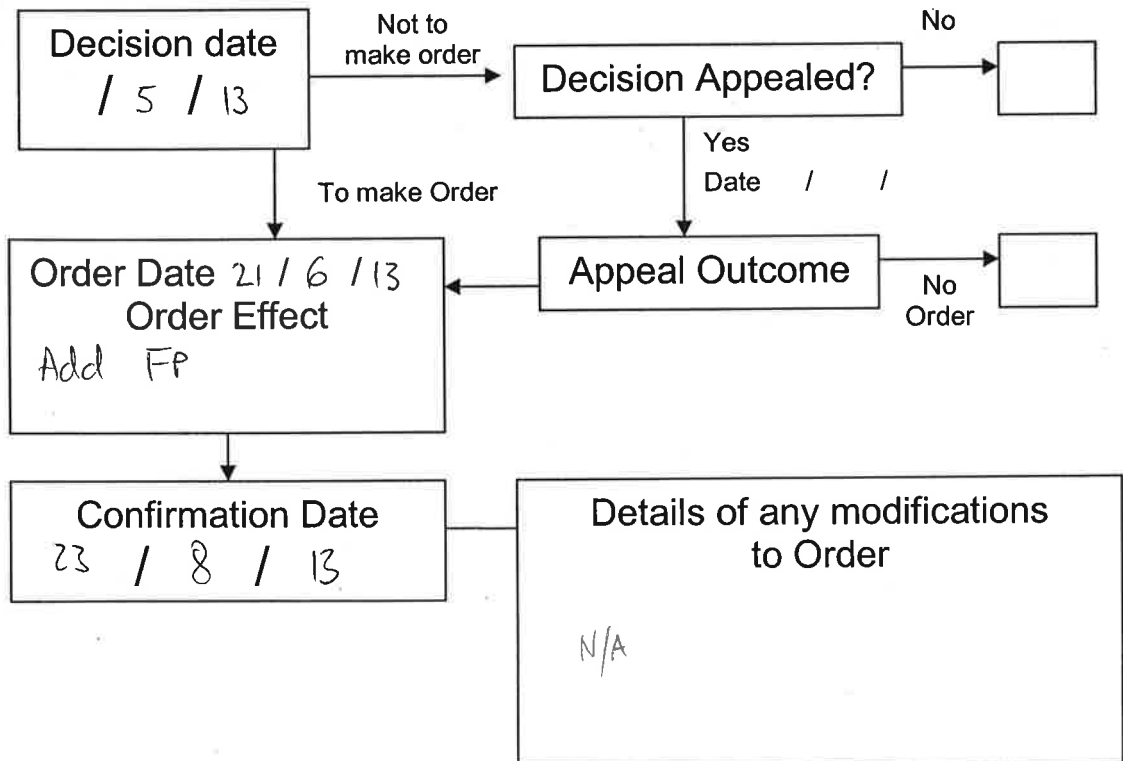


REGISTER OF APPLICATIONS - MODIFICATION ORDERS

DETAILS OF APPLICATION

District	North herts.....	File Name	Whinbush Rd.
Parish	Hitchin.....	Application Date	07 / 01 / 2005
Grid References			
Application to	Point A	TL 1879, 2954
	Add footpath	Point B	TL 1877, 2958
Applicant Mr. K. Payne		
Nearest	City	Town	Village
	St Albans	Hitchin	Great Wymondley
Addresses of properties affected	House Name/Street	Postcode	
	1-50 Russell House, Whinbush Road	SG15 1PX	

DETERMINATION (DECISION) OF APPLICATION



APPLICATION FOR A MODIFICATION ORDER

Wildlife and Countryside Act 1981

The Definitive Map and Statement of Public Rights of Way in Hertfordshire

To : *Definitive Map Officers, Hertfordshire County Council*
 of : *Environment Department, County Hall, Pegs Lane, HERTFORD, SG13 8DN*

I/we : KENNETH PAYNE name and address of applicant(s)
 of : 19 THE RIDGEWAY HITCHIN HERTS SG5 2BT

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

<p>*deleting the</p>	<p style="text-align: center;"> *footpath from # to # </p> <p style="text-align: center;"> *bridleway ----- ----- </p> <p style="text-align: center;"> *byway open to all traffic </p>	<p>* delete as appropriate</p>
<p>*adding the</p>	<p style="text-align: center;"> *footpath from # to # </p> <p style="text-align: center;"> *bridleway 518795 229542 518790 229565 </p> <p style="text-align: center;"> *byway open to all traffic </p>	<p># fill in grid references for start and end of routes</p>
<p>*upgrading / downgrading the route currently shown as a</p>	<p style="text-align: center;"> *footpath from # to # </p> <p style="text-align: center;"> *bridleway ----- ----- </p> <p style="text-align: center;"> *byway open to all traffic </p>	
<p>to be shown as a</p>	<p style="text-align: center;"> *footpath from # to # </p> <p style="text-align: center;"> *bridleway ----- ----- </p> <p style="text-align: center;"> *byway open to all traffic </p>	
<p>*varying / adding to the particulars relating to the</p>	<p style="text-align: center;"> *footpath from # to # </p> <p style="text-align: center;"> *bridleway ----- ----- </p> <p style="text-align: center;"> *byway open to all traffic </p>	
<p>by providing that</p>	<p>-----</p> <p>-----</p>	<p>explain how you want the particulars altered</p>

and shown on the map accompanying this application.

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

7 letters from local residents.
CH show 20 years or more usage, 2 others
show about 16 years usage
Letter D 27/10/04 from North Herts District Council
 Explanation Note,
 Dated 7/1/05 Signed _____

list the evidence which supports your application

Enc. Map showing route

COPY SENT TO N H A C
(Mr R. Whitworth, Estate Manager) 7/1/05 Vad?

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 Hertfordshire

To : NORTH HERTFORDSHIRE DISTRICT COUNCIL name and address of owner or occupier
 of : COUNCIL OFFICES, GERNAN ROAD, LETCHWORTH G.C. SG 6 3JF

Notice is hereby given that on the 7th day of January ~~19~~ 2005 give the date of your application

I/we : KENNETH PAYNE name and address of applicant(s)
 of : 19 THE RIDGEWAY, HILFORD, HERTS SG 5 2BT

made application to the Definitive Map Officers, Hertfordshire County Council, County Hall, HERTFORD, SG13 8DN that the Definitive Map and Statement for the area be modified by

~~*deleting the *footpath from # to #
*bridleway
*byway open to all traffic~~ * delete as appropriate

*adding the *footpath from # to # # fill in grid references for start and end of routes
~~*bridleway~~ 518795 229542 518790 229565
~~*byway open to all traffic~~ (Whinbush Rd. to Bancroft Rec. Gt., Hatfield)

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

~~*varying /adding to the particulars relating to the *footpath from # to #
*bridleway
*byway open to all traffic
 by providing that _____
 _____~~ explain how you want the particulars altered

and shown on the map accompanying this notice.

Dated 7/1/05 Signed _____




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 Hertfordshire

To : *Definitive Map Officers, Hertfordshire County Council*
of : *Environment Department, County Hall, Pegs Lane, HERTFORD, SG13 8DN*

I/we : KENNETH PAYNE *name and address of applicant(s)*
of : 19 THE RIDGEWAY, LITCHIN, HERTS SG5 2BT

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 7/1/05 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”

SUMMARY OF MODIFICATION ORDER APPLICATION

Wildlife and Countryside Act 1981

The Definitive Map and Statement of Public Rights of Way in Hertfordshire

Name and address of Applicant KENNETH PAYNE
19 THE RIDGEWAY, HITCHIN, HERTS, SG5 2BT

Date of Application 7/1/05

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 COMMENCES AT WINDSILL ROAD, HITCHIN, APPROX. 30m NORTH OF THE JUNCTION WITH HAZELWOOD CLOSE. IT PASSES FOR ABOUT 30m BETWEEN A NEW BUILDING TO THE NORTH AND A FENCE ON THE SOUTH SIDE. IT THEN TURNS NORTHWARDS ACROSS AN OPEN SPACE FOR ABOUT 30m AND FINALLY CROSSES A FOOTBRIDGE OVER THE RIVER HIZ AND ENDS INTO THE BANCROFT RECREATION GROUND (PUBLIC PARK)

Length

Please give the approximate length of the entire path in metres. 70
If you are claiming more than one path in the same application please give the length of each path separately.

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 : 1.5 m

Width now : FIRST 30m part of 4m wide drive, next 30m indeterminate with across open space, final section

Nature of surface approx. 1.6m wide FOOTBRIDGE,
Please describe the surface of the path e.g. grass, made up track, ploughed, mud.

CURRENTLY IT IS BEING HARD SURFACED - THE FOOTBRIDGE IS CONCRETE.

(PRIOR TO THIS MOST OF THE PATH WAS HARD EARTH FIRMED WITH HARDWARE / GRIT. THE FOOTBRIDGE CONCRETE.

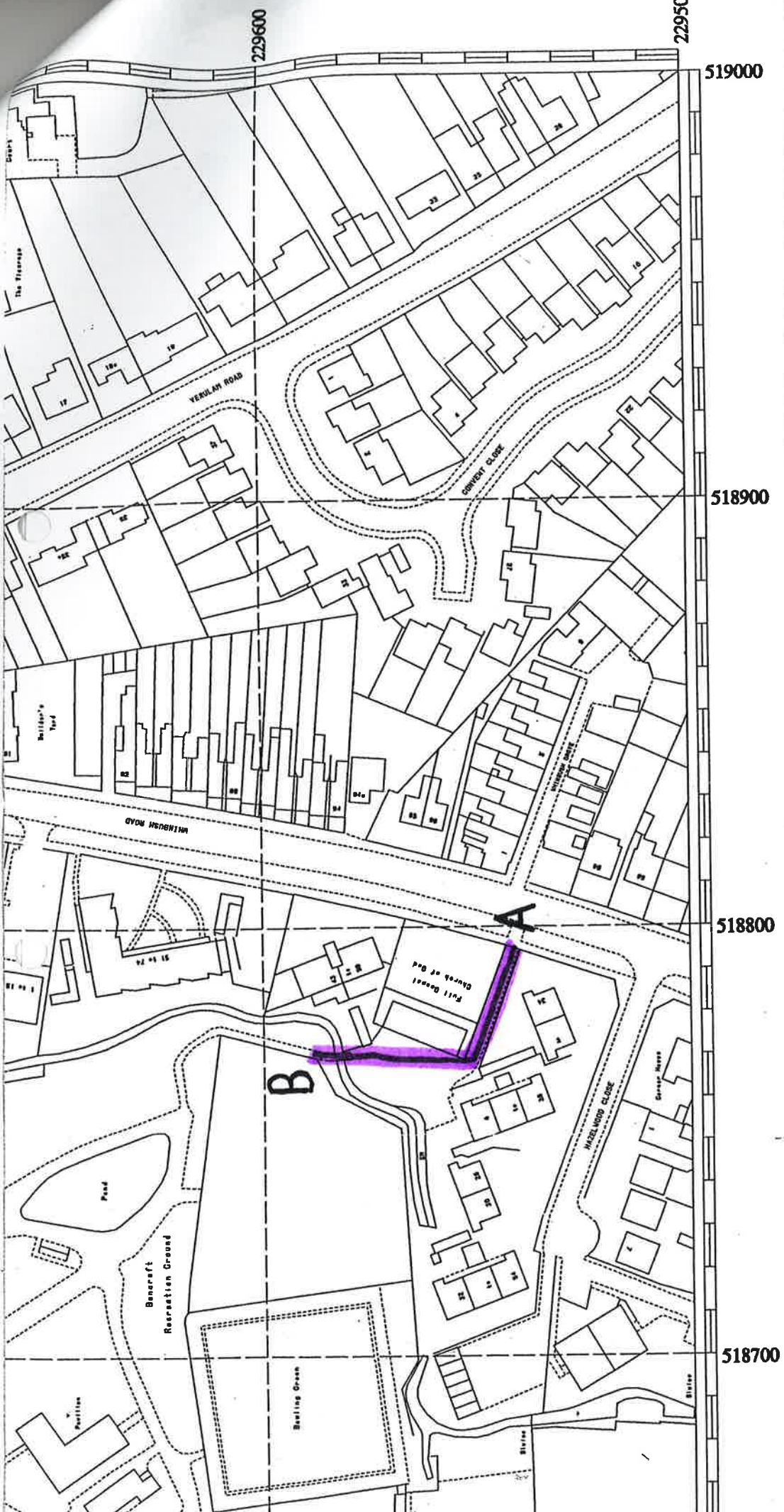
Location of structures

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

Structure	Grid Ref	Structure	Grid Ref	Structure	Grid Ref
<u>BARRIER OF PULP AND OTHER METALWORK ABOUT 2m HIGH</u>	<u>S18770</u>	<u>229585</u>	<u>(NORTH ENTRANCE / EXIT OF FOOTBRIDGE)</u>		

IT IS LIKELY THAT THIS BARRIER, WHICH HAS BEEN IN PLACE FOR SOME 8 MONTHS, WILL SUBJECT BE REMOVED

NH#3 MOD



Point A: TL 1879, 2954
 Point B: TL 1877, 2958

1:1250



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The representation of a road, track or path is no evidence of a right of way.

Heights are given in metres above the Newlyn Datum.

OS 1:1250 1995