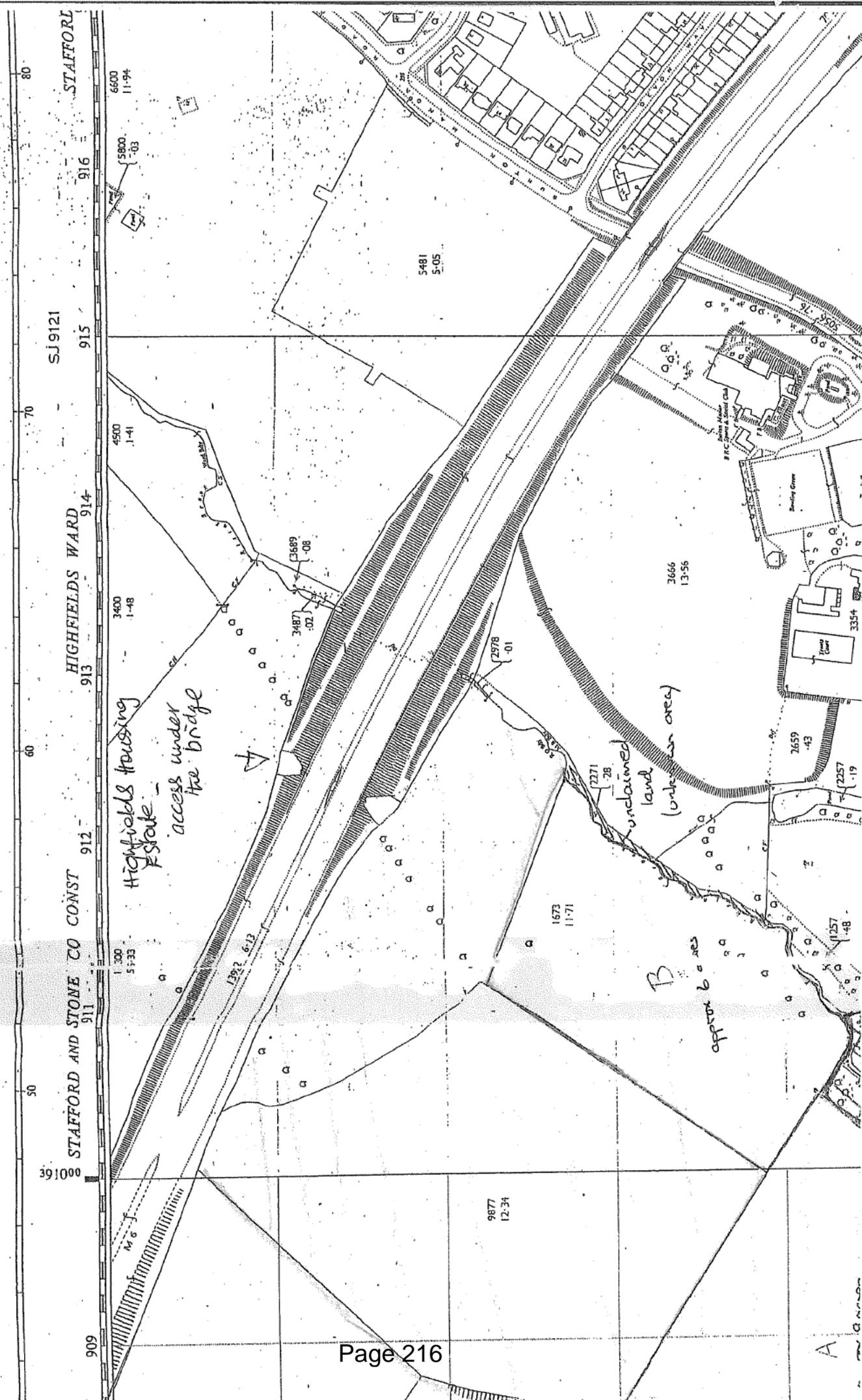
18.

adjacent grammar school
site.

Scale: 1:2500 or 25.344 inches to 1 mile

Levelled 1957

The East half of this sheet is Plan SJ 9120



Appendix H

[REDACTED]

Staffordshire

County Council

PUBLIC RIGHT OF WAY EVIDENCE FORM

Questionnaire to be completed by the owner/occupier of land over which there is an alleged public right of way.

Important Note

The object of this enquiry is simply to reach the truth of the matter, whatever it may be. Witnesses are therefore asked to answer the questions as fully as possible and not to keep back any information, whether for or against the public status claim. This is of particular importance if the information is to be of real value in establishing the status of the way.

Name of witness (*M [REDACTED])
(Block Capitals please)

Address STAFFORD G.S. [REDACTED]
(Block Capitals please)

Post Code: ... [REDACTED] Telephone No. [REDACTED]

Date of Birth [REDACTED] Occupation [REDACTED]

Guidance Notes on the completion of Public Rights of Way Evidence Forms

1. As far as possible the owner/occupier should complete the form, preferably in black ink. If another individual completes the form on their behalf they should indicate this at the end of the form.
2. Please answer all questions fully with as much detail as possible.
3. Please indicate on attached map the extent of your ownership/tenancy or other interest in the land affected by the alleged public right of way.
4. Please indicate whether you are prepared to give evidence either in a court or at a public inquiry. (The evidential value of a statement is reduced if it cannot be subject to cross-examination).
5. If a person would be unable to give evidence at a hearing because of ill health, age, etc the person obtaining the statement should endorse the form accordingly, and be able to give evidence of the circumstances.
6. **Please note** The Freedom of Information Act 2000 provides a general right of access to all information held by Staffordshire County Council. The Environmental Information Regulations 2004 provide a similar right of access to environmental information held by the Council. This means that the information that you supply may be disclosed to any individual making the appropriate request
7. The information given on this form may become available for public inspection.

* Please delete as appropriate

PLEASE TAKE TIME TO ANSWER THE QUESTIONS CAREFULLY AND IN FULL

1. Do you own or occupy or have any interest in any of the land affected by the proposal or adjacent to it?

*YES/NO

If the answer is YES please answer questions 2 to 14 and indicate on the attached map the extent of your ownership or tenancy, or interest in the land.

If the answer is NO, please, if possible, advise the names and addresses of the landowners/occupiers.

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

2. Do you know of any previous landowners?

*YES/NO

If YES please can you provide names and contact details.....

.....
.....

3. Have you received a Notice of Application for a Modification Order?

*YES/NO

4. Would you be willing to allow County Council officers to make a site inspection?

*YES/NO

5. (a) Do you consider the route to be public?

*YES/NO

(b) If YES what description best describes the route? (please delete those inappropriate)

- (i) *Footpath (i.e. for pedestrians only).
- (ii) *Bridleway (i.e. for horse riders, cyclists and pedestrians)
- (iii) *Byway open to all traffic (open to all traffic)
- (iv) *Restricted Byway (i.e. for horse riders, cyclists pedestrians and vehicles which are not mechanically propelled)

6. How long have you had an interest in the land affected by the application?

From 20/01/07 to ongoing

* Please delete as appropriate

2

7. Please state the nature of your interest in the land over which the alleged public right of way is claimed.

Freehold Ownership. Are you:--

(a) Sole freehold owner?.....YES.....

(b) A joint tenant?.....

If so with whom?.....

(c) A tenant in common?.....

If so with whom?.....

(d) A tenant for life under the Settled Land Act?.....

If so with whom?.....

Tenancies and Leases

Are you a tenant or lessee of the land?.....

If so please state the nature of your interest as tenant or lessee of the land.....

Any Other Interest in or over the affected land (e.g. a private right of way, shooting rights etc)

...PLAYING FIELDS FOR CHILDREN & ADULTS.....

8. Have you, or any previous owner/tenant of the land, ever erected any signs such as "Private", "Keep Out" or "Trespassers will be prosecuted" or similar signs on or near the alleged public right of way? NOT KNOWN *YES/NO

If YES please state:-

(a) When were these signs erected?.....

(b) What did these signs say?.....

(c) Are these signs still in place?..... N/A

(d) Where are these signs located?.....

Please indicate location on attached map.

9. (a) Have you seen people using the way? *YES/NO

(b) How were they using the way (ie foot, horse)? ..MOTORBIKE RIDERS.....

(c) Were they alone or accompanied Please give details. (ie companions, rambling club, family, etc)? ...IN GROUPS OF 3 OR 4.....

(d) Were these people known to you?NO.....

(e) How frequently did you see other people using the way? (ie daily, weekly, seasonal etc).

...SEASONAL.....

(f) How many other people, approximately, did you see on these occasions?1.....

(g) Please give any further details of other people's use of the way which you feel may be important.

.....SEE ABOVE.....

* Please delete as appropriate

10. Have you ever given anybody permission to use the route? *YES/NO

If YES please state:-

(a) When was this?.....

(b) To whom was it given?.....

(c) Why was it given?.....

11. (a) Have there, to your knowledge, ever been any stiles on the way? *YES/NO

(b) Have there, to your knowledge, ever been any gates on the way *YES/NO

(c) If YES, please mark on the attached plan the location of the stiles or gates and state, if known, when they were erected or removed.

(d) If any gates on the way were ever locked please state, how often, and if known, by whom? GATES LOCKED PERMANENTLY WHEN TENANT FARMER

HAD THE LAND ON CATTLE USAGE - GATE REMOVED & VANDALISED SINCE HE STOPPED LEASING LAND.

12. (a) Excluding locked gates, have you (or any previous owner or occupier) ever known of any other obstructions to the way? *YES/NO

(b) If YES, state :

(i) what type of obstruction was this? HEDGES AND FENCES AS FIELDS WERE USED FOR LIVESTOCK.

(ii) When they were erected or removed? ERECTED MANY YEARS AGO REMOVED, BURNT & VANDALISED WITHIN LAST 24 MONTHS.

(c) Please state, if known, who erected the obstructions and show the approximate position of the obstructions on the attached plan. FARMER

(d) If you have a private right of way how has this been exercised while the alleged public route has been obstructed.

N/A

13. (a) Have you ever stopped or "turned back" anyone found using the route? *YES/NO

If YES please give details. STAFF HAVE RETAINED MOTORBIKERS AND PEOPLE VANDALISING FENCING FROM LAND.

14. Have you ever taken some form of action to communicate to the public that the claimed route is not public? NOT POSSIBLE *YES/NO.

If YES (i) what action was this? UNTIL WE WERE OWNERS

(ii) When was this action taken?.....

15. Have you ever told persons attempting to use the route that the way was not public? *YES/NO.

16. Have you ever taken any other steps to prevent the presumed dedication of this route as a public right of way? *YES/NO.

NOT YET

If YES please give full details..... N/A

NOTE --- Section 31(1) of the Highways Act 1980 states that: --

"Where a way over any land, other than a way of such a character that use of it by the public could not give rise at common law to any presumption of dedication, has been actually enjoyed by the public as of right and without interruption for a full period of 20 years, the way is deemed to have been dedicated as a highway unless there is sufficient evidence that there was no intention during that period to dedicate it."

17. Do you have any documents which show this as a private right of way or giving details of its closure? *YES/NO

If YES: --

(a) In what form is this?.....

(i.e. maps, photos, deeds, etc. please attach a copy if possible)

(b) Would you be willing to make the original document available if necessary? *YES/NO

18. Have you as the owner/occupier of the land ever made a statutory declaration concerning public rights of way?

NOT SURE *YES/NO.
IF DONE AS PART OF PURCHASE OR

(a) If YES when was this declaration made?..... PLANNING APPLICATION

(b) If YES who did you lodge the declaration with?..... ?

(c) If YES does this declaration state that there are no public rights of way over the land?

*YES/NO.

(d) If YES does this declaration state that there are public rights of way over the land?

*YES/NO.

(e) If public rights of way do exist was the claimed route one of those admitted to exist?

*YES/NO.

If the declaration stated there are public rights of way in existence please mark on a plan the location of these.

ALREADY MARKED

19. Would you be prepared to give evidence on this matter at a public inquiry or in a court of law, if necessary? *YES/NO

20. Can you give any further information about the alleged route?
(continue on a separate sheet of paper if necessary).

*YES/~~NO~~

SEE SEPERAT LETTER

I certify that, to the best of my knowledge and belief, the information I have given in this statement is true.

Signed:  Date: 25th FEB, 2007.

On Behalf of... STAFFORD G.S.

* Please delete as appropriate

6

STAFFORD GRAMMAR SCHOOL

Burton Manor
Stafford ST18 9AT
Headmaster: M.R. Darley B.A.



Telephone: (01785) 249752
Fax: (01785) 255005
e-mail: headsec@staffordgs.plus.com
www.stafford-grammar.co.uk

BA/PG

28 February 2007

Dear Sir/Madam

May I make the following observations concerning the application for a public footpath No. 11 and Public Bridleway No. 0.1287 Castle Church:

When the school approached the owners of the land we performed the normal investigation into any paths crossing the proposed area to be purchased. I personally visited the offices of Staffordshire Highways and spoke to the person in charge of footpaths and bridleways. I was assured that the bridleway and the public footpath were the only rights of way over the land.

It is fair to say that the school would not have entertained purchasing the land for playing field use if we had thought that the proposed footpath existed.

We will have large numbers of pupils from the age of 5 to 18 years using these fields and the idea of public access is therefore a great concern. Allowing public access to areas used by children is almost unthinkable with the problems of sexual deviants, paedophiles and generally yobbish behaviour prevalent in present day society.

We were happy to purchase the lower field (marked B on the plan) with its public footpath as we would use it predominantly for access to field A. Field A we felt could be secured for children's use quite easily. This ceases to be the case if the footpath proposed is agreed to.

The two fields since the tenant farmer ceased to run his herd of cows over them have become widely used by dog walkers from Hyde Lea and Highfields who gain access to the land via the public footpath. The whole area is now criss-crossed with tracks caused by this casual usage (see photographs). This should not be confused with people using a right of way to get from A to B. Most of these tracks follow the perimeter of the fields in a variety of circular routes.

The route indicated on the map is not used regularly and is (as indicated by photographs) not used as much as many of the other walks. Access to the proposed route have only been gained by illegally removing gates and damaging fencing. If the route is to be substantiated by photographs of tracking a whole variety of routes could be similarly proved (see enclosed plan).

Continued

The open access to this area caused by:

- a) demise of tenant farmer
- b) removal of gates and vandalising of fences has led to access for motorbike riders who have followed their own routes and further vandalised fences to gain access into and out of the area.

As a school we are more than happy to maintain and improve the public footpath that already exists but which is unmarked, unsignposted and ill defined so that walkers can enjoy walking through the area of protected woodland called the Drumble. We have already cleared all the obstructions from the bridle path so that it can be used as was originally intended.

The proposed route follows in parallel the route of the public footpath and finishes in Hyde Lea at virtually the same place, I therefore cannot see the need for this duplication. Why have two routes starting and finishing in the same place and running close to each other.

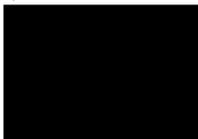
Obviously many of the questions on the form are not relevant to a landowner such as the school because we have only recently acquired this land. I know from conversations with the tenant farmer that he refused permission for people to use the suggested route when he was actively using the land. I am also aware that the Atkins Sisters Trust have never given permission for the proposed route.

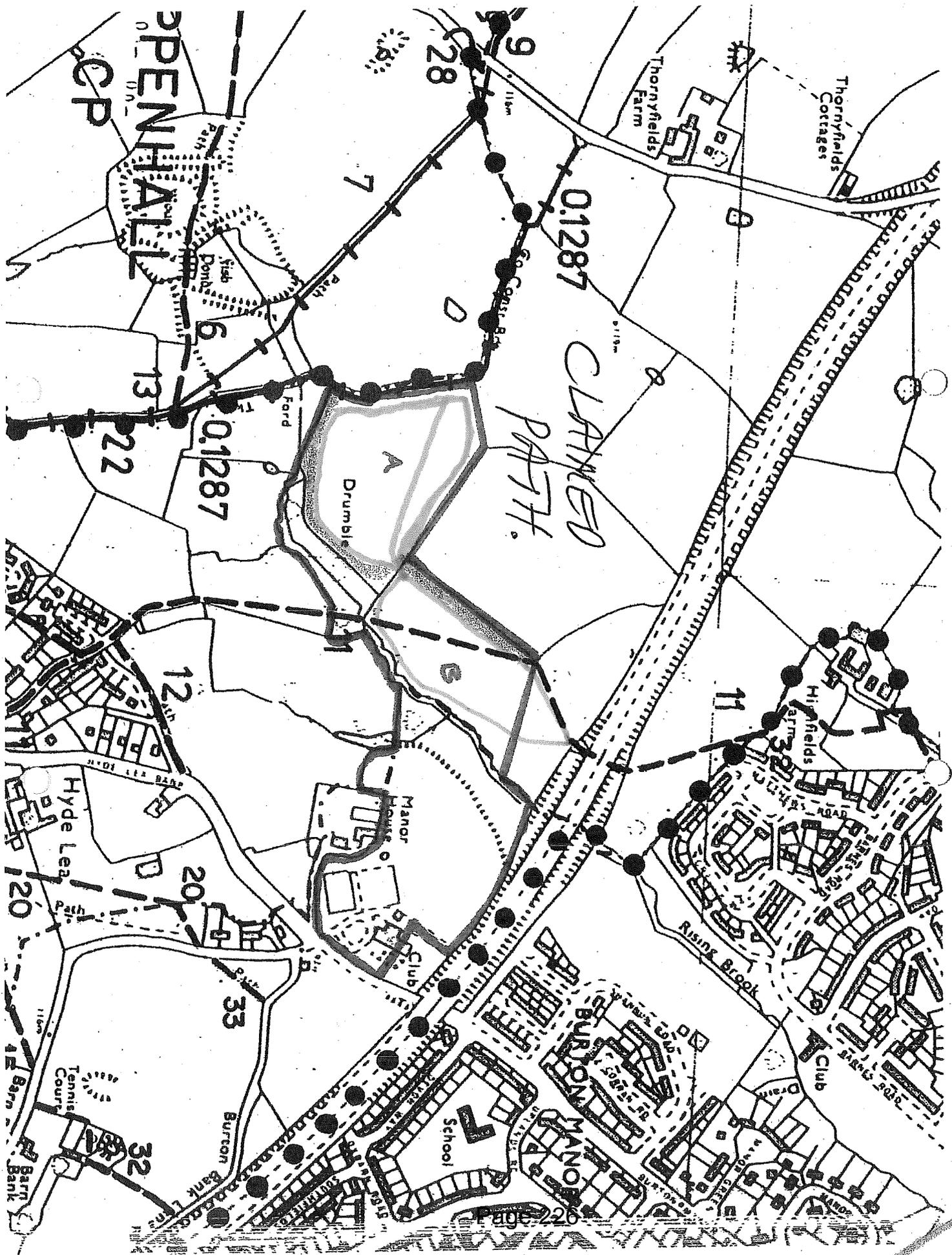
The school is required to erect stock proof fencing around the perimeter of the land we have purchased, but we will provide access to the public footpath via stiles or gates. We are also required to excavate drainage ditches and to site gates at various positions on the perimeter. Please note this work is done to comply with the Heads of Agreement which accompanied our land purchase. It is not done to be obstructive or to pre-empt any decisions made by the relevant body.

The school has planning permission to construct playing fields on the land in question. This will obviously cause much disruption to the public footpath. The school will provide alternative routes to allow walkers access to the public footpath and the bridle path.

I feel that the public would be better served having a well maintained, signposted public footpath than two neglected, ill defined and poorly maintained paths.

Yours sincerely





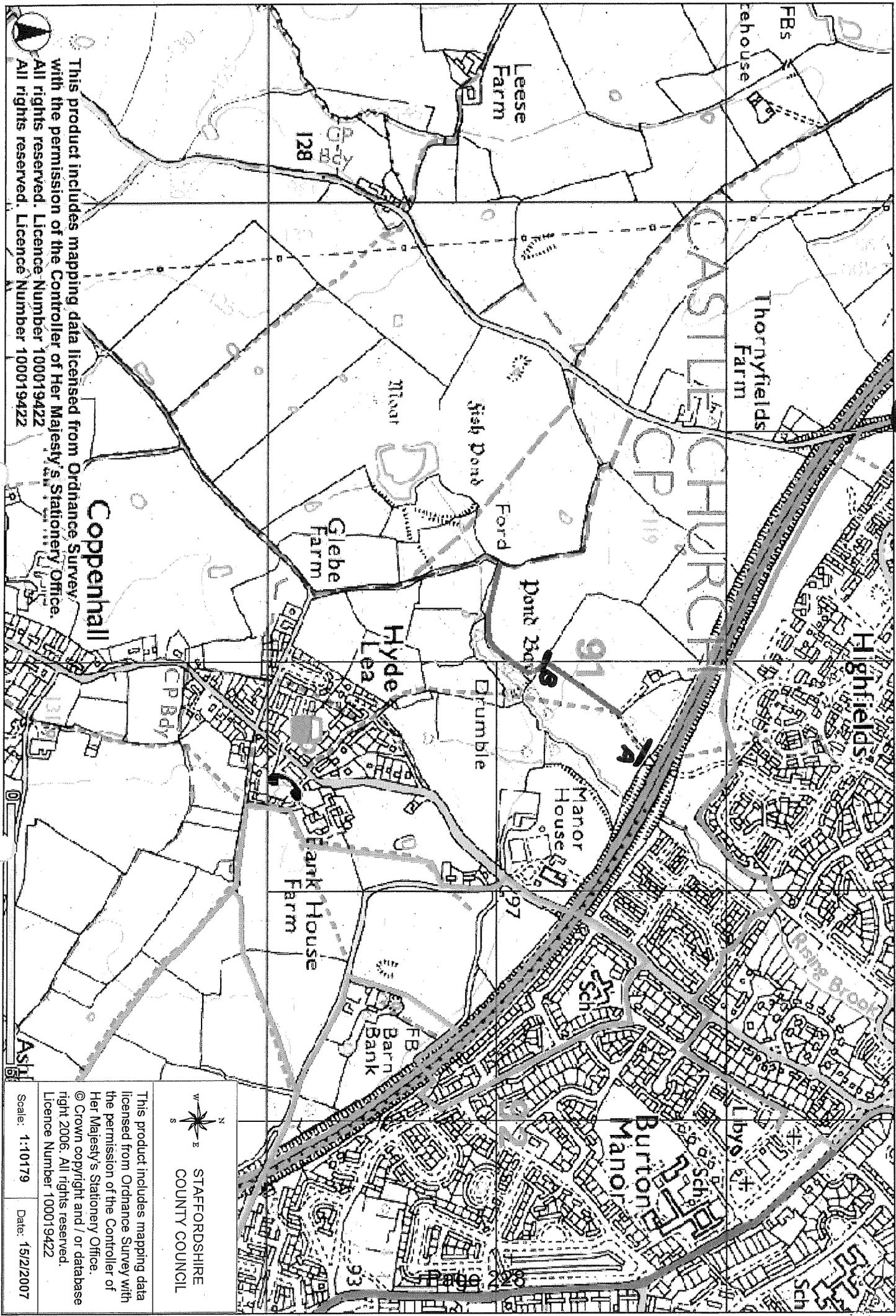
KEY TO PHOTOGRAPHS AND PLAN

1. Vandalism at entrance to top field where wooden field gate was removed and burnt – tracking showing path going away from route by proposed path.
2. Continuation of path in 1 which follows a circular route round top field.
3. Path from top gate which crosses top field diagonally to join bridle path at opposite end to proposed route.
4. Continuation of 3.
5. Path on bottom field which follows line of hedge to gate to top field (now metal).
6. Start of path noted in 3 and 4.
7. Path as 5.
8. Path as 5.
9. Photograph taken on route of public footpath which should run to bridge. No evidence of tracking – public footpath obviously not used.
10. As 9.
11. As 9.
12. As 9.
13. Photographs taken on line of public footpath which should run in a straight line from top to bottom of photograph. **No** tracking – not used at all.
14. As 13.
15. Photograph shows gates on public footpath by motorway vandalised and removed. Agricultural machinery strewn across pathway. Also shows route of path followed by dog walkers diagonally across field.
16. As 13.
17. Vandalism of perimeter fence by motorbike riders who gain access via footpath and public public rights of way / or via previously neglected bridle path.
18. Photograph of path through gap in hedge where fence wire and posts have been deliberately removed.

N.B. I have shown the extent of our ownership on the larger plan in red.

I have also marked gates on smaller plan in black.

ARB school gate



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Coppenhall

CASTLE CHURCH

Highfields

Burton Manor

STAFFORDSHIRE
COUNTY COUNCIL

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Scale: 1:10179 Date: 15/2/2007

Your Ref: LR610G

Re: S53 Application Alleged Public Footpath between Public Footpath No. 11 and Public Bridleway No. 0.1287 Castle Church

Thank you for the document bundle with regard to the above. Please find below a formal response from Hyde Lea Parish Council prepared by [REDACTED], one of our Parish Councillors.

Formal Response from Hyde Lea Parish Council: -

The Parish Council does not support the application to create a new Public Right of Way (PRW) as described in the above application documents and the route thereof shown on various Maps contained within the document bundle.

1. The proposed route of said paths runs alongside sports playing fields e.g., Rugby Pitches etc. owned by Stafford Grammar School.
The route is used by members of the Public including Dog walkers who may or may not attend to the removal of Dog Mess. On inspection of the school provided Dog Mess bins there was a reasonable number of Dog Mess plastic collection bags inside them. The school empties these bins on a regular basis. The issue of Dog Mess and children playing sports on the pitches must be considered in relationship to the Health and Safety aspect.
2. When the School is on Holiday a number of people ride Motorcycles around the sports pitches racing each other. This also occurs mostly at weekends in the summer months when the school is closed. They enter the school grounds via the underpass of the Motorway (Footpath 11) or over adjoining fields. The excessive noise from these motorcycles is very anti-social to residents who live close to the southern adjacent fields overlooking the sports fields.
3. There is an existing Public Right of Way Footpath No. 11 that flows into Orchard Lane and then onto the main road through the Hyde Lea Village thereby allowing walkers to walk into the village from the commencement of Footpath 11 by the Motorway underpass.
4. The Parish Council has a balanced view on this matter and believes the current situation should remain and a new PRW is not approved. The school can then continue to accept or otherwise walkers over their land. It is believed under the current situation there is no contention between walkers and school arranged sports on the land.

From: [REDACTED]
To: [REDACTED]
Subject: Re: S53 Application Alleged Public Footpath between Public Footpath No. 11 and Public Bridleway No. 0.1287 Castle Church
Date: 17 October 2022 13:55:22
Attachments: [image001.png](#)
[image002.jpg](#)

CAUTION: This email originated from outside of Staffordshire County Council. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Dear [REDACTED]

Ref: 017177DW S53 Application Alleged Public Footpath crossing land owned by Stafford Grammar School

Thank you for giving the school the opportunity to comment with respect to the above application.

I note that a predecessor of mine submitted a letter regarding the same issue on 28th February 2007 and, on reflection, the points he made are equally valid today as they were at the time. In the interests of brevity I will list the salient points,

- There is already a footpath that begins and ends at the same point so what is the point of an additional footpath?
- The school does not agree that walkers are never challenged on their right to be on the unauthorised footpath; what has actually happened is that walkers often ignore the requests of staff to keep clear to the extent that staff give up asking.
- No signs have ever been erected to point out the route of the existing footpaths because they are invariably vandalised. Also, on different parts of the school site, dog walkers just ignore the signs and trespass on school land anyway.
- On the footpaths in question, dog walkers rarely have their dogs under control within the strictest definition, in that it is rare to see a dog on a lead and they invariably breach the 1.5m width of the path. With young children playing on the sports fields there is an ever present risk of a dog owner not being able to control their dog and a child is intimidated by an out of control dog or, worse still, attacked.
- The school does not have the resources to check the sports pitches on every occasion before children play on them. Dog faeces is regularly found on the sports pitches because dog walkers ignore the bins provided and this poses a health risk to the children.
- Occasionally, local youths ride their motorbikes over the sports fields and having an additional footpath makes it even easier for them to gain access.
- Our next door neighbour farmer has specifically put in a fenced footpath for the convenience of dog walkers which is systematically ignored as they prefer to roam over his land.

I would be grateful if you could provide me with the outcome of the meeting.

Yours sincerely

[REDACTED]



[REDACTED]

[REDACTED]



[REDACTED]

On Tue, 20 Sept 2022 at 16:36, James, Laura (Corporate)
<laura.james1@staffordshire.gov.uk> wrote:

Good afternoon Richard,

Thank you for your call earlier in relation to the S53 report regarding the above application. As discussed, due to the time in which it has taken for you to receive the report, I can confirm that we are prepared to offer an extended deadline for submission of your comments/evidence in this matter. I should be grateful if you could please forward these to me by 18th October 2022.

During our conversation we discussed issues currently experienced by the school on the existing public footpath, No. 11. Whilst we are unable to offer specific legal advice in connection with this matter, section 118b and section 119b of the Highways Act 1980 provides schools stronger rights to apply for a special diversion or extinguishment orders if the school can evidence and prove the route is a serious threat to safeguarding. This is a matter for the school and independent legal advice would be required. Please find the link below to the Staffordshire County Council website if this is something that the school would like to explore further:

[Advice for applicants wanting to submit a Public Path Diversion Order - Staffordshire County Council](#)

Please do not hesitate to contact me if you have any queries.

Regards

Laura

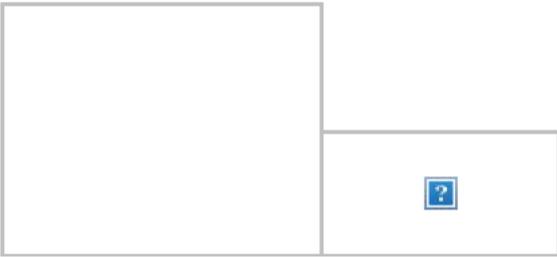
Laura James | Legal Officer (Rights of Way)
Legal Services

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