

Public Right of Way User Evidence Statement - Information Sheet

The Declaration and Statement should be completed and **returned to the person making the application** (rather than Gloucestershire County Council), so that it can be submitted with, or form part of, an application seeking a change to the Definitive Map and Statement of Public Rights of Way. We recommend that you **keep this page for your information**, and also take a **photocopy of the Declaration and Statement** for your own records.

The Statement is intended to provide preliminary evidence about the application. When Gloucestershire County Council, as the Order-Making Authority (OMA), commences detailed research, a Council officer may contact you to seek further information or ask you to be interviewed about your evidence.

The Statement is designed to help establish whether or not the route being claimed in the application is a public right of way. It also provides evidence of how it is used (for example on foot, on horseback, by vehicles, etc.).

You should answer the questions as fully as possible and not keep back any information, whether for or against the public claim. This is important if this information is to be of real value in establishing the status of the application route. The information given may be examined at a public inquiry.

The Statement should be completed by one person only and should relate to only one route.
Do not include information about another person.

If you need more space please continue on a separate sheet, which will need to be attached to the Statement.

If completing the Statement by hand, please ensure it is written legibly and in black ink.

If the OMA proceeds with the application but it is contested (for example by a landowner), there may be a public inquiry. This will be held locally and if you are unable to attend your evidence will be given in writing, but user evidence is of much greater value if you attend in person and are prepared to answer questions about it. Inquiries are kept as informal as possible, and the OMA will help you with the procedure.

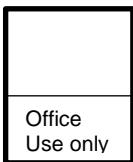
Data Protection Statement - Please read carefully

Under the General Data Protection Regulation, the OMA has a duty to inform you about how your personal data will be handled.

Please note that the information you supply by way of the User Evidence Statement or by other means such as letters or emails (other than your personal contact details [i.e. mobile/ landline number, email address] and signature) cannot be treated as confidential.

It will form part of the public record of the application kept in line with the legal process we follow under the Wildlife and Countryside Act 1981 and may be shared with any affected landowner or their representative.

For full information on how the OMA handles your information and to read our Privacy Notice, please visit <https://www.goucestershire.gov.uk/prow/definitive-map-and-associated-registers/> or you can request a copy by emailing modificationorders@goucestershire.gov.uk or by post to Highway Records (Modification Orders), Gloucestershire County Council, Shire Hall, Westgate Street, Gloucester, GL1 2TG.



Public Right of Way User Evidence - Declaration

This User Evidence Declaration must be fully completed, signed and returned with the completed User Evidence Statement for your evidence to be considered.

Please note that your contact details & signature on this Declaration page will not be made publicly available. However, by signing this Declaration, you are acknowledging that your User Evidence Statement may be made publicly available (in its entirety).

Please provide at least **one** method of communication below, in addition to your name.

Please print your name: _____

Your Home Telephone Number: _____

Your Mobile Telephone Number: _____

Your Email Address: _____

Statement of Truth

Warning: If you dishonestly enter information or make a statement that you know is, or might be, untrue or misleading, and intend by doing so to make a gain for yourself or another person, or to cause loss or the risk of loss to another person, you may commit the offence of fraud under section 1 of the Fraud Act 2006, the maximum penalty for which is 10 years' imprisonment or an unlimited fine, or both.

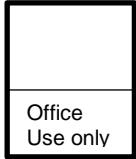
Please tick each box: **(all boxes must be ticked for your evidence to be considered)**

- I BELIEVE THAT THE FACTS AND MATTERS CONTAINED IN THE STATEMENT ARE TRUE
- I HAVE READ THE GENERAL DATA PROTECTION REGULATION 2018 PRIVACY NOTICE, AND ACCEPT HOW THE ORDER MAKING AUTHORITY WILL USE MY PERSONAL INFORMATION
- I ACKNOWLEDGE THAT THE CONTENTS OF MY STATEMENT (EXCLUDING THIS DECLARATION) CANNOT BE KEPT CONFIDENTIAL AND WILL FORM PART OF THE PUBLIC RECORD OF THE APPLICATION AND SO MAY BE MADE AVAILABLE TO ANYONE WHO REQUESTS IT (INCLUDING ANY AFFECTED LANDOWNER OR THEIR REPRESENTATIVE)

Your Signature:

Date:

You should keep a copy of the completed Declaration and Statement



Public Right of Way User Evidence Statement

Important: Please note that all information given in this Statement cannot be considered confidential.

PLEASE KEEP A COPY FOR YOUR OWN RECORDS

ABOUT YOU

Name

Address

..... Postcode

Year of Birth

Have you lived at any other addresses during the time you have used the path or way?
If so, please provide details and years [full addresses are not required]

MAP OF THE APPLICATION ROUTE

Please mark the route or routes which you have used on a blank copy of the general location map supplied by the Order Making Authority (OMA) and annotate the map with anything that is referred to in your statement. If the plan does not show the entire route used, or if any route or routes have been 'pre-marked', please contact the Modification Orders Team at:
modificationorders@gloucestershire.gov.uk

Please put your initials on your map and date it. **DO NOT ADD YOUR FULL SIGNATURE.**

YOUR USE OF THE APPLICATION ROUTE

1. In which years did you use the application route?

From To

2. Were there any extended periods during which you did not use the route at all? If so, please state when and why?

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3. Please describe the application route, including the start and finish points (providing Public Rights of Way numbers, road names or OS grid references if you can)

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.....

4. How did you use the application route and how often? [Please tick any that apply]

	Daily	Weekly	Monthly	Every few months	Once a year	Other (please describe)
On foot						
On horseback						
By pedal cycle						
By motor vehicle						
By horse-drawn vehicle						

5. Has the application route always followed the same course?

- Yes
- Don't know
- No

If no – how and when was the route altered?

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.....

6. Approximately how wide is the application route?

[Please give your estimate of the width across which you used the route including the width used when passing others or walking with others. Take care to consider the overall width of the route. If this varies, please describe how] [Or please state 'Don't know']

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7. What type of surface does the application route have? (for example grass, gravel, earth)
[For varying surfaces, please describe with reference to your map]

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8. Have there ever been any of the following on the application route?

a. Stiles [state locations and show on your map; please also say how long you've known them in place]

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b. Gates [state locations and show on your map; please also say how long you've known them in place & whether they've been locked (state whether permanently or temporarily locked)]

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c. Other barriers [state locations and show on your map; please also say how long you've known them in place]

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9. Did any of the above prevent you from using the application route?

No
 Yes

If yes, please give details

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.....

10. Have you ever seen any signs or notices suggesting whether or not the application route is a public right of way? (for example "Private", "Keep Out", No Right of Way "Trespassers will be Prosecuted", "Permissive Route Only")

- No
- Yes
- Don't know

If yes – state when and give details, including when they were present and mark their location on your map

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.....

Land Ownership

11. Were you working for any owner or occupier of land crossed by the application route at the time when you used it, or were you a tenant / licensee of any such owner?

- No
- Yes

If yes – provide details and dates

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.....

12. Did the owner or occupier ever give you permission (or did you seek permission) to use the application route?

- No
- Yes

If yes – provide details and dates

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13. Has anyone ever told you the application route was not public (including by an owner, tenant of the land or by anyone in their employment)?

- No
- Yes

(This question continues on the next page...)

If yes – provide details and dates

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14. Have you ever been stopped or turned back when using the application route?

No
 Yes

If yes, please give details including when this happened and by who

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15. Have you ever had a private right to use the application route? (for example, an easement, private right of access, licence, etc.)

No
 Yes

If yes, please give full details, including who gave the permission, why and when

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Other Information

16. Do you have, or do you have knowledge of, any documentary evidence which is relevant to the application route or which indicates public use? (for example photographs, guidebooks, letters, sale documents, old maps, etc.)

No
 Yes

If yes – please provide details

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.....

Are you willing to provide copies, if requested?

No Yes

17. Please give any further information which you consider would be helpful in reaching a decision as to whether the application route should be recorded as a public right of way?
[Continue on a separate sheet if necessary]
[If you wish to provide a separate sketch map, please do so and attach to this statement]

18. During the investigation the OMA may want to interview some or all of the claimants in order to gather additional information. Would you be willing to talk to an officer from the OMA about your knowledge of the application route?

Yes

19. Would you be willing to attend a hearing, or public inquiry to give evidence if necessary?

Yes

End of questions.