

9.5

Replied via
Public Path User
Evidence Form
no. 49

Rosie Cliffe
Gloucestershire Wildlife Trust
Conservation Centre
Dulverton Building
Robinswood Hill Country Park
Gloucester GL4 6SX

Miss S Burge

01452 425522

573/11/101(1)

19 October 2005

E-Mail: sarah.burge@gloucestershire.gov.uk

Dear Ms Cliffe

**Wildlife and Countryside Act 1981, Section 53
Application for a Modification Order for an Additional Public Footpath
through Witcombe Farm,
Parish of Great Witcombe**

Gloucestershire County Council has received an application for a Modification Order to add a length of public footpath to the Definitive Map of Public Rights of Way.

The application is to add a footpath through Witcombe Farm, which runs from Witcombe Farm Lane in a generally south to south-westerly direction for approximately 200m to its junction with existing public footpath AWG 4. This is marked A to B on the attached map.

I enclose a plan showing the position of the claimed path, which lies within Ordnance Survey Grid Squares SO 9015 and SO 9014.

Modification Order applications have to be supported by evidence that the claimed route is a public right of way or that it carries the rights that are claimed. There are two sorts of evidence: user and documentary. User evidence may be submitted when the public has walked or ridden a route for a continuous period of twenty years or more as of right. In this case, the applicant has supplied evidence of use.

Your comments will be included in the report that will go before the County Council's Commons and Rights of Way Committee. Members of the Rights of Way Committee will consider the application solely on the basis of the available evidence and decide whether or not on balance the claimed right exists. Environmental considerations or the effect on property interests are not matters that the Committee can take into account.

I would be grateful to receive any comments you may have on the application in writing by Friday the 2nd of December 2005. If you would like any further information on the application, please do not hesitate to contact me.

Yours sincerely

Sarah Burge
Public Rights of Way