

28th August 2025

Cornwall Council
Public Rights of Way Team – Regulatory Services
PO Box 676
Threemilestone
Truro
TR1 9EQ

Dear Cornwall Council Public Rights of Way Team,

I hope this letter finds you well.

Please find enclosed the forms for an application to modify the Definitive Map of Public Rights of Way.

I will send copies of the documentary evidence as a PDF to prow@cornwall.gov.uk.

Our reference number which we will use in communication until a reference number is assigned by Cornwall Council is- **COR-2512**

If you require any further details from myself or there are any issues with the application forms, please reach out by emailing patrick.balcombe.footpaths@outlook.com

Thank you for your cooperation and understanding.

Sincerely,

Cornwall Ramblers Don't Lose Your Way Coordinator

Applicants Ref: COR-2512

FORM 1



Cornwall Council
FORM OF APPLICATION FOR MODIFICATION ORDER
Wildlife and Countryside Act 1981

**Definitive Map and Statement for the former District / Borough* of Penwith / Kerrier / Carrick /
 Restormel / North Cornwall / Caradon***

To: Cornwall Council

of: New County Hall, Treyew Road, Truro TR1 3AY

I/We The Ramblers' Association
of Stone King Llp Boundary House, 91 Charterhouse Street, London, England, EC1M 6HR

hereby apply for an Order under section 53(2) of the Wildlife and Countryside Act 1981 modifying the definitive map and statement for the area by:

- (a) ~~Deleting the footpath / bridleway / restricted byway / byway open to all traffic*~~
 from:Grid Ref.....
 to:Grid Ref.....
- (b) **Adding** the ~~footpath / bridleway / restricted byway / byway open to all traffic*~~
 from: Demelza Road - C0448Grid Ref. SW 97704 63968
 to: Footpath Withiel 9Grid Ref. SW 98051 64112
- (c) ~~Upgrading / downgrading the footpath / bridleway / restricted byway / byway open to all traffic*~~
 from:Grid Ref.....
 to:Grid Ref.....
- (d) ~~Varying / adding to the particulars relating to the footpath / bridleway / restricted byway / byway open to all traffic*~~
 from:Grid Ref.....
 to:Grid Ref.....
 by providing that

and shown on the map accompanying this application.

* Please delete text as applicable

I / We attach copies of the following documentary evidence (including statement of witnesses) in support of this application:

.....
DOCUMENTARY EVIDENCE ACCOMPANYING THIS APPLICATION IS LISTED BELOW.....

Dated: 28/08/2025

Signed

Cornwall Ramblers Don't Loose Your Way Coordinator

Privacy Notice - General Data Protection Regulations

The Data Controller for all the information you provide on this form is Cornwall Council, New County Hall, Treyew Road, Truro TR1 3AY. Data Protection Registration Number: Z1745294

The information you provide on this form is collected for the purpose of carrying out the functions of the Council in fulfilling its statutory duties under the Wildlife and Countryside Act 1981. Although it is not our preferred practice to share the information contained in your completed form with other parties before determining an application for a Definitive Map Modification Order, you should be aware that your completed form may be made available to other parties who have a right to see it under the Freedom of Information Act 2000. You should also be aware that the information contained in your completed form will be included in the appendices to a report prepared by officers of the Council and may also be made available as part of a bundle of papers prepared for a future Public Hearing or Inquiry.

Your data will be held within Cornwall Council's secure network and premises and will not be processed outside of the UK. Access to your information will only be made to authorised members of staff who are required to process it for the purposes outlined in this privacy notice.

In accordance with the Batchelor Retention Guidelines your information will be retained for the calendar year that we finish processing it and for two years thence.

Whilst your personal information belongs to you, you have the right to:

- be informed how we will process it;
- request a copy of what we hold about you and in commonly used electronic format if you wish;
- have it amended if it's incorrect or incomplete;
- have it deleted (where we do not have a legal requirement to retain it).

If you would like to access any of the information we hold about you or have concerns regarding the way we have processed your information, please contact the Data Protection Officer, Assurance, Cornwall Council, New County Hall, Treyew Road, Truro TR1 3AY. Tel: 01872 326424. Email: dpo@cornwall.gov.uk

We would prefer any complaints to be made to us initially so that we have the opportunity to see if we can put things right. However, if you are unhappy with the way we have processed your information or how we have responded to your request to exercise any of your rights in relation to your data, you can raise your concerns direct with the Information Commissioners Office. Tel: 0303 123 1113. <https://ico.org.uk/concerns/>

APPENDIX I Evidence Documents

Ordnance Survey, 25 inch to the mile

Cornwall XXXIII.10, Revised: 1905, Published: 1907, National Library of Scotland (Web)

Ordnance Survey. Six-inch to the mile

Cornwall Sheet XXXIII.SW, Revised: 1905, Published: 1907, National Library of Scotland (Web)

Ordnance Survey, 1:25,000, First Series

10/96 - A, Revised: 1905 to 1938, Published: 1951, National Library of Scotland (Web)

Parish Tithe Map

St Wenn, 1841, National Archive (thegenealogist.co.uk)

Parish Tithe Map

St Wenn, 1841, Cornwall Records Office

Parish Tithe Apportionments

St Wenn Plot 55, 1841, National Archive (thegenealogist.co.uk)

Inland Revenue Valuation Map - Finance Act 1908-1910

Corwall XXXIII.10, 1911, Cornwall Records Office

Draft Provisional Definitive Map

St Wenn, 1951, Cornwall Records Office

Draft Provisional Definitive Map

Withiel, 1951, Cornwall Records Office

OS Boundary sketch map

Cornwall: Withiel-St Wenn, 1877, National Archive

OS Boundary remark book

Cornwall: Withiel boundaries with: Bodmin; Lanivet; St Wenn, 1876, National Archive

Land Registry 'Inspire' Map

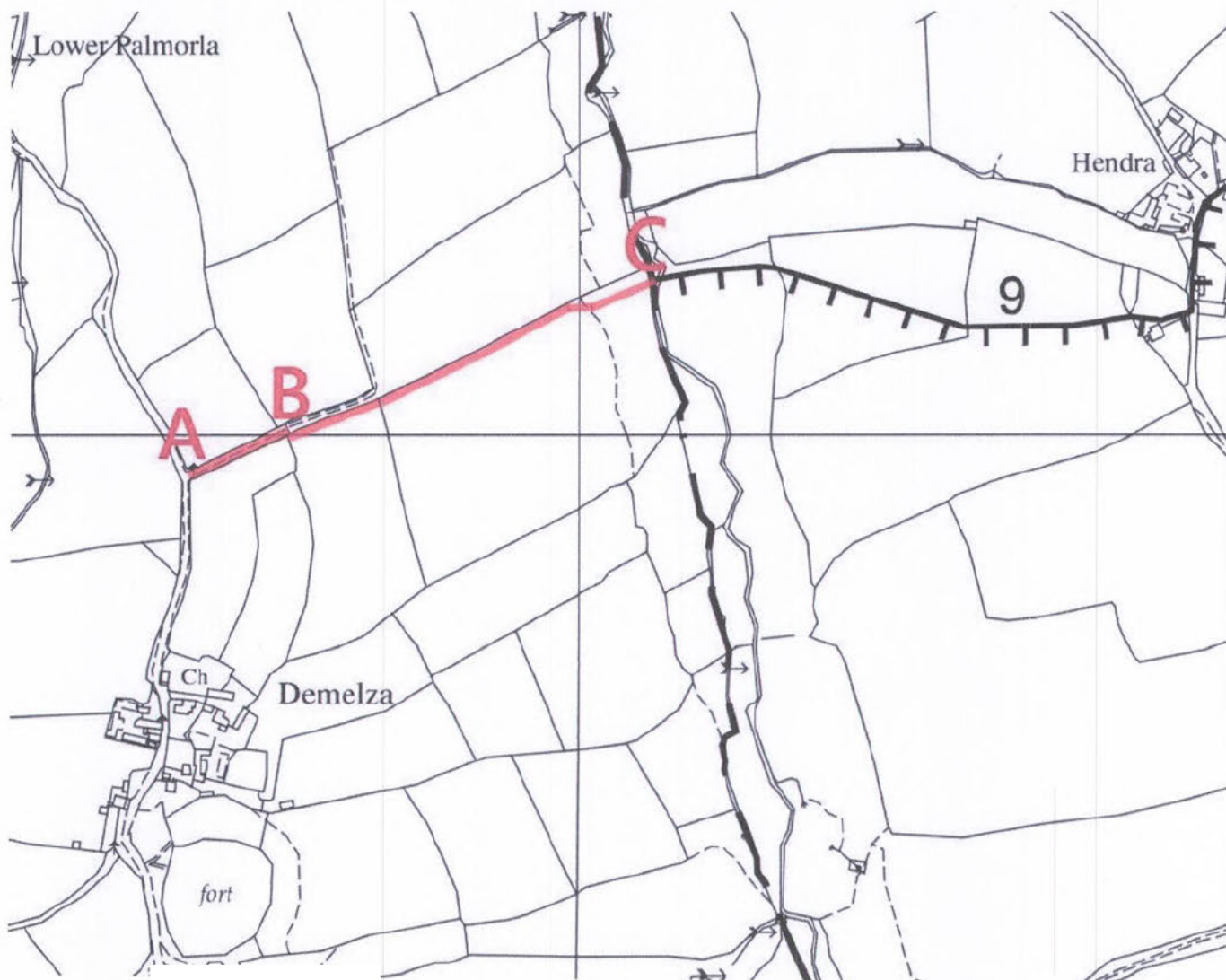
2025, Land Registry

Applicant's Reference: COR-2512

Parish: St Wenn **Grid Reference:** SW 979 639

Map of Path:

Application route shown in RED from A-B-C.



Signature ...

..... Date

28/08/2025

Applicants Ref: COR-2512



FORM 4

Cornwall Council

**FORM OF APPLICATION TO SERVE NOTICE BY IMPERSONAL MEANS
IN RESPECT OF A MODIFICATION ORDER APPLICATION**

Wildlife and Countryside Act 1981

**Definitive Map and Statement for the former District / Borough* of Penwith / Kerrier / Carrick /
Restormel / North Cornwall / Caradon**

From: The Ramblers' Association
Of: Stone King Llp Boundary House, 91 Charterhouse Street, London, England, EC1M 6HR

To: Definitive Map Officer
Public Rights of Way & Access Management Team
PO Box 676,
Threemilestone,
Truro, TR1 9EQ

PATH LOCATION DETAILS:

PARISH St Wenn **DISTRICT** North Cornwall

CLAIMED STATUS OF WAY: Footpath ~~Bridleway / Restricted Byway / Byway Open to All Traffic~~

[delete as appropriate]

DESCRIPTION OF PATH

The application route begins at Demelza Road (C0448). From there, it proceeds eastward,
crossing into a field to the south. The route then continues along the field boundary, maintaining
a generally easterly direction. It enters a woodland shortly before joining Footpath Withiel 9.

POSTCODE PL30 5PE

FROM: Demelza Road - C0448 Grid Ref. SW 97704 63968

TO: Footpath Withiel 9 Grid Ref. SW 98051 64112

I have carried out an investigation in an attempt to discover the owners and occupiers of the land over which the alleged way runs. I have made enquiries from: [delete those that are not applicable]

- ♦ Land Registry [compulsory]
- ♦ ~~Adjoining landowners~~
- ♦ ~~Local inhabitants~~
- ♦ ~~The Post Office~~
- ♦ ~~The Parish Council~~
- ♦ ~~Register of Electors~~
- ♦ ~~Other appropriate sources [please state]~~

I have been unable to discover ownership of the land, and I request Cornwall Council to direct that Notice may be served by affixing it in a prominent position on that land.

Signed:

Dated: 28/08/2025

Cornwall Ramblers Don't Lose Your Way Coordinator



FORM 5

Cornwall Council
SURVEY OF
MODIFICATION ORDER APPLICATION ROUTE
Wildlife and Countryside Act 1981

To: Cornwall Council

of: New County Hall, Treyew Road, Truro TR1 3AY

Name & Address of Applicant The Ramblers' Association,
Stone King Llp Boundary House, 91 Charterhouse Street, London, England, EC1M 6HR..

Date of Application 28/08/2025

Cornwall Council has introduced a priority policy for DMMO applications that will promote claims for paths that offer the most benefit to users of the rights of way network. The information you provide here may elevate your application meaning that it could be determined sooner. The Council would therefore strongly encourage you to complete Form 5 and submit it with your application.

Purpose of Application

Please explain why you consider the route is important and what benefit it will have for the rights of way network, or the community e.g., is it part of a local strategic plan, will it promote sustainable travel, or how does it fit into the Local Walking and Cycling Infrastructure Plans etc. [Please speak to the relevant Town or Parish Council, or User Groups to help answer this question, contact details can be found in the Pack]

The application resolves an anomaly with the definitive map, where footpath Withiel 9 is currently a Cul-de-sac ending at the parish boundary. The application route would connect Withiel 9 to a public road.

Time Sensitivity

Please make the Council aware whether the route is currently available or if access has recently been prevented.

N/A

Safety

Please alert the Council to whether the route offers a useful alternative to using a road to reach a destination such as a school, place of work, land that currently enjoys public access, or other point of interest.

N/A

Accessibility

Is the claimed way more accessible than other ways close by, e.g., does it provide an alternative route that avoids steps or stiles?

N/A

Description

Please describe the route from end to end noting any significant feature along the way such as landmarks, buildings etc., referencing any photos you may have taken

The application route begins at Demelza Road (C0448) at grid reference SW 97704 63968 (Point A). From there, it proceeds eastward, crossing into a field to the south at SW 97778 63999 (Point B). The route then continues along the field boundary, maintaining a generally easterly direction while crossing a field boundary. It enters a section of woodland shortly before joining Footpath Withiel 9 at the parish boundary between St Wenn and Withiel, located at SW 98051 64112 (Point C).

Nature of the Surface

Please describe the surface of the path grass, mud, made up track, across fields containing arable crops, noting any significant changes to the surface along the way

Between Point A and Point B the surface of the application route is a gravel track. For the majority of the path between Point B and Point C the surface of the path is grass, with a short section of woodland at it's eastern end for which the surface type is not know.

Location of Structures

Please identify and pinpoint any limitations such as stiles, gates, barriers, fences across the line of the path, either by providing a Grid Reference for each structure, or on a copy of the application map

The applicant has not been able to survey the entirety of the route so the following have been identified from aerial photos. SW 97778 63999 (Point B) - Field Gate, SW 97846 64019 - Field Gate, SW 98010 64084 - Unknown possible obstructed, SW 98051 64112 (Point C) - bridge historically

Width of Path

Please indicate the full width of the path that is being claimed, understanding that if the width varies along the route of the path that the width of each section is described in turn

1.5m

Further Comments

If there is any other matter that you would like to draw the attention of the Council to in respect of prioritising your application, please include it here. Continue on a separate sheet if necessary.

N/A

Signed:

Dated: 28/08/2025

Cornwall Ramblers Don't Loose Your Way Coordinator