

# 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. Daly, 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 # *Fussell's Wood at BA1/20* to # *Junction with path BA1/37*  
*ST771655* *ST777649*

*\* 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

\* 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  
 \*footpath  
 \*bridleway  
 \*restricted byway  
 \*byway open to all traffic

by providing that

*explain how you want the particulars altered*

and shown on the map accompanying this application.

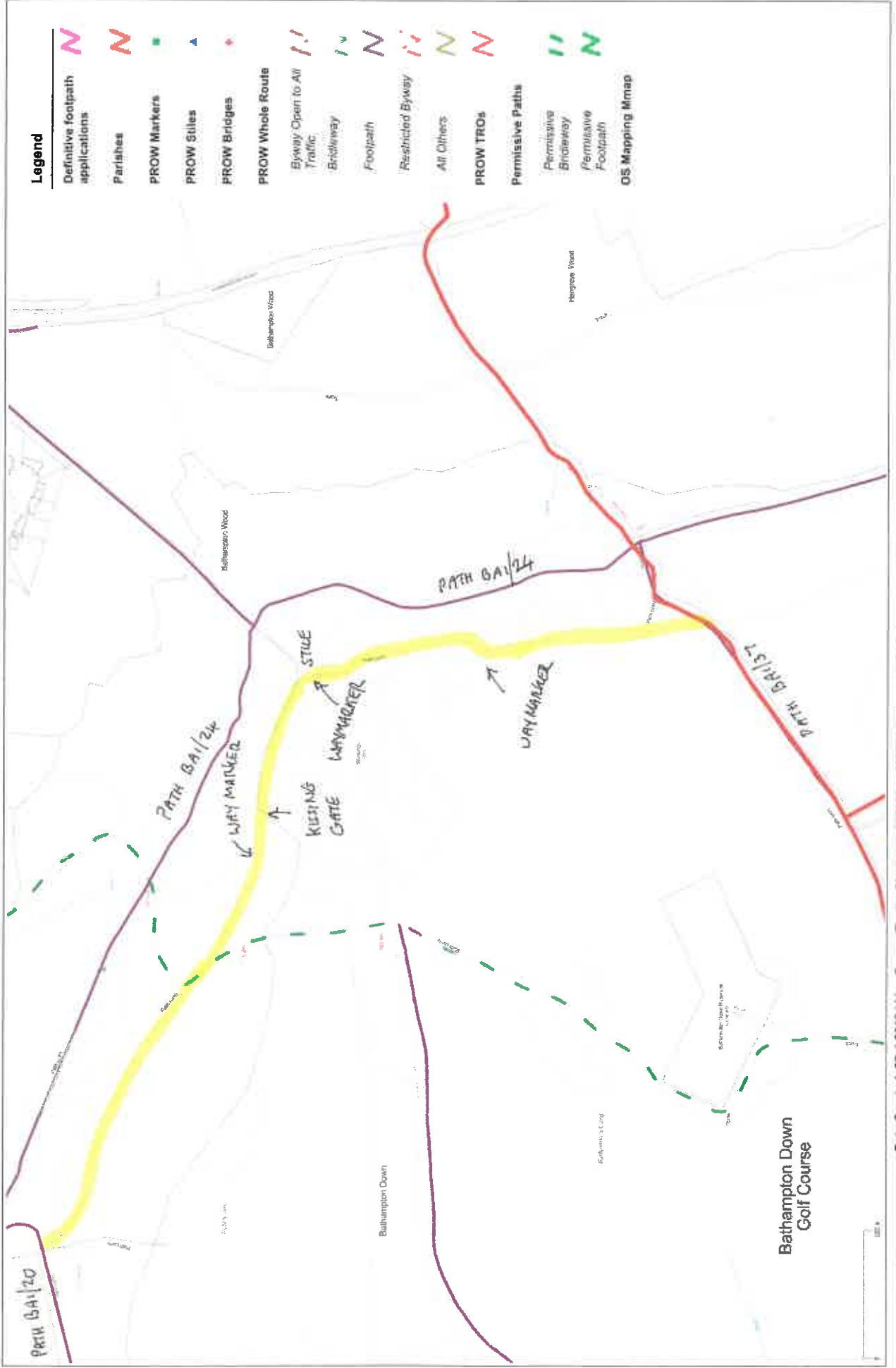
I/we attach copies of the following evidence in support of this application;

22 user evidence forms showing 20 years of continuous public access and use of this footpath

*list the evidence which supports your application*

Dated *21<sup>st</sup> February 2022*

Signed *E. Daly*



**Legend**

Definitive footpath applications	
Parishes	
PROW Markers	
PROW Stilts	
PROW Bridges	
PROW Whole Route	
Byway Open to All Traffic	
Bridleway	
Footpath	
Restricted Byway	
All Others	
PROW TROs	
Permissive Paths	
Permissive Bridleway	
Permissive Footpath	
OS Mapping Mmap	

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. Daly, 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 21<sup>st</sup> February 2022

Signed



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

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

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

COPY

69 Holcombe Close  
Bathampton  
Bath  
BA2 6UP

21 February 2022

Mr A. Laurence  
Bath Golf Club,  
Sham Castle, Golf Course Rd,  
Claverton Down,  
Bath BA2 6JG

Dear Mr Laurence,

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

A footpath extending from Fussell's Wood towards the path number BA1/31 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. A. Laurence  
of : Bath Golf Club, Sham Castle, Golf Course Rd, Claverton Down, Bath  
BA2 6JG

*name and  
address of  
owner or  
occupier*

Notice is hereby given that on 21st day of February 2022  
the

*give the date  
of your  
application*

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

*name and  
address of  
applicant(s)*

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

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

*adding the	*footpath	from#	Fussell's Wood at BA1/20	to #	Junction with path BA1/37	<i>* delete as appropriate - take detail from application</i>
	*bridleway		ST771655		ST777649	
	*restricted byway					
	*byway open to all traffic					

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

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

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

by providing that  
and shown on the map accompanying this notice.

*explain how  
you want  
the  
particulars  
altered*

Dated 21 February 2022

Signed E. Daly

# 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. Daly, Clerk to Bathampton Parish Council  
67 69 Holcombe Close, Bathampton, Bath, BA2 6UP

Date of Application 21<sup>st</sup> February 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.*

This path runs parallel to BA1/24 but at a higher level. It leaves the south-east corner of Fussell's Wood (BA1/20) and passes over open ground in an easterly direction to the top of Distant Wood, crossing Bridleway BA1/22. At the top of the wood, it passes between the wood and boundary fence of the golf course, through a kissing gate towards a metal stile, crossing path BA1/25 (tramway track) and then turns slightly to the south, climbing a few feet and on to the "Devil's Table" (a stone stack). It turns west behind the stack, heading towards steps made from old railway sleepers, where it reaches the summit of Bathampton Down. It then heads southward to join path BA1/21, which forms the parish boundary.

## 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.*

0.8 miles (1,400 yards or 1,280 metres)

## 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 : 6 feet

Width now : 6 feet

## Nature of surface

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

Grass/mud

## 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
Stile	ST771655				
Stile	ST774652				
Steps	ST777651				
Way marker	ST777651				