

SCHEDULE 1

NAME OF CLAIMANT	EVIDENCE SUBMITTED BY CLAIMANT	COMMENTS UPON EVIDENCE
Smith - Alfred Charles	Has regularly used the route for recreational purposes for over 50 years.	Good information founded on a lifetime's experience of living in the area.
Kelly - Roger Michael	Has used the path for 28 years for leisurely walks.	Good evidence based on a sound knowledge of the area.
Guard - Laura	Walks the path several times a week for pleasure and to exercise the dog. Has been doing so for the last five years.	Has never been stopped from using the path.
Gray - Margaret	Over 22 years of walking on the path regularly.	Having lived in the area for over 20 years has a good knowledge of most of the paths in the area. Has never seen any signs or been told that the paths were not Public Rights of Way.
Williams - Mabel Joyce	Walked the path periodically over 40 years. Remembers it being used for school nature walks.	Brought up in the area and therefore has a lot of local knowledge.
Bryant - William Charles	Although having only used the path on foot regularly every week for approximately 20 years he has known the route for 40 years.	Used the path to go to Nelson to the cinema. Has never seen any signs warning people that the path was private.
Bryant - Cynthia	Since moving into her house two and a half years ago Mrs. Bryant has used the route once or twice a week for pleasure.	Has lived in the area all her life and so has good knowledge of the area.

SCHEDULE 1

NAME OF CLAIMANT	EVIDENCE SUBMITTED BY CLAIMANT	COMMENTS UPON EVIDENCE
<p>James - David Ronald</p> <p>Jenkins - Sydney</p>	<p>At present walks the path daily but has known of its existence for over 60 years.</p> <p>Has used the path on foot twice a week for 65 years.</p>	<p>Was born in the area and therefore has excellent local knowledge - his parents lived here before him. Never remembers having seen any signs. Has used the route to go shopping to chapel or for pleasure</p> <p>Was born and brought up in the area although he has only lived at Ty Llwyd Parc for 7 years. Remembers using the path for pleasure and for getting to Trelewis. Has never been told that he cannot use the path.</p>

Former County Borough of Merthyr Tydfil

Wildlife and Countryside Act 1981

Definitive Map and Statement



Mid Glamorgan County Council

FORM W.C.A. 7A

Form of Certificate of Service of Notice of Application for a Modification Order

I/We (name of applicant)..... MORGAN J. CHAMBERS

Of (address of applicant)..... 63 MAPLE CREB, TREFECHAN
MERTHYR TYDFIL

hereby certify that the requirements of paragraph 2 of Schedule 14 to the Wildlife and Countryside Act 1981 have been complied with. (Paragraph 2 is printed below)

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

List of Owners and Occupiers Notified

..... MR. M. A. JARROLD
.....
.....
.....
.....
.....

Dated..... 23 May 1990. Signed..... [Signature]

Paragraph 2

Schedule 14

- 2. (1) Subject to sub-paragraph (2), the applicant shall serve a notice stating that the application has been made on every owner and occupier of any land to which the application relates.
- (2) If, after reasonable inquiry has been made, the authority are satisfied that it is not practicable to ascertain the name or address of an owner or occupier of any land to which the application relates, the authority may direct that the notice required to be served on him by sub-paragraph (1) may be served by addressing it to him by the description "owner" or "occupier" of the land (describing it) and by affixing it to some conspicuous object or objects on the land.
- (3) When the requirements of this paragraph have been complied with, the applicant shall certify that fact to the authority.
- (4) Every notice or certificate under this paragraph shall be in the prescribed form.

Copy to: Chairman, H. & T. Committee
Vice-Chairman, H. & T. Committee
A1460

County Councillor T. Richards,
11 Jenkin Street,
Abercynon,
Mountain Ash,
CF45 4UL

A763/4/51-55/AM/KF.

6 September 1991

Dear Councillor Richards,

APPLICATIONS FOR MODIFICATION ORDERS
TY LLOYD PARC, QUAKERS YARD

Please find enclosed copies of documents relating to six applications made by the Ramblers Association, on behalf of local residents, to add six footpaths to the Blank Map and Statement for the Former County Borough of Merthyr Tydfil.

These applications are to be considered by the Rights of Way Sub-Committee, in the near future, where a decision will be taken as to whether six Modification Orders should be made. To enable the Committee to have as much information as possible, I should be grateful if you would forward your comments on the proposals within 28 days from the date of this letter.

Yours sincerely,

County Engineer and Surveyor

County Planning Officer

County Engineer and Surveyor

A763/4/51-55
AM/KF.

3673

6 September 1991

APPLICATIONS FOR MODIFICATION ORDERS
TY LLWYD PARC, QUAKERS YARD

Please find enclosed copies of documents regarding six applications made by the Ramblers Association on behalf of local residents to add six footpaths to the Blank Map and Statement for the Former County Borough of Merthyr Tydfil.

These applications are to be considered by the Rights of Way Sub-Committee in the near future, where a decision will be taken as to whether six Modifications Orders should be made. To enable the Committee to have as much information as possible, I should be grateful if you would forward your comments on the proposals within 28 days from the date of the memorandum.



for County Engineer and Surveyor

673

Mr. & Mrs. M.A. Jarrold,
Park Farm,
NELSON,
Mid Glamorgan.

Mr. A. Mason

A763/4/51-55/AM/KF.

6th September 1991

Dear Sir,

APPLICATIONS FOR MODIFICATION ORDERS
TY LLWYD PARC, QUAKERS YARD

Please find enclosed copies of documents relating to six applications made by the Ramblers Association to add six footpaths to the Blank Map and Statement for the Former County Borough of Merthyr Tydfil.

These applications are to be considered by the Rights of Way Sub-Committee, in the near future, where a decision will be taken as to whether six Modifications Orders should be made.

To enable the Committee to have as much information as possible, I should be grateful if you would forward your comments on the proposals within 28 days from the date of this letter. If I have not heard from you by that date, then I will assume you have no objection to the applications.

Yours faithfully,



for County Engineer and Surveyor

Copy to: Chairman, H. & T. Committee
Vice-Chairman, H. & T. Committee
A1460

DOC . 13D

County Councillor M.J. Chambers,
63 Maple Crescent,
Trefechan,
Merthyr Tydfil,
CF48 2EH

A763/4/51-55/AM/KF.

6th September 1991

Dear Councillor Chambers,

APPLICATION FOR MODIFICATION ORDERS
TY LINDY PARC, QUAKERS YARD.

I refer to your application in your capacity as Chairman of the Ramblers Association, to add six footpaths to the Blank Map and Statement for the former County Borough of Merthyr Tydfil.

Please find enclosed copies of documents which are to be considered by the Rights of Way Sub-Committee, in the near future, where a decision will be taken as to whether six Modification Orders should be made.

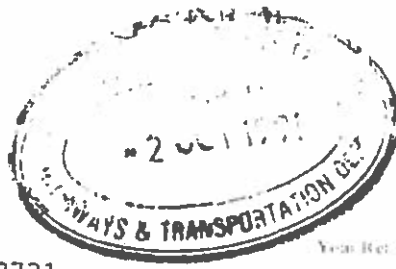
If you have any further information to add to that which you have already provided, I should be grateful if this could be forwarded within 28 days from the date of this letter.

Yours sincerely,


County Engineer and Surveyor

County Engineer & Surveyor

County Planning Officer



M. R. 1 55W6\DRE\BP

Ref No 3731

Year Ref

Date A763\4\51-55 01.10.91
AM\KF

Applications for Modification Orders, Ty Llwyd Parc, Quakers Yard.

I refer to your memo dated 6th September 1991 enclosing copies of documents regarding six applications made by the Ramblers Association on behalf of local residents to add six footpaths to the "Blank Map and Statement" for the Former County Borough of Merthyr Tydfil.

I have no observations to make in particular, but would welcome the updating of definitive rights of way in principle.

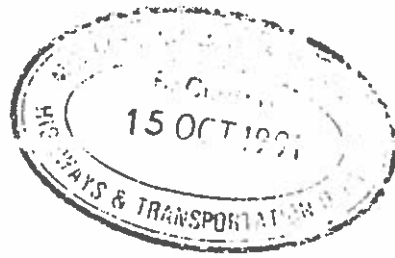
*MJ Flynn
JF*

ASS

I:\MINS\EDMONDR\TYLLWYD.MEM

Pate Farm

Nelson



11 Oct 1991.

Dear Mr Mason,

please find enclosed
four letters relating to the line of
claimed rights of way.

These are objections to
the line of the 2 remaining paths
& these objections will be forwarded
as soon as possible.

Yours faithfully

Eleana Jerald.

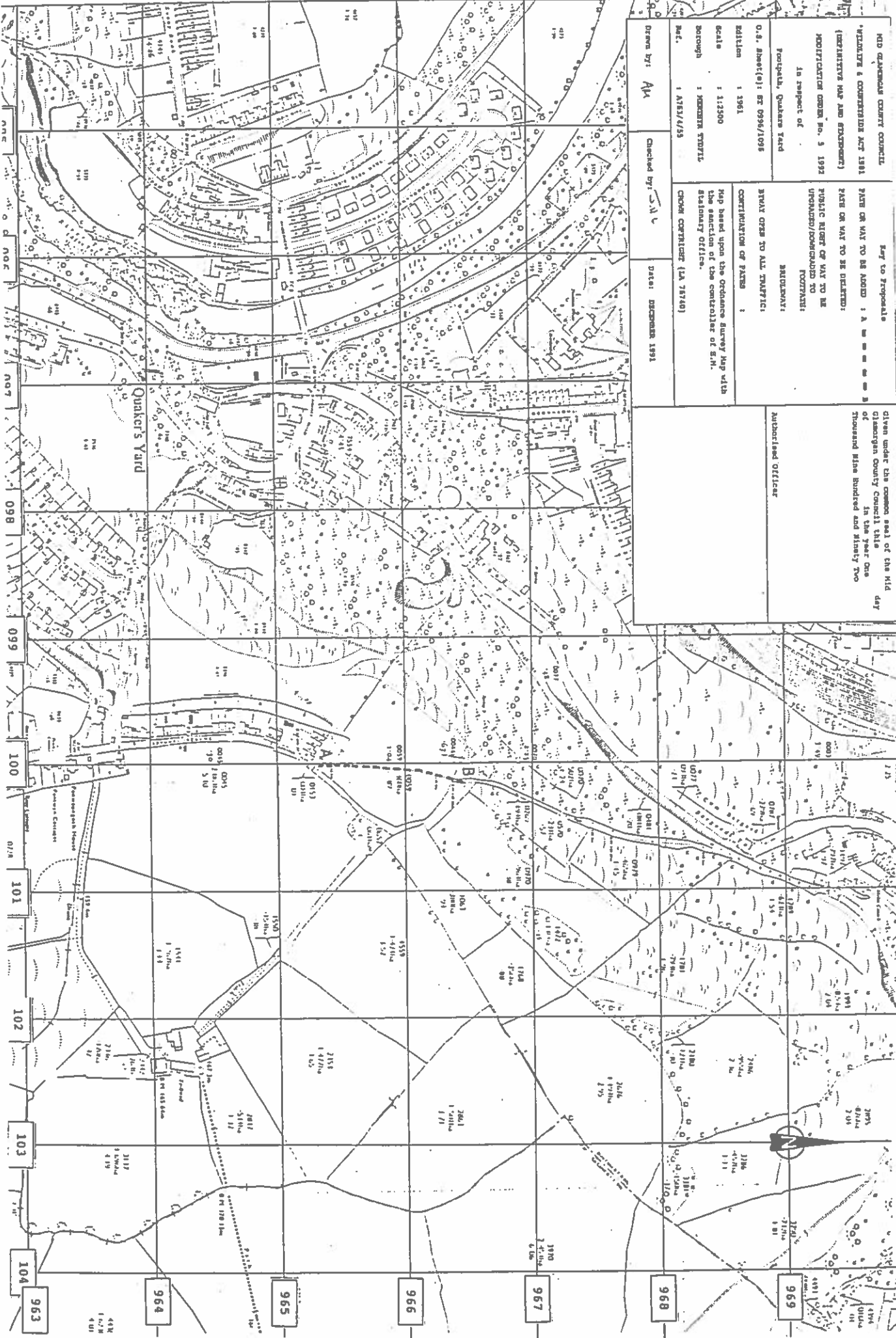
AJS

APPLICATION No. 2

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 plan marked Document 1 in the bundle.
2. The Claimed Right of Way commences at the end of Edwards Terrace at Point A on the plan at Grid Reference ST10009652 and runs in a general northerly direction over a stone stile, across O.S. Field No. 0059 and then over a second stone stile to Point B on the plan at Grid Reference ST10019664 where it joins another Claimed Right of Way. A total distance of 114 metres or thereabouts.
3. In support of the application the County Council has received 7 Evidence Forms marked as Documents 2 to 8, 5 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 9.
4. Notification of application for the Modification Order Document 10 has been sent to the landowners Mr. and Mrs. M.A. Jarrold, Park Farm, Nelson who when contacted by Andrew Mason indicated that they would object to the claimed footpath.
5. Whilst undertaking an inspection of the claimed path it was discovered that a 'Public Footpath' signpost has been erected at the southern end of the route (Point A on Document 1). This sign was put up approximately 6 years ago following a dispute over access between a number of the local residents.
6. 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.
7. Further consultations Documents 11A to 11D 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 12 is the reply from the County Planning Officer who has not raised any objection to the proposal whilst Document 13 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.
8. An extract from the 1st Edition Ordnance Survey Map 1879 Scale 1:2500 is contained within the bundle marked Document 14.

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.



MID GLAUCOUS COUNTY COUNCIL
 PLANNING & CONSTRUCTION ACT 1981
 (INITIATIVE MAP AND STATUTES)
 MODIFICATION ORDER No. 3 1992
 In respect of

For to Proposals
 PART ON WAY TO BE ADDED : A
 PART ON WAY TO BE DEDUCTED:
 PUBLIC RIGHT OF WAY TO BE
 UPHELD/DOWNGRADED TO
 FOOTPATH:
 BOUNDARY:
 SPECIAL OPEN TO ALL TRAFFIC:
 CONTINUATION OF PATHS :

O.S. Sheet(s): SE 096/095
 Edition : 1981
 Scale : 1:12500
 Borough : HENKETA TOWNSHIP
 Ref. : A183/4/33
 Map based upon the Ordnance Survey Map with
 the sanction of the controller of S.M.
 Stationary Office.
 CROSS REFERENCE (LA 18140)

Drawn by: A/V
 Checked by: J/V
 Date: December 1991

Given under the common seal of the Mid
 Glamorgan County Council this
 day of _____ in the year One
 thousand Nine Hundred and Ninety Two
 Authorised Officer