

MID GLAMORGAN COUNTY COUNCIL

Mid Glamorgan County Hall

Cardiff

1 No. Cardiff 820820

SUB-COMMITTEE SUMMONS

LOCAL GOVERNMENT (ACCESS TO INFORMATION) ACT 1985

1. This meeting will be open to the public except when the meeting resolves, for reasons which will be stated in the resolution, to conduct specified items of business in private.
2. Members of the public wishing to inspect agenda and reports may do so at the Glamorgan Archives Service, Public Search Room, Mid Glamorgan County Hall, Cathays Park, Cardiff, CF1 3NE.

A meeting of the Rights of Way Sub-Committee of the Highways and Transportation Committee will be held at Ty Llwyd Parc, Quakers Yard, Merthyr Tydfil (see attached plan) at 2.15 pm on Thursday 4 November 1993.

AGENDA

1. To visit the site to inspect claimed rights of way at Ty Llwyd Parc, Quakers Yard.
2. To consider the joint report of the County Engineer and Surveyor and the County Secretary and Solicitor regarding applications for 6 Modification Orders to amend the Mid Glamorgan County Council Definitive Map and Statement of Rights of Way in respect of 6 Footpaths at Ty Llwyd Parc, Quakers Yard, Merthyr Tydfil.

Office of County Secretary & Solicitor
Mid Glamorgan County Hall
Cathays Park
Cardiff
CF1 3NE

27 October 1993

Circulation to:-

All Members of the Rights of Way Sub-Committee

AGENDAS/AGE01PT(cmb)



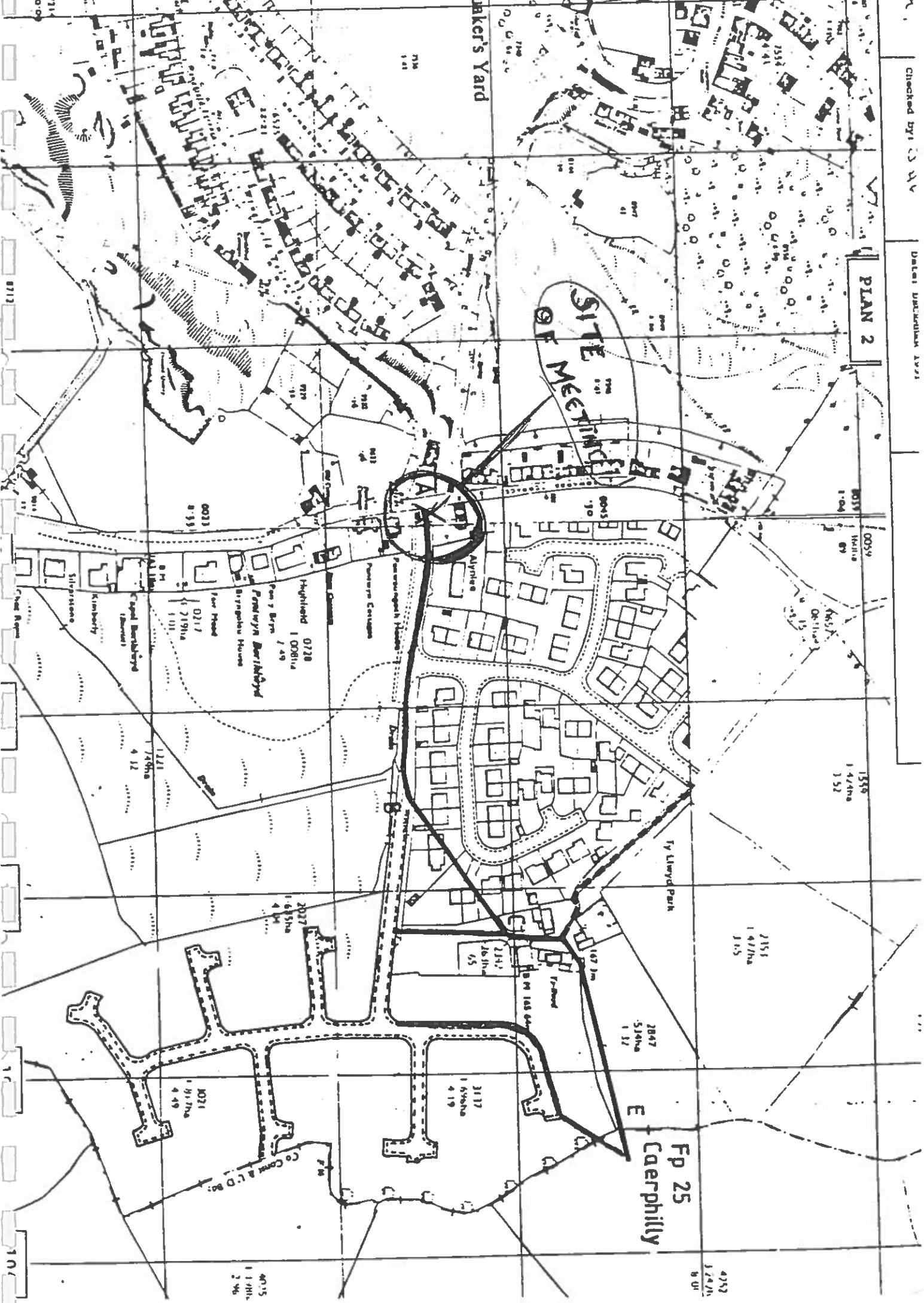
PLAN 2

SITE MEETING



Maker's Yard

Fp 25
Caerphilly



4352
1727m
8 07'

3117
1.696ha
4 19'

2847
5340m
1 37'

2155
1.427ha
3 25'

1556
1.427ha
3 52'

4075
1.131ha
2 96'

1021
1.517ha
4 49'

106'

160'

160'

160'

160'

8212

8212

211
0.00



JOINT REPORT OF THE COUNTY ENGINEER AND SURVEYOR AND THE
COUNTY SECRETARY AND SOLICITOR

APPLICATIONS FOR SIX MODIFICATION ORDERS TO AMEND THE
DEFINITIVE MAP AND STATEMENT OF PUBLIC RIGHTS OF WAY FOR THE
FORMER COUNTY BOROUGH OF MERTHYR TYDFIL IN RESPECT OF
SIX FOOTPATHS AT TY LLWYD PARC, QUAKERS YARD

Background

i) As Members are aware this Sub-Committee has full delegated powers to determine applications for Definitive Map Modification Orders under Section 53 of the Wildlife and Countryside Act 1981.

ii) By the term "public rights of way" we mean paths, tracks and unmetalled roads over which the public have the right to walk and in some cases ride horses and possibly drive motor vehicles.

These may be classified as follows:-

A footpath: over which the right of way is on foot only.

A bridleway: over which there is a right of way on foot and on horseback or leading a horse, and also for the use of a pedal cycle.

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

iii) The Wildlife and Countryside Act 1981 places a duty on the County Council to keep the existing definitive map under continuous review ^{and} make Modification Orders as necessary to take account of the occurrence of events requiring the map to be modified and to prepare definitive maps for any of the area not previously surveyed.

iv) The definitive map and statement will be modified by means of Orders made by the surveying authority i.e. the County Council. The Wildlife and Countryside Act enables any person to apply to the surveying authority for an order to amend the definitive map.

v) The procedure for making such an application is detailed in Schedule 14 of the Wildlife and Countryside Act. The application before you has complied with these requirements. The said procedure are referred to later in the report.

- vi) The surveying authority may decide to make an Order of its own volition without the need for an application from an outside body or individual.
- vii) When determining the applications before you, Members will be acting in a quasi-judicial capacity. Following Members' decision there is a right of appeal to the Secretary of State for Wales. Each application must be dealt with on its own merits, noting the interests of both the applicants and the landowners.
- viii) When considering the evidence that follows, members must be aware of the provisions of Section 31 of the Highways Act 1980 thus enabling Members to determine whether there is sufficient weight of evidence to make an order.

Section 31 of the Highways Act states:-

"where a way over any land other than a way of such a character that use of it by the public could not be given rise at common law to any presumption of dedication, has been actually enjoyed by the public as a right and without interruption for a full period of 20 years the way it is deemed to have been dedicated a highway unless there is sufficient evidence that there was no intention during that period to dedicate it."

That is if
~~If in the case before you~~ Members are satisfied that the right of way has been used for a period in excess of 20 years then there arises a presumption that the owner intended to dedicate the path as a right of way. It should be noted by members that the said 20 year period must be calculated from the date when the way was first called into question.

- ix) The applications before you ^{are} concerned with rights that are alleged to already exist and not as to whether it would be prudent or beneficial to create them. The suitability of a way for users who have a right to use it, for example the nuisance that they are alleged to cause are not factors that should be considered by the Sub-Committee.
- x) If following the site visit the Sub-Committee decides to make an Order, then once this decision has been reached the County Council has to give notice of its general effect. A period of at least 42 days from the date of first publication of the notice must be allowed for objections.

If there are any valid objections the County Council has to refer the Order, together with the objections to the Welsh Office who will then arrange for the Order and the objections to be considered by an independent Inspection. If no valid objections are made within the said objection period then the County Council may confirm the order itself as an opposed Order.

* that is, you must act impartially, and upon hearing the evidence of both the landowner and the applicants make an unbiased decision

APPLICATION No. 1

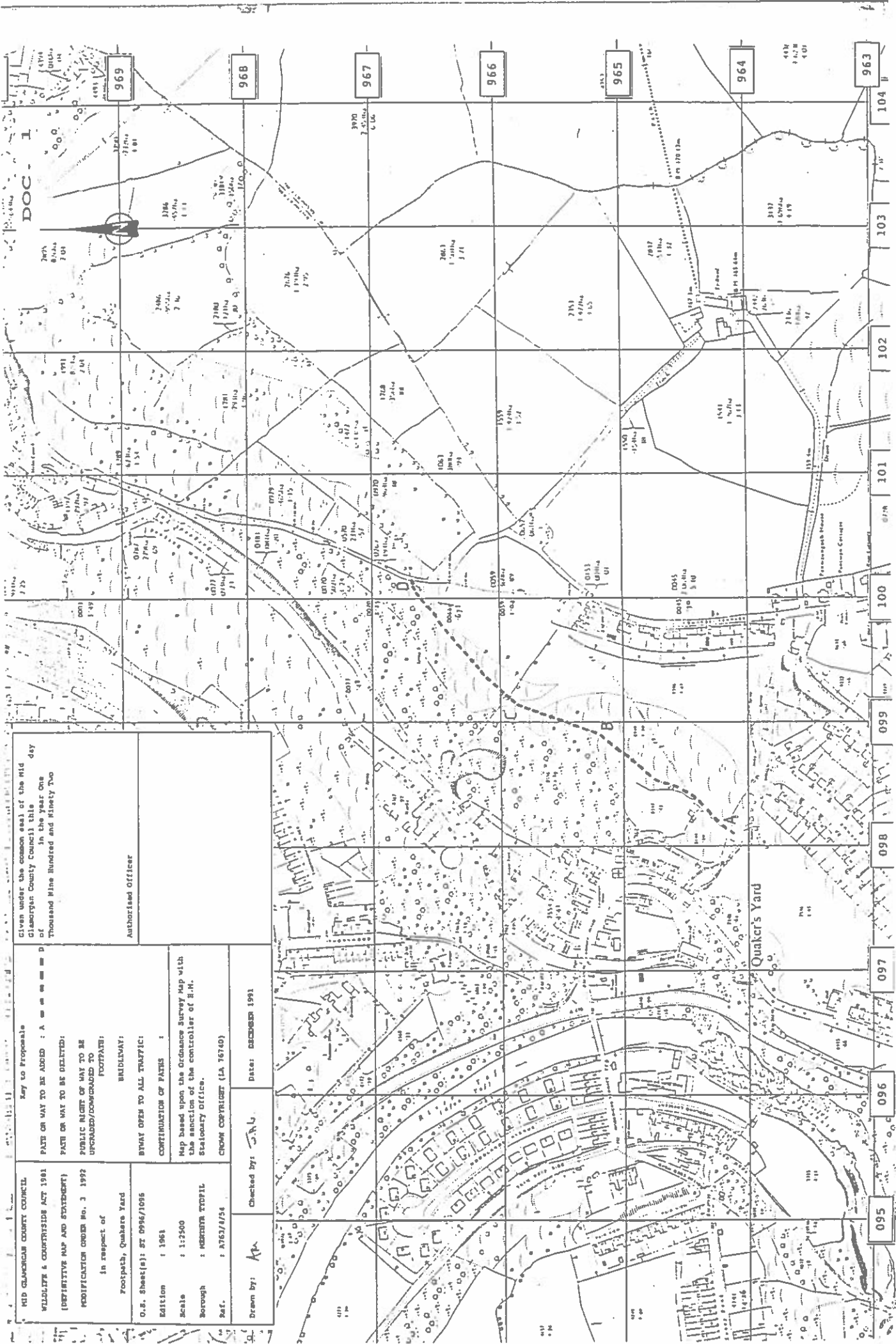
Application for a Modification Order, Quakers Yard

1. An application has been received to add a footpath to the Definitive Map and Statement of the former County Borough of Merthyr Tydfil as shown by a dashed black line on the enclosed plan marked Document 1 in the attached bundle.
2. The Claimed Right of Way commences at a stile in the wall shown as Point D on the plan at Grid Reference ST10019666 where it leaves another Claimed Right of Way and proceeds in a general south-westerly direction for 130 metres to Point C at Grid Reference ST09910658 where it turns and runs in a south-south-westerly direction for 62 metres to Point B at Grid Reference ST09890652 and finally in a general south-westerly direction for 135 metres where it joins, via a stile, an existing maintainable highway known as Heol Cutti and shown as Point A on the plan at Grid Reference ST09810641 a total distance of 327 metres or thereabouts.
3. In support of the application the County Council has received 9 Evidence Forms marked as Documents 2 to 10, 7 of which have been completed by people who have used the route regularly over periods ranging from 20 to 65 years. These persons have been interviewed and a summary of the notices of the evidence and the comments thereto are contained in Schedule 1 marked Document 11.
4. Notification of the application for the Modification Order Document number 12 has been sent to the landowners Mr. and Mrs. M.A. Jarrold who have indicated that they wish to object to this path.
5. In accordance with the provisions of Schedule 14 of the Wildlife and Countryside Act 1981 consultation has taken place with the Merthyr Tydfil Borough Council who support the application for the claimed right of way. No Community Council exists for this area.
6. Further consultations Documents 13A to 13D have been remitted to the local member, county planning officer, landowner and applicant requesting that they forward their comments on the proposals within 28 days so that these may be taken into consideration when the application is being determined. Document 14 is the reply from the County Planning Officer who has not raised any objection to the proposal whilst Document 15 is the objection received from the landowner. The local member has welcomed the proposals having lived in the area all his life and the applicant had no further comments to make.
7. An extract from the 1st Edition Ordnance Survey Map 1879 Scale 1:2500 is contained within the bundle marked Document 16.

On the basis of the above and the evidence compiled in the bundles submitted to members, members are asked to determine the applications before them.



<p>MID GLAUCONIA COURT COUNCIL WILDLIFE & COURTSIDE ACT 1981 (DEFINITIVE MAP AND STATEMENT) MODIFICATION ORDER No. 3 1992 in respect of Footpath, Quakers Yard</p>		<p>Key to Proposals PATH OR WAY TO BE ADDED : A B C D PATH OR WAY TO BE DELETED: PUBLIC HIGHWAY TO BE DELETED: UPGRADED/CONSERVED TO FOOTPATH: BRIDLEWAY: BRWAY OPEN TO ALL TRAFFIC: CONTINUATION OF PATHS : Map based upon the Ordnance Survey Map with the sanction of the controller of S.M. Stationary Office. CROWN COPYRIGHT (LA 76740)</p>		<p>Given under the common seal of the Mid of Merioneth County Council on the 15th day of December 1991 Thousand Nine Hundred and Ninety Two</p>	
<p>Authorised Officer</p>					
<p>Drawn by: <i>AK</i></p>	<p>Checked by: <i>SAK</i></p>	<p>Date: DECEMBER 1991</p>			





Former County Borough of Merthyr Tydfil
Wildlife and Countryside Act 1981
The Wildlife and Countryside (Definitive Maps
and Statements) Regulations 1983

DOC. 2



Mid Glamorgan County Council

FORM W.C.A. 8A

Evidence Form

1. Surname: Mr/Mrs/Miss SMITH.
Christian names ALFRED CHARLES.
Age: 65
2. Address: 95, TYLLWYD PARC
QUAKERS YARD, TREHARRIS, MID GLAM CF46 5LB.
3. Occupation: RETIRED
4. Name or route of path: HEEL CUTTI — MILL ST.
5. National Grid Reference of ends of path (if known):
6. Type of path: Footpath*/Bridleway*/By-way open to all traffic*
7. Do you regard the path as public (SEE NOTE 2): Yes/~~No~~
8. Is the path well defined: Yes/~~No~~
9. How long have you known the path: ALL MY LIFE
10. Over what period have you used the path on foot, horseback or by motor vehicle, (state which):
11. How often over the period have you used the path: REGULARLY.
12. For what purpose did you use the path: RECREATION. WALKING.
13. Details of any Stiles, Handgates, Field Gates, Bridges, Notices, Direction Signs, Warning Signs, Obstructions, etc:
STILES WALL COLLAPSED AT
MILL ST. ENTRANCE.
14. Name of owner(s) or tenant(s), if known: Mr. M. A. JARROLD

(continued overleaf)

15. Have you ever been employed by, or a tenant of, the owner of the land affected by the path: Yes/No*
If "Yes" give dates and particulars of instructions the owner gave about the path, if any:

.....
.....
.....

Any further information:

.....
.....
.....

Date

Signature of User making statement..... J.C. Smith

Signature of person taking statement (i.e. Claimant).....
(For use only with a group claim - see note on Form W.C.A. 2A)

Please Note:

1. ALL sections must be completed.
2. "statute" law provides that a public right of way may be presumed to have been dedicated as a highway if it has been actually enjoyed by the public as a right and without interruption for a full period of 20 years before any date on which the right of the public to use the way is brought into question (Highways Act 1980 Section 31(1) and 31(2))
3. You may be asked to give evidence at a Public Inquiry should a dispute arise over the claimed path.
4. *Delete as necessary.

PUBLIC RIGHTS OF WAY SURVEY
Former County Borough of Merthyr Tydfil
Wildlife and Countryside Act 1981
The Wildlife and Countryside (Definitive Maps
and Statements) Regulations 1983

DOC. 3



Mid Glamorgan County Council

FORM W.C.A. 8A

Evidence Form

1. Surname: Mr/Mrs/Miss KELLY
- Christian names ROGER MICHAEL
- Age: 39
2. Address: 110 THE HOLLIES
- QUAKERS YARD TREHARRIS CTAL SP.
3. Occupation: SALES EXECUTIVE
4. Name or route of path: Foot: back to Mill Street
5. National Grid Reference of ends of path (if known):
6. Type of path: Footpath*/Bridleway*/By-way open to all traffic*
7. Do you regard the path as public (SEE NOTE 2): Yes/~~No~~
8. Is the path well defined: Yes/~~No~~
9. How long have you known the path: 10 yrs
10. Over what period have you used the path on foot, horseback or by motor vehicle, (state which):
..... 28 YEARS FOOT
11. How often over the period have you used the path:
12. For what purpose did you use the path: Recreation
13. Details of any Stiles, Handgates, Field Gates, Bridges, Notices, Direction Signs, Warning Signs, Obstructions, etc:
.....
.....
.....
14. Name of owner(s) or tenant(s), if known: M. Arnold

(continued overleaf)

15. Have you ever been employed by, or a tenant of, the owner of the land affected by the path: Yes/No*
If "Yes" give dates and particulars of instructions the owner gave about the path, if any:

..... NO

Any further information:

..... NO

Date ... 29/4/90

Signature of User making statement. ... E. Kelly

Signature of person taking statement (i.e. Claimant). ... [Signature] ...
(For use only with a group claim - see note on Form W.C.A. 2A)

Please Note:

1. ALL sections must be completed.
2. "statute" law provides that a public right of way may be presumed to have been dedicated as a highway if it has been actually enjoyed by the public as a right and without interruption for a full period of 20 years before any date on which the right of the public to use the way is brought into question (Highways Act 1980 Section 31(1) and 31(2)).
3. You may be asked to give evidence at a Public Inquiry should a dispute arise over the claimed path.
4. *Delete as necessary.

Public Rights of Way Survey

Former County Borough of Merthyr Tydfil

Wildlife and Countryside Act 1981

The Wildlife and Countryside (Definitive Maps and Statements) Regulations 1983

DOC. 4



Mid Glamorgan County Council

FORM W.C.A. 8A

Evidence Form

1. Surname: ~~Mr/Mrs/Miss~~ GUARD
Christian names: Laura
Age: 46
2. Address: 70, TYNNYD PARK, PENTWYN, TRESHARIS, MID-GLAMORGAN
3. Occupation: SENIOR MEDICAL LABORATORY SCIENTIFIC OFFICER
4. Name or route of path: HEOL-CUTTI - MILL ST
5. National Grid Reference of ends of path (if known):
6. Type of path: Footpath*/~~Bridleway*/By-way open to all traffic*~~
7. Do you regard the path as public (SEE NOTE 2): Yes/~~No~~*
8. Is the path well defined: Yes/~~No~~*
9. How long have you known the path: Five years
10. Over what period have you used the path on foot, horseback or by motor vehicle, (state which):
ON FOOT over last Five years
11. How often over the period have you used the path: Several times every week
12. For what purpose did you use the path: Pleasure - Walking dog
13. Details of any Stiles, Handgates, Field Gates, Bridges, Notices, Direction Signs, Warning Signs, Obstructions, etc:
.....
.....
.....
14. Name of owner(s) or tenant(s), if known: MR. Jarnold

(continued overleaf)

15. Have you ever been employed by, or a tenant of, the owner of the land affected by the path: ~~Yes~~/No*
If "Yes" give dates and particulars of instructions the owner gave about the path, if any:

.....
.....
.....

Any further information:

.....
.....
.....

Date 2nd April 1990

Signature of User making statement L. Edward

Signature of person taking statement (i.e. Claimant) *[Signature]*

(For use only with a group claim - see note on Form W.C.A/2A)

Please Note:

1. All sections must be completed.
2. "statute law provides that a public right of way may be presumed to have been dedicated as a highway if it has been actually enjoyed by the public as a right and without interruption for a full period of 20 years before any date on which the right of the public to use the way is brought into question (Highways Act 1980 Section 31(1) and 31(2))."
3. You may be asked to give evidence at a Public Inquiry should a dispute arise over the claimed path.
4. *Delete as necessary.

PUBLIC RIGHTS OF WAY SURVEY

Former County Borough of Merthyr Tydfil

Wildlife and Countryside Act 1981

The Wildlife and Countryside (Definitive Maps and Statements) Regulations 1983

DOC. 5



Mid Glamorgan County Council

FORM W.C.A. 8A

Evidence Form

1. Surname: Mr/Mrs/Miss GRAY
- Christian names MARGARET
- Age: 60
2. Address: HOLLY LODGE , 23, THE HOLLIES ,
QUAKERS YARD , TREHARRIS
3. Occupation: HOUSEWIFE
4. Name or route of path: Hed-CUTTI - MILL ST
5. National Grid Reference of ends of path (if known):
6. Type of path: Footpath*/Bridleway*/By-way open to all traffic*
~~By-way open to all traffic*~~
7. Do you regard the path as public (SEE NOTE 2): Yes/~~No~~
8. Is the path well defined: Yes/No*
9. How long have you known the path: 22 years
10. Over what period have you used the path on foot, horseback or by motor vehicle, (state which):
22 years - on foot
11. How often over the period have you used the path: REGULARLY
12. For what purpose did you use the path: WALKING
13. Details of any Stiles, Handgates, Field Gates, Bridges, Notices, Direction Signs, Warning Signs, Obstructions, etc:
.....
.....
.....
14. Name of owner(s) or tenant(s), if known:

(continued overleaf)

15. Have you ever been employed by, or a tenant of, the owner of the land affected by the path: ~~Yes~~/No*
If "Yes" give dates and particulars of instructions the owner gave about the path, if any:

.....
.....
.....

Any further information:

.....
.....
.....

Date *5th May 1990*

Signature of User making statement *Murray*

Signature of person taking statement (i.e. Claimant) *MPL LEB*

(For use only with a group claim - see note on Form W.C.A. 2A)

Please Note:

1. ALL sections must be completed.
2. "statute" law provides that a public right of way may be presumed to have been dedicated as a highway if it has been actually enjoyed by the public as a right and without interruption for a full period of 20 years before any date on which the right of the public to use the way is brought into question (Highways Act 1980 Section 31(1) and 31(2)).
3. You may be asked to give evidence at a Public Inquiry should a dispute arise over the claimed path.
4. *Delete as necessary.

Public Rights of Way Survey
Former County Borough of Merthyr Tydfil
 Wildlife and Countryside Act 1981
 The Wildlife and Countryside (Definitive Maps
 and Statements) Regulations 1983



Mid Glamorgan County Council

FORM W.C.A. 8A

Evidence Form

1. Surname: ~~Mr~~/Mrs/Miss WILLIAMS
- Christian names MABEL JOYCE
- Age: 59
2. Address: 21 THE HOLLIES PENTWYN
 QUAKERS YARD TREHARRIS
3. Occupation: HOUSEWIFE
4. Name or route of path: THE PANDY FIELDS USED FOR SCHOOL NATURE WALKS
5. National Grid Reference of ends of path (if known): /
6. Type of path: Footpath*/~~Bridleway*~~/~~By-way open to all traffic*~~
7. Do you regard the path as public (SEE NOTE 2): Yes/No*
8. Is the path well defined: Yes/~~No~~ IT WAS
9. How long have you known the path: 40 YEARS
10. Over what period have you used the path on foot, horseback or by motor vehicle, (state which):
 WALKING
11. How often over the period have you used the path: PERIODICALLY
12. For what purpose did you use the path: WALKING
13. Details of any Stiles, Handgates, Field Gates, Bridges, Notices, Direction Signs, Warning Signs, Obstructions, etc:

 STILES - FIELD GATES & HAND GATES
14. Name of owner(s) or tenant(s), if known: /

M. JARROW

(continued overleaf)

15. Have you ever been employed by, or a tenant of, the owner of the land affected by the path: Yes/No*
If "Yes" give dates and particulars of instructions the owner gave about the path, if any:

.....
No.
.....
.....

Any further information:

.....
.....
.....

Date

Signature of User making statement..... *M. J. Williams*

Signature of person taking statement (i.e. Claimant)..... *W. J. Chambers*
(For use only with a group claim - see note on Form W.C.A. 2A)

Please Note:

1. ALL sections must be completed.
2. "statute" law provides that a public right of way may be presumed to have been dedicated as a highway if it has been actually enjoyed by the public as a right and without interruption for a full period of 20 years before any date on which the right of the public to use the way is brought into question (Highways Act 1980 Section 31(1) and 31(2)).
3. You may be asked to give evidence at a Public Inquiry should a dispute arise over the claimed path.
4. *Delete as necessary.

Public Rights of Way Survey
Former County Borough of Merthyr Tydfil
Wildlife and Countryside Act 1981
The Wildlife and Countryside(Definitive Maps
and Statements)Regulations 1983

DOC. 7



Mid Glamorgan County Council

FORM W.C.A. 8A

Evidence Form

1. Surname: Mr/~~Mrs~~/~~Miss~~ **BRYANT**
Christian names **WILLIAM CHARLES**
Age: **62 YEARS**
2. Address: **94, TY-LLWYD PARC QUAKERS YARD**
..... **TREHARRIS, MID GLAM.**
3. Occupation: **RETIRED**
4. Name or route of path: **TY-LLWYD PARC — PANDY COTTAGE**
5. National Grid Reference of ends of path (if known):
6. Type of path: Footpath*/Bridleway*/By-way open to all traffic*
7. Do you regard the path as public (SEE NOTE 2): Yes/~~No~~* **YES**
8. Is the path well defined: Yes/~~No~~* **YES**
9. How long have you known the path: **40 YEARS**
10. Over what period have you used the path on foot, horseback or by motor vehicle, (state which):
..... **ON FOOT. REGULARLY EVERY WEEK. APPROX. 20 YRS.**
11. How often over the period have you used the path: **ONCE OR TWICE EVERY WEEK.**
12. For what purpose did you use the path: **TO ENJOY THE COUNTRYSIDE OF THE PANDY FIELDS.**
13. Details of any Stiles, Handgates, Field Gates, Bridges, Notices, Direction Signs, Warning Signs, Obstructions, etc:
..... **STILE, HANDGATES,**
.....
.....
14. Name of owner(s) or tenant(s), if known: **MR. M. A. JARROLD**
.....

(continued overleaf)

15. Have you ever been employed by, or a tenant of, the owner of the land affected by the path: ~~Yes~~/No*
If "Yes" give dates and particulars of instructions the owner gave about the path, if any:

NO.

Any further information:

Date 23/4/90

Signature of User making statement..... W. E. Bryant

Signature of person taking statement (i.e. Claimant)..... [Signature]

(For use only with a group claim - see note on Form W.C.A. 2A)

Please Note:

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2. "statute" law provides that a public right of way may be presumed to have been dedicated as a highway if it has been actually enjoyed by the public as a right and without interruption for a full period of 20 years before any date on which the right of the public to use the way is brought into question (Highways Act 1980 Section 31(1) and 31(2)).
3. You may be asked to give evidence at a Public Inquiry should a dispute arise over the claimed path.
4. *Delete as necessary.

Public Rights of Way Survey
Former County Borough of Merthyr Tydfil
Wildlife and Countryside Act 1981
The Wildlife and Countryside(Definitive Maps
and Statements)Regulations 1983

DOC. 8



Mid Glamorgan County Council

FORM W.C.A. 8A

Evidence Form

1. Surname: ~~Mr~~/Mrs/Miss BRYANT
Christian names CYNTHIA
Age: 61
2. Address: 94, TY-LLWYD PARC
..... QUAKERS YARD, TREHARRIS
3. Occupation: RETIRED
4. Name or route of path: TY LLWYD PARC — MELIN CIACH
5. National Grid Reference of ends of path (if known):
6. Type of path: Footpath*/Bridleway*/By-way open to all traffic*
7. Do you regard the path as public (SEE NOTE 2): Yes/~~No~~*
8. Is the path well defined: Yes/~~No~~*
9. How long have you known the path: 2 year 6 months
10. Over what period have you used the path on foot, horseback or by motor vehicle, (state which):
..... SINCE I CAME TO LIVE HERE (ON FOOT)
11. How often over the period have you used the path: ONCE OR TWICE A WEEK
12. For what purpose did you use the path: TO ENJOY WALKING THROUGH THE COUNTRYSIDE
13. Details of any Stiles, Handgates, Field Gates, Bridges, Notices, Direction Signs, Warning Signs, Obstructions, etc:
.....
.....
.....
14. Name of owner(s) or tenant(s), if known: Mr. M. A. JARROLD

(continued overleaf)

15. Have you ever been employed by, or a tenant of, the owner of the land affected by the path: Yes/No*
If "Yes" give dates and particulars of instructions the owner gave about the path, if any:

.....
.....
.....

Any further information:

.....
.....
.....

Date 23.4.90

Signature of User making statement..... P. Bryant

Signature of person taking statement (i.e. Claimant)..... [Signature]

(For use only with a group claim - see note on Form W.C.A./2A)

Please Note:

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3. You may be asked to give evidence at a Public Inquiry should a dispute arise over the claimed path.
4. *Delete as necessary.

Public Rights of Way Survey

Former County Borough of Merthyr Tydfil

Wildlife and Countryside Act 1981

The Wildlife and Countryside (Definitive Maps and Statements) Regulations 1983

DOC. 9



Mid Glamorgan County Council

FORM W.C.A. 8A

Evidence Form

1. Surname: Mr/Mrs/Miss **JAMES**
- Christian names **DAVID RONALD**
- Age: **30/4 | 1990**
2. Address: **20 EDWARDS TEE PENTWYN**
..... **TREHARRIS M/GLAM CF46-5DA**
3. Occupation: **RETIRED**
4. Name or route of path: **TYLLWYD PARK & QUARRY LANE^{END} EDWARDS TEE**
5. National Grid Reference of ends of path (if known):
6. Type of path: Footpath*/Bridleway*/By-way open to all traffic* **FOOTPATH / BRIDLEWAY**
7. Do you regard the path as public (SEE NOTE 2): Yes/No* **YES**
8. Is the path well defined: Yes/No* **YES**
9. How long have you known the path: **90 YRS.**
10. Over what period have you used the path on foot, horseback or by motor vehicle, (state which):
..... **FOOT**
11. How often over the period have you used the path: **DAILY**
12. For what purpose did you use the path: **WALKING**
13. Details of any Stiles, Handgates, Field Gates, Bridges, Notices, Direction Signs, Warning Signs, Obstructions, etc:
..... **STILES & NOTICE FIELDS**
.....
.....
14. Name of owner(s) or tenant(s), if known: **COUNCIL. JARROLD FARMERS**

(continued overleaf)

15. Have you ever been employed by, or a tenant of, the owner of the land affected by the path: Yes/No*
If "Yes" give dates and particulars of instructions the owner gave about the path, if any:

.....
..... NO

Any further information:

..... NO

Date 25/4/90

Signature of User making statement D R James

Signature of person taking statement (i.e. Claimant) [Signature]

(For use only with a group claim - see note on Form W.C.A. 2A)

Please Note:

1. ALL sections must be completed.
2. "statute" law provides that a public right of way may be presumed to have been dedicated as a highway if it has been actually enjoyed by the public as a right and without interruption for a full period of 20 years before any date on which the right of the public to use the way is brought into question (Highways Act 1980 Section 31(1) and 31(2)).
3. You may be asked to give evidence at a Public Inquiry should a dispute arise over the claimed path.
4. *Delete as necessary.

Public Rights of Way Survey
Former County Borough of Merthyr Tydfil
Wildlife and Countryside Act 1981
The Wildlife and Countryside(Definitive Maps
and Statements)Regulations 1983

DOC. 10



Mid Glamorgan County Council

FORM W.C.A. 8A

Evidence Form

1. Surname: Mr/Mrs/Miss JENKINS
Christian names SYDNEY
Age: 73
2. Address: 35 TY LLWYD PARK
QUAKERS YARD. MID GLAM
3. Occupation: RETIRED MINER
4. Name or route of path: EDWARDS TERR - MILK ST.
5. National Grid Reference of ends of path (if known):
6. Type of path: Footpath*/Bridleway*/~~By-way open to all traffic*~~
7. Do you regard the path as public (SEE NOTE 2): Yes/No*
8. Is the path well defined: Yes/No* YES
9. How long have you known the path: 65 YEARS
10. Over what period have you used the path on foot, horseback or by motor vehicle, (state which):
ON FOOT
11. How often over the period have you used the path: TWICE PER WEEK
12. For what purpose did you use the path: WALKING
13. Details of any Stiles, Handgates, Field Gates, Bridges, Notices, Direction Signs, Warning Signs, Obstructions, etc:
STONE STILES WALK FALLEN AT
MILK ST. ENTRANCE.
14. Name of owner(s) or tenant(s), if known: MR M. A. JARROLD

(continued overleaf)

15. Have you ever been employed by, or a tenant of, the owner of the land affected by the path: Yes/No
If "Yes" give dates and particulars of instructions the owner gave about the path, if any:

.....
.....
.....

Any further information:

.....
.....
.....

Date 22 - 4 - 90

Signature of User making statement S. Jenkins

Signature of person taking statement (i.e. Claimant) [Signature]
(For use only with a group claim - see note on Form W.C.A. 2A)

Please Note:

1. ALL sections must be completed.
2. "statute" law provides that a public right of way may be presumed to have been dedicated as a highway if it has been actually enjoyed by the public as a right and without interruption for a full period of 20 years before any date on which the right of the public to use the way is brought into question (Highways Act 1980 Section 31(1) and 31(2)).
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