Application to modify the Definitive Map of Public Rights of Way under Section 53B, Wildlife and Countryside Act 1981.

File Reference	53B/0007				
Definitive Map path reference	N/A				
Description of intended effect on the	The addition of a series of footpaths to the Map,				
Definitive Map	through Cwrt-y-Vil Playing Field exiting on to St.				
	Martins Close, Beechwood Drive, St. Marks Road and				
	Purcell Road.				
O.S. grid ref.	317582 170497				
Address / postcode	St. Martins Close, CF64 3PN. Beechwood Drive CF64				
	3QZ, St. Marks Road CF64 3PG, Purcell Road, CF64				
	3QN.				
Nearest Village/Town	Penarth				
Locally known name	-				
Community / Town Council	Penarth				
Applicant	Mrs. T. Alexander				
	Mrs. P. Paul				
	Mrs. B. Jones				
Date of application	09.03.2009				
Date of receipt of application	31.03.2009				
Date when representation made to the					
National Assembly in accordance with					
3(2) of Schedule 14 WCA 1981. As					
notified by the applicant.					
National Assembly's decision and					
terms of direction					
Date set for determination of	September 2010				
application					
Date on which the Authority	15.09.2010				
determined the application					
Decision	Application refused				
Date when notice of appeal served on	12.10.2010				
the National Assembly and the					
Authority in accordance with					
paragraph 4(1) of Schedule 14 to the					
WCA 1981.					
Date / time and venue of any proposed					
hearing or inquiry.					
National Assembly's decision and	Appeal dismissed				
terms of direction					
Date of confirmation of order and	-				
details of any modification made.					

Continued overleaf

Related documents attached:

Application Map Statement by Applicant Please contact:

Public Rights of Way Section Vale of Glamorgan Council The Dock Offices Subway Road Barry Vale of Glamorgan CF63 4RT Email.sathomas@valeofglamorgan.gov.uk

Wildlife and Countryside Act 1981

Notice of application to modify the Definitive Map and Statement for the former County of Glamorgan, Relevant date 14th September, 1954.

To: The Vale of Glamorgan Council	2					
Of: The Civic Offices, Holton Road, Barry, CF63 4RU						
FIWE: TRACKY ALEXMONDER, PATRICIA PALL, DARBHEA J	ANES					
Of:	••••					
••						
hereby apply for an order under section 53(2) of the Wildlife and Countrys						
Act 1981 modifying the definitive map and statement for the area by [delet as appropriate]	e					
adding a footpaths/ bridleway / restricted byway						
changing the status of the footpath / bridleway / restricted byway deletion of the footpath / bridleway / restricted byway						
changing the particulars relating to the footpath / bridleway / restricted byway						
from Dimas facto VIA DI MINSTIN'S CLOSE						
to CWRT-Y- VILLE LAMING TOLDS, JENAR TH, 10 OD FEWAR PAGEN CLUB, TO MIKCELL RD (AND BACK (BOUTE I), TO BEESHWOOD DRIVE (AND TOKING A CIKCULAR ROUTE AROUND PERIMETER OF FIELD BROK TO ST. MIMETIN'S , with a width of	BACK ROUTEZ) BACK ROUTEZ) COSE ROUTEZ					
SEE GVERING LETTER TER GENERALISON OF ROUTES)	of					
witnesses) set out overleaf, in support of this application.						
Dated						
RECEIVED (on behalf of)						
3 1 MAR 2009 AF	P 01					
ENVIRONMENTAL AND ECONOMIC						
REGENERATION						

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			P.	20200	Richard	S OF IA	Inv)		

4th March, 2009

Committee members,

Re: Application for Right of Way: Cwrt-y-Vil Playing Field, St. Martin's Close

The attached documentation and witness forms focus on 3 proposed Rights of Way. We have sought advice from the Vale of Glamorgan Council's Countryside and Access Officer and have based this application on three paths trodden to and from the St. Martin's Close entrance/exit from the field.

We realise that a Right of Way is a trodden path, somewhat hard to define on a recreation field, however, we have established, from the Witness Statements:

Route 1

From Dinas Road to St. Martin's Close, onto Cwrt-y-vil Playing Field to the Old Penarthians Rugby Club, through to Purcell Rd. (and back).

Route 2

From Dinas Road to St. Martin's Close, onto Cwrt-y-vil Playing Field to Beechwood Drive (and back).

Route 3

From Dinas Road to St. Martin's Close, onto Cwrt-y-vil Playing Field taking a circular route around the perimeter of the field back to St. Martin's Close.

We have also been informed by **Sector**, who has provided an Evidence Form on her specific route, that when the central reservation in Dinas Road was built, the current footpath crossing it from St. Peter's Rd. to St. Martin's Close was formed by the Council at the request of a local resident who lived opposite her since this 'trodden path' was already in use. The path links to St. Martin's Close (please see Google picture).

Signage at the bottom of the descent from St. Martin's Close onto the field, (please see photograph), points to the entrance from St. Martin's Close. This was erected by the Council. Previous signage (erected in the same place) was also erected by the Council. The Council should have records of when the original sign was erected, however, almost every Witness using this part of the proposed Right(s) of Way can remember the original signage. These Witnesses are willing to be contacted further.

TO ALL INTERESTED PARTIES:

With reference to our application for Rights of Way through Cwrt-y-vil Playing field, we wish to state that there is NO application for Right of Way access from Handel Close garden through to St. Martin's Close.

There are 3 proposals for Right of Way listed in our application and we intend no changes to their current and past use. Our application is solely to protect these trodden paths for the future use of all.

ŝ,

Yours faithfully

TRACEY ALEXANDER TRISH PAUL BARBARA JONES