
**APPLICATION FORM
FOR A MODIFICATION TO THE DEFINITIVE MAP AND STATEMENT
WILDLIFE AND COUNTRYSIDE ACT 1981**

To: Public Rights of Way, Herefordshire Council, Plough Lane, Hereford, HR2 0LE

I/We (i)

.....

of (ii)
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 (iii):-

- (a) ~~Deleting the footpath / bridleway / restricted byway/byway open to all traffic *~~ which runs
from:
to:
- (b) ~~Adding the footpath / bridleway / byway open to all traffic / restricted byway *~~ which runs
from: **B4224 Crow Hill, Upton Bishop opposite Greytree Cottage (SO 63938 27139)**
to: **it's juncture with Upton Bishop Public Right of Way UB1 (SO 64103 27122)**
- (c) ~~Upgrading/downgrading to a footpath / bridleway / byway open to all traffic / restricted byway* the
footpath/bridleway/byway open to all traffic/restricted byway *~~ which runs
from:
to:
- (d) ~~Varying/adding to the particulars relating to the footpath / bridleway / byway open to all traffic / restricted
byway *~~
from:
to:
by providing that

and shown on the map annexed hereto (see attached).

I/We attach copies of the following documentary evidence [including statement of witnesses] in support of this
application:-

- (iv) **32 items of mapping evidence; 43 x MO4 User Evidence statements;**
21 items of additional information & evidence

I/We understand that the information I/we have provided may be imparted to third parties.

Signed: Date: **18-2-24**

(i) Insert name of applicant(s)

(iii) Delete as appropriate

* Delete as appropriate

(ii) Insert address of applicant(s)

(iv) Insert list of documents

NOTES FOR GUIDANCE

[Please read carefully]

1. TO THE APPLICANT

- 1.1 Schedule 14 to the Wildlife and Countryside Act 1981 establishes a procedure whereby applications may be made to the surveying authority (i.e. the Council) for a modification to be made to the Definitive Map and Statement of rights of way. A number of forms are involved in the procedure and it is important that you comply with the various guidelines included with this pack to avoid invalidating your application.

2. APPLICATION FORM - FORM MO1

- 2.1 This form, correctly completed, describes the modification that is being sought for the map. You should read through all the options and decide which is the most appropriate. Definitions of the different types of right of way are given below. If (b) describes your proposed modification for example, you should cross through the other options and then complete (b) in full. An example is given below:

(b) **Adding** the *footpath / bridleway / byway open to all traffic* which runs
from: Scratchy Face Lane [SS 2345 6789]
to: Cut Throat Lane [SS 2376 6745]

2.2 Definitions

Footpath: A highway over which the public have a right on foot only, other than such a highway at the side of a public road.

Bridleway: A highway over which the public have the following, but no other, rights of way, that is to say, a right of way on foot and a right of way on horseback or leading a horse, with or without a right to drive animals of any description along the highway.

Byway: (i.e. byway open to all traffic) A highway over which the public have a right of way for vehicular and all other kinds of traffic, but which is used mainly for the purpose for which footpaths and bridleways are so used.

Restricted Byway: A highway over which the public have a right of way on foot, on horseback or leading a horse and a right of way for vehicles but excluding mechanically propelled vehicles.

2.3 Map

One of the most important requirements of this form is for a map, with the subject route of the application marked **clearly and precisely**. The scale of the map should be not less than 2½ inches to 1 mile, or 1:25,000. However, you are strongly advised to use a larger scale such as 1:10,000 or, ideally, 1:2,500. If you are submitting more than one application, a separate map will be required for each route.

2.4 Documentary Evidence

The Schedule requires that an application should be accompanied by **copies** of any documentary evidence (including statements of witnesses) which the applicant wishes to adduce in support of the application. Copies of documents should include certified photocopies (coloured photocopies where the originals are coloured or the detail unclear) or photographs. Exemption will be made where photocopying or photography is prohibited by the document custodian, but this should be confirmed in writing. The documents submitted in evidence should be listed, together with their sources and reference, on **FORM MO7**.

3. DETERMINATION OF APPLICATION

If the Council has not determined the application within 12 months of receipt of **FORM MO3** the applicant may refer the matter to the Secretary of State and they, after consulting the Council, may direct the latter to determine the application within a specified period. Appeal may also be made to the Secretary of State and the Council within 28 days if the latter decides not to make an Order.