

FORM A

Lake District
National Park



FORM A

APPLICATION FOR A MODIFICATION ORDER

The Cumbria County Council Definitive Map and/or Statement within the Lake District National Park - Wildlife and Countryside Act 1981

To: *The Lake District National Park Authority,
Murley Moss,
Oxenholme Road,
Kendal,
Cumbria, LA9 7RL*

I, Dr. Alan Geoffrey Brooks of 17 Cedar Grove, Kendal, LA9 5BL (and jointly with The Ramblers of 2nd Floor Camelford House 87-90 Albert Embankment London SE1 7TW)

do hereby apply for an order under section 53(2) of the Wildlife and Countryside Act 1981 modifying the definitive map and/or statement for the area by

Adding the *footpath*


From: SD 516980 on Potter Fell Road

To: SD 518989 on the path numbered 575026 on the Definitive Map for Cumbria

In the Parish of Strickland Roger

and shown on the map accompanying this application

I **attach** copies of the documentary evidence in support of this application as listed overleaf

Signed... [Applicant(s)]

Date... 24th September, 2019

Documentary Evidence in support of application.

1. Inclosure Award for Strickland Roger (1853), held by Cumbria Archives at Kendal under reference **WQ/R1/36**
2. **Act of Parliament** 1&2 Victoria I, c. xxxvii
3. Ordnance Survey First Edition 1:2500 (1860) ex. www.old-maps.co.uk
4. Area Book for Strickland Roger Township in Kendal Parish, published by the Ordnance Survey of England in 1860
5. Inland Revenue Valuation Plan Sheet XXXIII.8 held in Kendal Archives)

Other Relevant Information

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I enclose with this application:

Applicant's Statement with Map of proposed route

Wildlife and Countryside Act 1981

Definitive Map Modification Order Application

For a route from Potter Fell Road U5270 at SD 516980 to join the Existing Footpath 575026 from East View at SD 518989. The application route is not currently shown on the definitive map of rights of way for Cumbria.

Applicant's Reference: Strickland Roger 2

10 September 2019

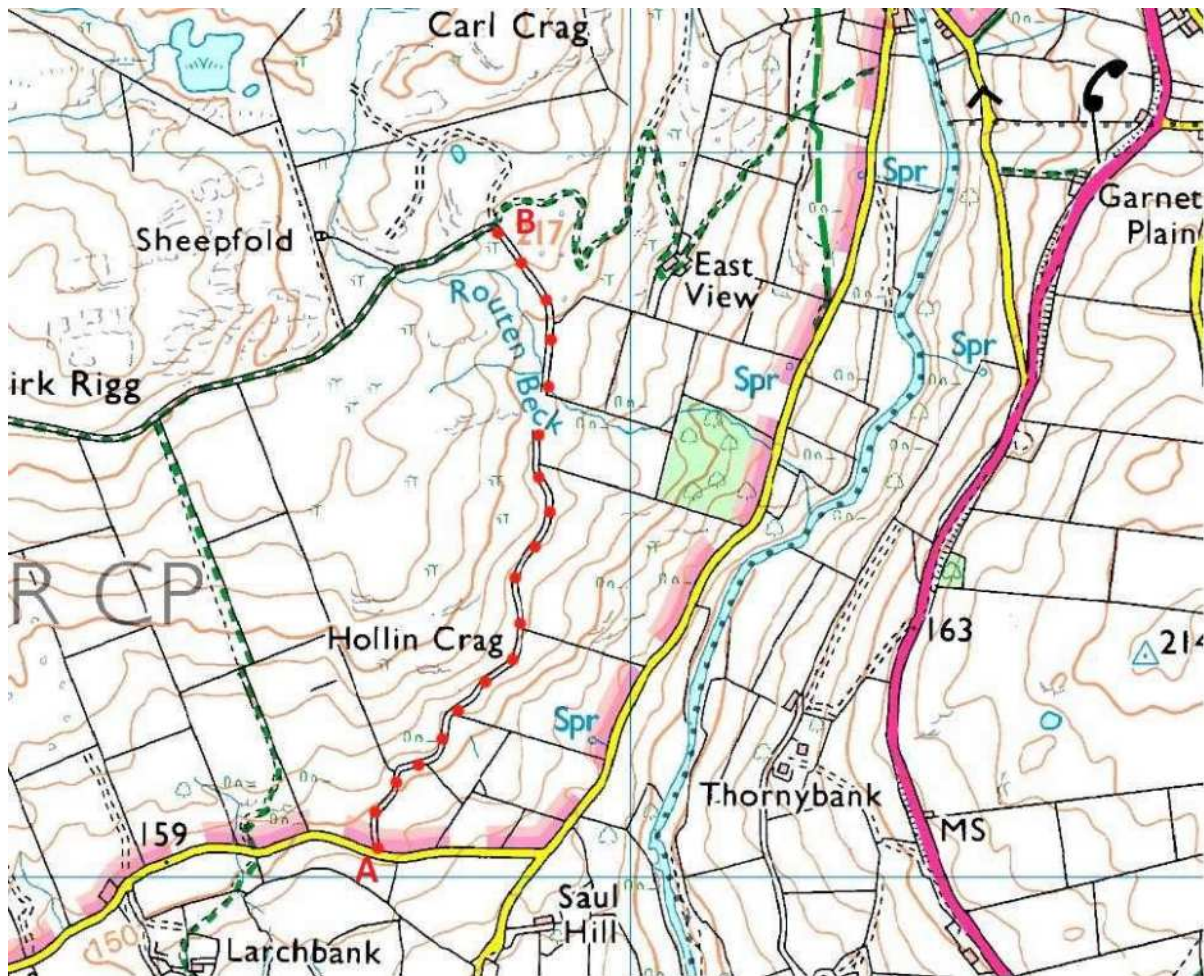
1. My name is Geoff Brooks. I am acting on behalf of Ramblers¹ the applicant for the order. I am a retired research and development chemist and a long-time member of Ramblers.
2. This application is made because, on the cut off day,
 The effect of s.53(1) and (2) Countryside and Rights of Way Act 2000 on a public path that existed prior to 1949, still exists on the cut-off date, and hasn't been a highway of a different description in between, and is not shown in the definitive map and statement at all is to extinguish all rights on that route. (This applies if the route is determined to be a footpath or bridleway.)
3. I believe this application will pass the planned Preliminary Assessment Test required by para 2 Sch 13A Wildlife and Countryside Act 1981 because:
 - a. This application statement includes explanations as to how the evidence applies to the application route, and
 - b. The application contains the following forms of supporting evidence:
 - (1) Maps and other documents which, over a period of time, and taken together, provide evidence of reputation that the order route is part of the public road network.

THE APPLICATION ROUTE

4. The application route runs from Potter Fell Road U5270 at SD 516980 to join the Existing Footpath from East View, numbered 575026 on the Definitive Map for Cumbria, at SD 518989. The application route is not currently shown on the definitive map of rights of way for Cumbria. It is shown on the plan below from point A to point B.

¹

The Ramblers is a registered charity (England and Wales no 1093577, Scotland no SCO39799) and a company limited by guarantee, registered in England and Wales (no 4458492). Registered office: 2nd floor, Camelford House, 87-90 Albert Embankment, London SE1 7TW.



Ordnance Survey 1:25000 scale map (magnified) extract showing application route

