

SCHEDULE 1

NAME OF CLAIMANT	EVIDENCE SUBMITTED BY CLAIMANT	COMMENTS UPON EVIDENCE
Williams - Carol Vaughan	Has known the path approximately 35 years. Using it periodically for walking and playing when younger.	Born in the area therefore has good knowledge of the path. Has never been told that the public cannot use the route.
Jones - Marjorie	Over the last 60 years has used the path weekly on foot.	Used it to get to Nelson when there were no cars. Has never been stopped by the landowner or told that it was not a public right of way.
Wardman - Milton D.R.	Used the path for 65 years as a means of getting from Nelson to Quakers Yard. Also remembers it being used as an access to the Pandly Fields where people would go swimming and fishing in the summer.	Has known the path all his life and used it regularly when there were not so many buses. Remembers the routes being used on Sundays and evenings by courting couples and for leisurely walks.
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.
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.
Hodges - Gwyneth & Harry	Have known the path for 50 years as a route that connects the villages of Trelewis, Nelson and Treharris. They use it weekly for dog-walking and leisure.	Are well acquainted with the area and have lifelong knowledge of the path.

1000

SCHEDULE 1

NAME OF CLAIMANT	EVIDENCE SUBMITTED BY CLAIMANT	COMMENTS UPON EVIDENCE
Hyslop - Orpah	Has used the path on and off for 62 years to get to Nelson and Trelewis. States that 'I have lived at Pentwyn for 62 years and used the path through the farm was used to get to Nelson and Trelewis; a short cut as there were no buses in the early days.'	Good information founded on a lifetimes experience of living in the area.
Needs - John	Has only known the path five years although he uses it daily for leisure purposes.	Even though he has only used the path a short time he has never been told that it is not a public right of way.
Davies - Margaret & William David	Have a lifetimes use - 68 and 70 years respectively - of the path mainly for recreational purposes.	Born and brought up in Trelewis, have lived in the area all their lives. Used the path as a shortcut to get to Quakers Yard. Have never been told that they cannot use the path.
Williams - Frederick William	Over 40 years use of walking the path for pleasure 'innumerable times'.	Used to be a local policeman and remembers owner the owner employing a policeman once a year to stop people using the path. This occurred between 1949 and 1959. Remembers it as a favourite walk for couples in the evening and on Sunday afternoons.
Johnson - Thomas Craig	Only used the path over 7 years but on a regular basis for taking the dog for a walk.	Has only known the path for 7 years but has had no trouble using it during this period.

SCHEDULE 1

NAME OF CLAIMANT	EVIDENCE SUBMITTED BY CLAIMANT	COMMENTS UPON EVIDENCE
Saunderson - Margaret Eira	Has used the route on numerous occasions for 15 years to walk the dog.	
Paske - Martin John and Lesley Vyvyenne	Have walked the path for pleasure on a weekly basis for over 20 years.	Good evidence based on a sound knowledge of the area.
Barrass - Evelyn	Has known and used the path in excess of 60 years. Remembers it as an access to Pandly Wells.	Good evidence over a lifetime; use having lived in the area over 60 years.
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.
Adams - Vanessa Jayne	Has used the route as a shortcut to Neslon and Trelewis over a 6 year period.	
Smith - Eileen	Has known and used the path for 8 years.	

SCHEDULE 1A

NAME OF CLAIMANT	EVIDENCE SUBMITTED BY CLAIMANT	COMMENTS UPON EVIDENCE
<p>James - David Ronald</p>	<p>At present walks the path daily but has known of its existence for over 60 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>Jenkins - Sydney</p>	<p>Has used the path on foot twice a week for 65 years.</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 CRES., 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 M. J. Jones

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.

The owner/occupier,
1 Heol-y-Glyn,
Melin Caiach,
Quakers Yard,
Mid Glamorgan.

820062

A. Mason

A763/4/51/AM

7th July 1993

Dear Sir/Madam,

Application for Modification Order, Quakers Yard

I refer to an application made by the Ramblers Association on behalf of local residents to add a footpath to the Definitive Map and Statement of the former County Borough of Merthyr Tydfil as shown by a solid black line on the enclosed plan No. 4/23

This application would have been considered by the Rights of Way Sub-Committee recently, however, it was noted that not all the provisions of Schedule 14 of the Wildlife and Countryside Act 1981 had been complied with. That is to say that not all the owners of the properties over which the claimed path runs i.e. the owners/occupiers of Nos. 1, 2, 3 and 5 Heol-y-Gyn, and Nos. 2, 4 and 6 Heol Coflorna, Melin Caiach, had been notified of the application.

The reason for this letter, therefore, is to inform you of the application and to reassure you that if the application is accepted by the Rights of Way Sub-Committee and an order is made, the claimed path will be the subject of a concurrent diversion order which will effectively realign the path to the route shown by the dashed black line on the attached plan.

Should you have any comments on the proposals I should be grateful if you forward them to me within 28 days from the date of this letter, to enable the committee to have as much information as possible. If I have not heard from you by that date, then I will assume you have no objection to the application.

In the mean time if you have any further queries please do not hesitate to contact my assistant, Mr. Mason on Cardiff 820062.

Yours faithfully



for the County Engineer and Surveyor

The owner/occupier,
2 Heol Coflorna,
Melin Caiach,
Quakers Yard,
Mid Glamorgan.

820062

A. Mason

A763/4/51/AM

7th July 1993

Dear Sir/Madam,

Application for Modification Order, Quakers Yard

I refer to an application made by the Ramblers Association on behalf of local residents to add a footpath to the Definitive Map and Statement of the former County Borough of Merthyr Tydfil as shown by a solid black line on the enclosed plan No. 4/27

This application would have been considered by the Rights of Way Sub-Committee recently, however, it was noted that not all the provisions of Schedule 14 of the Wildlife and Countryside Act 1981 had been complied with. That is to say that not all the owners of the properties over which the claimed path runs i.e. the owners/occupiers of Nos. 1, 2, 3 and 5 Heol-y-Gyn, and Nos. 2, 4 and 6 Heol Coflorna, Melin Caiach, had been notified of the application.

The reason for this letter, therefore, is to inform you of the application and to reassure you that if the application is accepted by the Rights of Way Sub-Committee and an order is made, the claimed path will be the subject of a concurrent diversion order which will effectively realign the path to the route shown by the dashed black line on the attached plan.

Should you have any comments on the proposals I should be grateful if you forward them to me within 28 days from the date of this letter, to enable the committee to have as much information as possible. If I have not heard from you by that date, then I will assume you have no objection to the application.

In the mean time if you have any further queries please do not hesitate to contact my assistant, Mr. Mason on Cardiff 820062.

Yours faithfully



for the County Engineer and Surveyor

The owner/occupier,
6 Heol Coflorna,
Melin Caiach,
Quakers Yard,
Mid Glamorgan.

820062

A. Mason

A763/4/51/AM

7th July 1993

Dear Sir/Madam,

Application for Modification Order, Quakers Yard

I refer to an application made by the Ramblers Association on behalf of local residents to add a footpath to the Definitive Map and Statement of the former County Borough of Merthyr Tydfil as shown by a solid black line on the enclosed plan No. 4/29

This application would have been considered by the Rights of Way Sub-Committee recently, however, it was noted that not all the provisions of Schedule 14 of the Wildlife and Countryside Act 1981 had been complied with. That is to say that not all the owners of the properties over which the claimed path runs i.e. the owners/occupiers of Nos. 1, 2, 3 and 5 Heol-y-Gyn, and Nos. 2, 4 and 6 Heol Coflorna, Melin Caiach, had been notified of the application.

The reason for this letter, therefore, is to inform you of the application and to reassure you that if the application is accepted by the Rights of Way Sub-Committee and an order is made, the claimed path will be the subject of a concurrent diversion order which will effectively realign the path to the route shown by the dashed black line on the attached plan.

Should you have any comments on the proposals I should be grateful if you forward them to me within 28 days from the date of this letter, to enable the committee to have as much information as possible. If I have not heard from you by that date, then I will assume you have no objection to the application.

In the mean time if you have any further queries please do not hesitate to contact my assistant, Mr. Mason on Cardiff 820062.

Yours faithfully



for the County Engineer and Surveyor

The owner/occupier,
2 Heol-y-Glyn,
Melin Caiach,
Quakers Yard,
Mid Glamorgan.

820062

A. Mason

A763/4/51/AM

7th July 1993

Dear Sir/Madam,

Application for Modification Order, Quakers Yard

I refer to an application made by the Ramblers Association on behalf of local residents to add a footpath to the Definitive Map and Statement of the former County Borough of Merthyr Tydfil as shown by a solid black line on the enclosed plan No. 4/24

This application would have been considered by the Rights of Way Sub-Committee recently, however, it was noted that not all the provisions of Schedule 14 of the Wildlife and Countryside Act 1981 had been complied with. That is to say that not all the owners of the properties over which the claimed path runs i.e. the owners/occupiers of Nos. 1, 2, 3 and 5 Heol-y-Gyn, and Nos. 2, 4 and 6 Heol Coflorna, Melin Caiach, had been notified of the application.

The reason for this letter, therefore, is to inform you of the application and to reassure you that if the application is accepted by the Rights of Way Sub-Committee and an order is made, the claimed path will be the subject of a concurrent diversion order which will effectively realign the path to the route shown by the dashed black line on the attached plan.

Should you have any comments on the proposals I should be grateful if you forward them to me within 28 days from the date of this letter, to enable the committee to have as much information as possible. If I have not heard from you by that date, then I will assume you have no objection to the application.

In the mean time if you have any further queries please do not hesitate to contact my assistant, Mr. Mason on Cardiff 820062.

Yours faithfully



for the County Engineer and Surveyor

The owner/occupier,
3 Heol-y-Glyn,
Melin Caiach,
Quakers Yard,
Mid Glamorgan.

820062

A. Mason

A763/4/51/AM

7th July 1993

Dear Sir/Madam,

Application for Modification Order, Quakers Yard

I refer to an application made by the Ramblers Association on behalf of local residents to add a footpath to the Definitive Map and Statement of the former County Borough of Merthyr Tydfil as shown by a solid black line on the enclosed plan No. 4/25

This application would have been considered by the Rights of Way Sub-Committee recently, however, it was noted that not all the provisions of Schedule 14 of the Wildlife and Countryside Act 1981 had been complied with. That is to say that not all the owners of the properties over which the claimed path runs i.e. the owners/occupiers of Nos. 1, 2, 3 and 5 Heol-y-Gyn, and Nos. 2, 4 and 6 Heol Coflorna, Melin Caiach, had been notified of the application.

The reason for this letter, therefore, is to inform you of the application and to reassure you that if the application is accepted by the Rights of Way Sub-Committee and an order is made, the claimed path will be the subject of a concurrent diversion order which will effectively realign the path to the route shown by the dashed black line on the attached plan.

Should you have any comments on the proposals I should be grateful if you forward them to me within 28 days from the date of this letter, to enable the committee to have as much information as possible. If I have not heard from you by that date, then I will assume you have no objection to the application.

In the mean time if you have any further queries please do not hesitate to contact my assistant, Mr. Mason on Cardiff 820062.

Yours faithfully



for the County Engineer and Surveyor

The owner/occupier,
5 Heol-y-Glyn,
Melin Caiach,
Quakers Yard,
Mid Glamorgan.

820062

A. Mason

A763/4/51/AM

7th July 1993

Dear Sir/Madam,

Application for Modification Order, Quakers Yard

I refer to an application made by the Ramblers Association on behalf of local residents to add a footpath to the Definitive Map and Statement of the former County Borough of Merthyr Tydfil as shown by a solid black line on the enclosed plan No. 4/26

This application would have been considered by the Rights of Way Sub-Committee recently, however, it was noted that not all the provisions of Schedule 14 of the Wildlife and Countryside Act 1981 had been complied with. That is to say that not all the owners of the properties over which the claimed path runs i.e. the owners/occupiers of Nos. 1, 2, 3 and 5 Heol-y-Gyn, and Nos. 2, 4 and 6 Heol Coflorna, Melin Caiach, had been notified of the application.

The reason for this letter, therefore, is to inform you of the application and to reassure you that if the application is accepted by the Rights of Way Sub-Committee and an order is made, the claimed path will be the subject of a concurrent diversion order which will effectively realign the path to the route shown by the dashed black line on the attached plan.

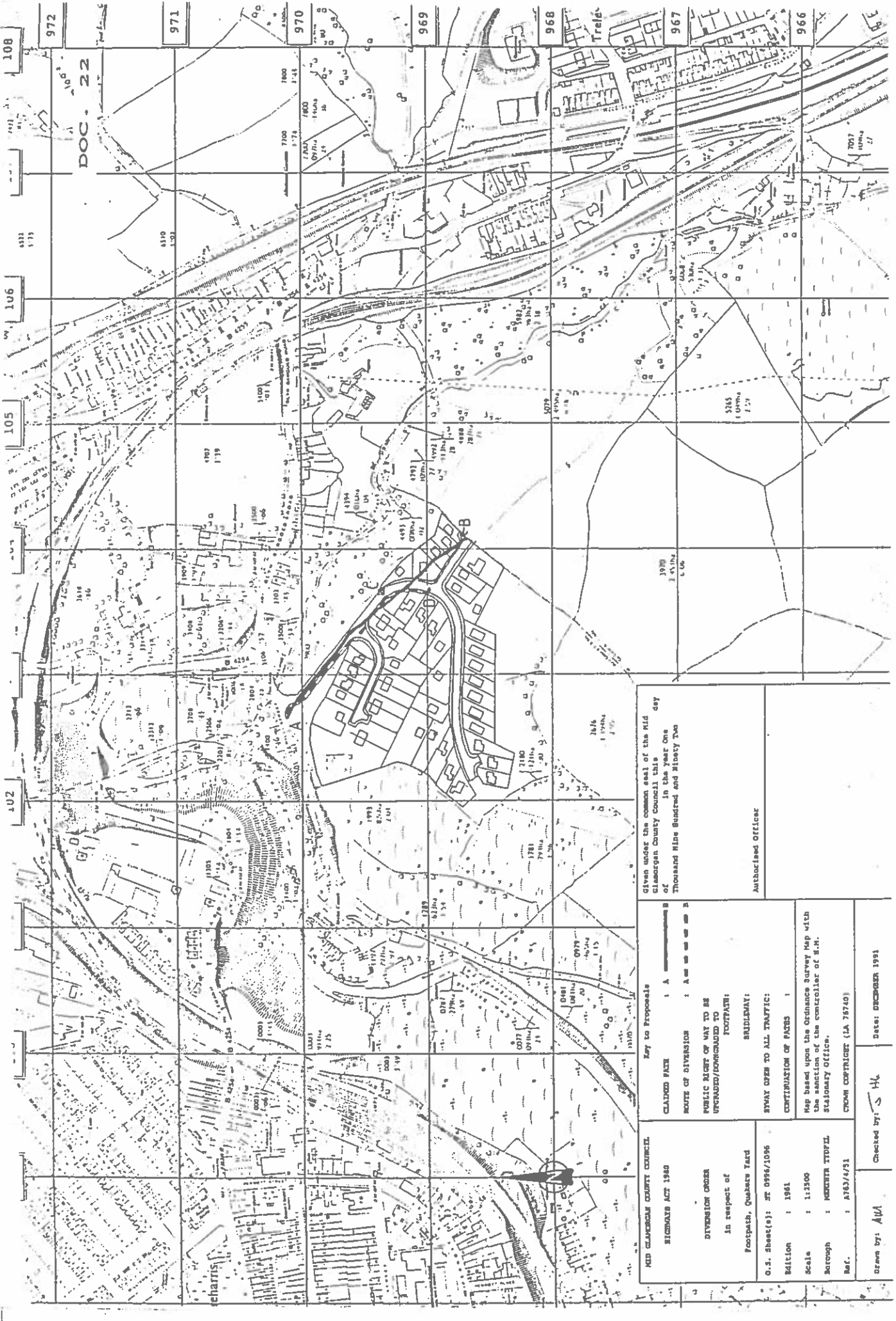
Should you have any comments on the proposals I should be grateful if you forward them to me within 28 days from the date of this letter, to enable the committee to have as much information as possible. If I have not heard from you by that date, then I will assume you have no objection to the application.

In the mean time if you have any further queries please do not hesitate to contact my assistant, Mr. Mason on Cardiff 820062.

Yours faithfully



for the County Engineer and Surveyor



DOC - 22

Given under the common seal of the Mid City of Clarence County Council this 1st day of the year One Thousand Nine Hundred and Ninety Two

Authorized Officer

<p>OLD CLARENCE COUNTY COUNCIL</p> <p>SEIZURE ACT 1940</p> <p>DIVISION ORDER</p> <p>In respect of</p> <p>Footpath, Quabers Yard</p> <p>O.S. Sheet(s): ST 0956/1096</p> <p>Edition: 1961</p> <p>Scale: 1:12500</p> <p>Borough: MERCEYR TIDFEL</p> <p>Ref.: A763/47/31</p>		<p>Key to Proposals</p> <p>CLAIMED RATE: A B</p> <p>ROUTE OF DIVERSION: A B</p> <p>PUBLIC RIGHT OF WAY TO BE UPGRADED/DOWNGRADED TO FOOTPATH:</p> <p>BUILDING:</p> <p>SWAY OPEN TO ALL TRAFFIC:</p> <p>CONTINUATION OF PAVES:</p>		<p>Given under the common seal of the Mid City of Clarence County Council this 1st day of the year One Thousand Nine Hundred and Ninety Two</p> <p>Authorized Officer</p>
<p>Drawn by: AVA</p> <p>Checked by: SH</p> <p>Date: DECEMBER 1991</p>				

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 LINDY 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

DOC. 258
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

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

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

6th September 1991

Dear Councillor Chambers,

APPLICATION FOR MODIFICATION ORDERS
TY LLOYD FASC, 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.

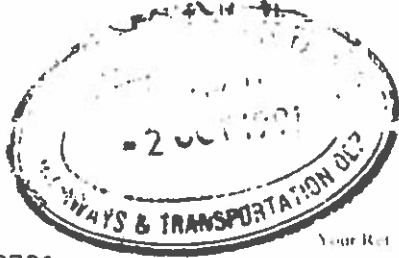
Yours sincerely,


County Engineer and Surveyor



County Engineer & Surveyor

County Planning Officer



M. R.:

55W6\DRE\BP

Ref No

3731

Your 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.

*M J Flynn
JF*

AJS

I:\MINS\EDMONDR\TYLLWYD.MEM

Old Surgery House,
Glyn Bargoed Rd,
Yrelewis,
Yrelewis.

Mr A. Mason
Highways + Transport Dept
County Hall,
Cardiff.

11 Oct 1991.

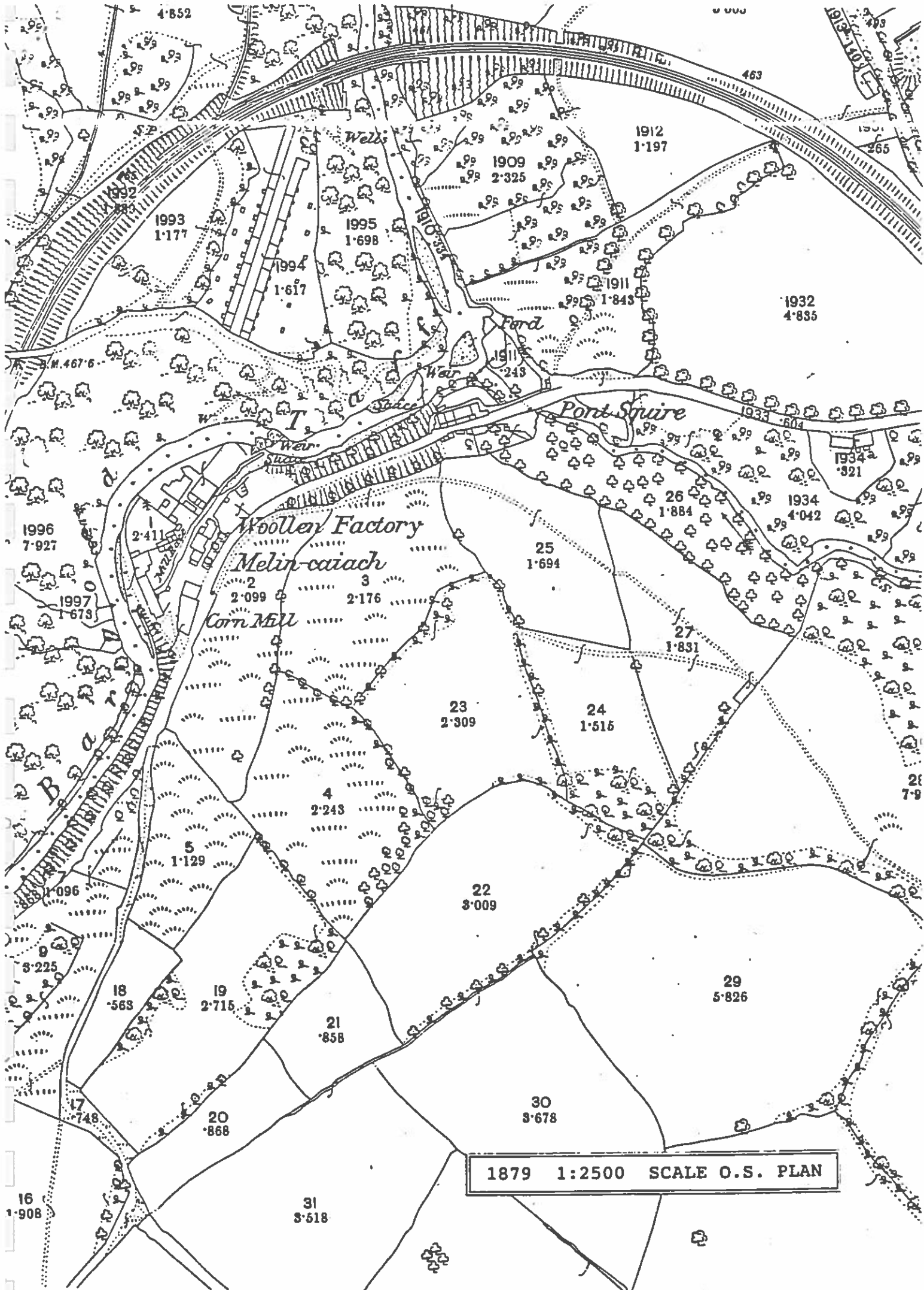
Dear Sir,

Claimed Right of Way; ST 10269701 Point A.
to ST 10409686 Point B.

I wish to inform you that I
have no objection to this application.

Yours faithfully.

S. Jarrold.



4852

uuu

463

1912
1-197

1993
1-177

1995
1-698

1909
2-325

1994
1-617

1911
1-843

1932
4-835

M.4676

1911
2-43

Pont Squire

1933
-604

1934
-321

1996
7-927

Woolen Factory

25
1-694

Melin-caiach

2
2-099

3
2-176

Corn Mill

27
1-831

1997
1-673

23
2-309

24
1-515

4
2-243

5
1-129

22
3-009

3-225

18
-563

19
2-715

29
5-826

21
-858

20
-868

30
3-678

17
-748

31
3-518

16
1-908

1879 1:2500 SCALE O.S. PLAN

APPLICATION No. 5

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 attached bundle.
2. The Claimed Right of Way commences at Point A on the plan at Grid Reference ST09849645 at its junction with another Claimed Right of Way and proceeds in a general north-easterly direction for 180 metres to Point B at Grid Reference ST09989655 where it turns and runs in a south-easterly direction for 24 metres to Point C at Grid Reference ST10009654 its junction with a second Claimed Right of Way a total distance of 204 metres.
3. In support of the application the County Council has received 6 Evidence Forms marked as Documents 2 to 7, 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 8.
4. Notification of the application for the Modification Order Document 9 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. 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 10A to 10D 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 11 is the reply from the County Planning Officer who has not raised any objection to the proposal whilst Document 12 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 13.

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.

KIND OR CHANGE OF USE:
WILKINSON & COUSINS ACT 1961
 (DEFINITIVE MAP AND EXEMPTION)
MODIFICATION ORDER NO. 2 1982
 In respect of
 Footpath Quakers Yard

PLAN OR MAP TO BE MADE: A map showing the
PARTS OF WAY TO BE DELETED;
PUBLIC RIGHTS OF WAY TO BE
UPGRADED/DOUBLED/
PROTECTED;
ABANDONED;
CONTRIBUTION OF PAVES

BY WHOM OR TO ALL PARTIES:
 Has been upon the Ordnance Survey Map with
 the sanction of the controller of H.M.
 Stationery Office.
CROWN COPYRIGHT (LA 1974)

Drawn by: *MJ* **Checked by:** *S.M.U.* **Date:** December 1981

Given under the common seal of the Mid
 Devon County Council this
 10th day of December 1981
 at Exeter in the County of Devon
 the Mayor and Aldermen and Members of
 the Council in full meeting.

Authorised Officer



DOC - 1

970

969

968

967

966

965

964

963

962

961

960

959

958

957

956

955

954

953

952

951

950

949

948

947

946

945

944

943

942

941

940

939