

# APPLICATION FOR A MODIFICATION ORDER

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

To : *Public Rights of Way, Bath and North East Somerset Council*  
 of : *Lewis House, Manvers Street, Bath, BA1 1JG*  
 I/we : Mrs. L. Daley, Clerk to Bathampton Parish Council  
 of : 67 69 Holcombe Close, Bathampton, Bath, BA2 6UP

*name and  
 address of  
 applicant(s)*

hereby apply for an order under section 53(2) of the Wildlife and Countryside Act 1981  
 modifying the Definitive Map and Statement for the area by;

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

\* adding the footpath from # BA1/25 to the south of the A36 ST779656 to # American Museum at Claverton/ Bushy Norwood ST780644 \* delete as appropriate

\* upgrading/downgrading the route currently shown as a so that it is shown as a  
 \*footpath  
 \*bridleway  
 \*restricted byway  
 \*byway open to all traffic  
 \*footpath  
 \*bridleway  
 \*restricted byway  
 \*byway open to all traffic

\* deleting the  
 \*restricted byway  
 \*byway open to all traffic  
 \*bridleway  
 \*restricted byway  
 \*byway open to all traffic

\* varying /adding to the particulars relating to the by providing that  
 \*footpath  
 \*bridleway  
 \*restricted byway  
 \*byway open to all traffic

*explain how  
 you want  
 the  
 particulars  
 altered*

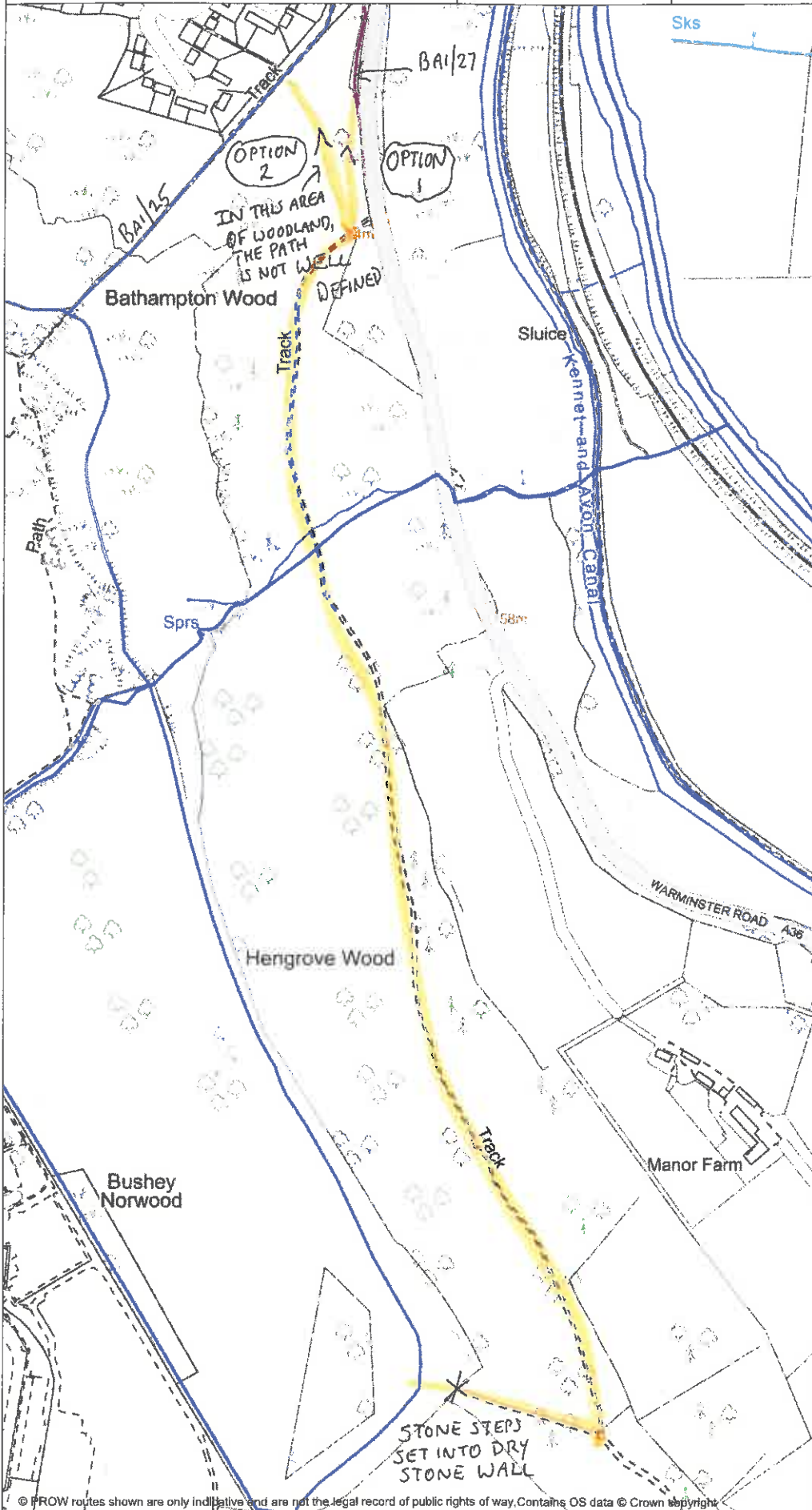
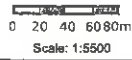
and shown on the map accompanying this application.

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

*list the  
 evidence  
 which  
 supports  
 your  
 application*

1. User evidence forms demonstrating un-impeding use of this footpath by 25 people over a 20-year period

Dated 7<sup>th</sup> March 2022 Signed 



PROW Whole Route

Parish



CERTIFICATE OF SERVICE OF NOTICE  
OF  
APPLICATION FOR A MODIFICATION ORDER

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

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

I/we : *Mrs. L. Daley, Clerk to Bathampton Parish Council*

of : *67 69 Holcombe Close, Bathampton, Bath, BA2 6UP*

*name and  
address of  
applicant(s)*

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

Dated *7<sup>th</sup> March 2022*

Signed



*DAVID BEARD  
BATHAMPTON PARISH COUNCIL*

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

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

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

COPY

69 Holcombe Close  
Bathampton  
Bath  
BA2 6UP

7<sup>th</sup> March 2022

Mr G. Thomas  
American Museum & Gardens  
Claverton Manor  
Bath  
BA2 7BD

Dear Mr Thomas,

**Bathampton footpath: Application for registration of a public right of way**

A public footpath extending through Bathampton Wood and Hengrove Wood towards the American Museum and Bushey Norwood, has been used by the local community for many years but remains unregistered. Bathampton Parish Council is now applying for a Definitive Map Modification Order to register this path as a public right of way before the 2026 deadline. Under the Countryside and Wildlife Act 1981, applicants are required to notify landowners; please find attached official notification of this application.

If you have any questions relating to the matter, please contact myself or Councillor David Beard, whose email address is [David.Beard@uwe.ac.uk](mailto:David.Beard@uwe.ac.uk).

Yours sincerely,

Mrs. L. Daly  
Clerk to Bathampton Parish Council

COPY

# NOTICE OF APPLICATION FOR A MODIFICATION ORDER

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

To : Mr. G. Thomas  
of : American Museum & Gardens, Claverton Manor, Bath, BA2 7BD

*name and  
address of  
owner or  
occupier*

Notice is hereby given that on the 7th day of March 2022

*give the date  
of your  
application  
name and  
address of  
applicant(s)*

I/we : Mrs. L. Daley, Clerk to Bathampton Parish Council  
of : 67 69 Holcombe Close, Bathampton, Bath, BA2 6UP

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

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

*adding the	*footpath	from#	BA1/25 to the south of the A36 ST779656	to #	American Museum at Claverton/ Bushy Norwood ST780644	* delete as appropriate - take detail from application
	*bridleway *restricted byway *byway open to all traffic					

*upgrading/downgrading the route currently shown as a	*footpath *bridleway *restricted byway *byway open to all traffic	from#		to #		* fill in grid references for start and end of routes
to be shown as a	*footpath *bridleway *restricted byway *byway open to all traffic					

*deleting the	*footpath *bridleway *restricted byway *byway open to all traffic	from#		to #	
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*varying /adding to the particulars relating to the	*footpath *bridleway *restricted byway *byway open to all traffic	from#		to #	
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and shown on the map accompanying this notice.

Dated 7th March 2022 Signed

# SUMMARY OF MODIFICATION ORDER APPLICATION

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

Name and address of Applicant Mrs. L. Daley, Clerk to Bathampton Parish Council  
67 69 Holcombe Close, Bathampton, Bath, BA2 6UP

Date of Application 7<sup>th</sup> March 2022

### Description

*Please describe the route starting at one end and working through to the other end.  
 Describe any feature of note, roads, landmarks, buildings, hedges etc.  
 If the route has a name or nickname please give it here.*

Route 1

The path departs from the eastern end of registered footpath BA1/27 (known as Dry Arch path), heading southward through Bathampton Wood, joining another trackway that leads from a gate onto the A36 and through Bathampton Wood/Hengrove Wood to the boundary of the American Museum. The path then takes a sharp turn to south and heads up a steep hill to the boundary wall with the National Trust at Bushy Norwood. This stone wall can be crossed by inset stone steps, indicating previous use as an official footpath.

Route 2

The path departs from the eastern side of registered footpath BA1/25 (known as the tramway footpath) at its intersection with the path westward to Hantone Hill; heading south-eastward through Bathampton Wood, joining another trackway that leads from a gate onto the A36 and through Bathampton Wood/Hengrove Wood to the boundary of the American Museum. The path then takes a sharp turn southward and heads up a short but steep hill to the boundary wall with the National Trust at Bushy Norwood. This stone wall can be crossed by inset stone steps, indicating previous use as an official footpath.

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### Length

*Please give the approximate length of the entire path in metres.  
 If you are claiming more than one path in the same application please give the length of each path separately.*

1 mile, 166 yards

### Width

*Please give the full width of the path you are claiming.  
 Please also give the width of the claimed path as it is now*

Width claimed : 4-6 feet  
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 Width now : 4-6 feet  
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### Nature of surface

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

### Location of structures

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

Structure	Grid Ref	Structure	Grid Ref	Structure	Grid Ref
Gate	ST780655				
Stone wall with stone steps	ST781643				
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