

FORM WCA 8

PUBLIC RIGHTS OF WAY USER EVIDENCE STATEMENT

Wildlife & Countryside Act 1981

The Wildlife & Countryside (Definitive Maps & Statements) Regulations 1993



Public Right of Way User Evidence Statement

This statement should be completed and returned to the person making the application so that it can be submitted with or form part of an application seeking a change to the Definitive Map and Statement of Public Rights of Way.

This statement is intended to provide preliminary evidence about the application. When Bridgend County Borough Council, the Order-Making Authority (OMA) commences detailed research, an officer from the Council may contact you to seek further information or ask you to be interviewed about your evidence.

This statement is designed to help establish whether or not the route being claimed in the application is a public right of way. It also provides evidence of how it is used (for example on foot, on horseback, by vehicles etc).

You should answer the questions as fully as possible and not keep back any information, whether for or against the public claim. This is important if this information is to be of real value in establishing the status of the application route. The information given may be examined at a public inquiry.

This statement should be completed by one person only and should relate to only one route. If you need more space please continue on a separate sheet which will need to be attached to this statement.

If completing the statement by hand, please ensure it is written legibly and in black ink.

Confidentiality – Please Read Carefully

The information you give in this statement cannot be treated as confidential.

- It may be necessary for Bridgend County Borough Council to disclose information received from you to others, which may include other local authorities, the Planning Inspectorate and other government departments, public bodies, other organisations, landowners and members of the public. If the application proceeds to a public inquiry your evidence will be made available to the inquiry.
- If the County Borough Council proceeds with the application but it is contested (for example by a landowner), there may be a public inquiry. This will be held locally and if you are unable to attend your evidence will be given in writing, but user evidence is of much greater value if you attend in person and are prepared to answer questions about it. Inquiries are kept as informal as possible and the Council will help you with the procedure.
- The information you give in this statement will be processed in accordance with the Data Protection Act 1998. It is held by the County Borough Council's Rights of Way Section for the sole purpose of processing the application for the route referred to.

DECLARATION

Data Protection Act 1998

Under the Data Protection Act Bridgend County Borough Council has a duty to inform you about how your personal data will be handled. In order to decide if a public right of way exists it may be necessary to disclose information received from you. The information provided on this statement cannot be treated as confidential (other than your personal contact details and signature contained on this page). You should only provide us with the information requested if you are happy for it to be placed in the public domain. Do not include information about another person.

This statement and the details contained therein will be considered by the Council to establish whether a public right of way exists and, in signing it, you are acknowledging that it may be made publically available and published on the Council's website.

Please print your name here

Your: Home Telephone Number

Mobile Telephone Number

Email Address

Statement of Truth

I BELIEVE THAT THE FACTS AND MATTERS CONTAINED IN THIS STATEMENT ARE TRUE AND I HAVE READ THE DECLARATION ABOVE

Your Signature:

Date:

You should keep a copy of the completed statement

Warning: If you dishonestly enter information or make a statement that you know is, or might be, untrue or misleading, and intend by doing so to make a gain for yourself or another person, or to cause loss or the risk of loss to another person, you may commit the offence of fraud under section 1 of the Fraud Act 2006, the maximum penalty for which is 10 years' imprisonment or an unlimited fine, or both.

Information on this page of the Statement will be redacted and not made publically available

Public Right of Way User Evidence Statement

1. About you

Title: _____ Name: _____

Address: _____

Post Code: _____ Date of Birth: _____

Have you lived at any other addresses during the time you have used the path or way?
 If so, please provide details and years [full addresses are not required]

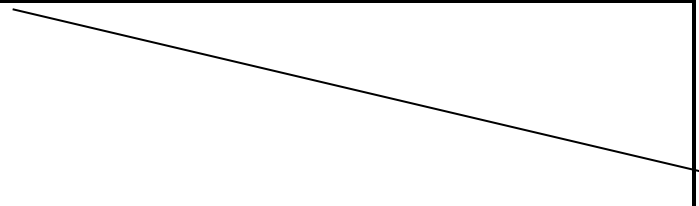
2. Description of the Route you have used

(Cross as appropriate)

2.1 Please draw on the map provided the route you have used with a broken black line

i.e. - - - -

Please sign and date the map



2.2 Does the route have a local name?

Yes Name _____
 No

2.3 Have you always followed the same route?

Yes
 No If no, please show any variations on the map using a dotted line

2.4 Is the route clearly identifiable on the ground such that a stranger to the area could follow it?

Yes
 No

2.5 What type of surface does the route have?

Grass Stone Tarmac
 Other (please specify) _____

2.6 What is the approximate width of the route?

_____ metres

3. About your use of the route

(Cross as appropriate)

3.1 How often did or do you use the route?

Daily
 _____ times a week
 _____ times a month
 _____ times a year

3.2 Between which dates have you used the route?	Started in _____ (date) Finished in _____ (date) or <input type="checkbox"/> Still using the path
3.3 Between these dates, were there any extended periods when you didn't use the route? For example, military service	<input type="checkbox"/> No <input type="checkbox"/> Yes between _____ and _____ Because _____ _____
3.4 When using the route, were you on foot, on a horse, on a pedal cycle, using a horse and cart or driving a motorised vehicle?	<input type="checkbox"/> Foot <input type="checkbox"/> Horse <input type="checkbox"/> Motorised Vehicle <input type="checkbox"/> Cycle <input type="checkbox"/> Carriage Driving
3.5 If applicable, what percentage of your time were you on foot, on a horse, on a pedal cycle, using a horse and cart or driving a motorised vehicle?	On foot _____ % of the time On horse _____ % of the time Motorised Vehicle _____ % of the time Cycle _____ % of the time Carriage Driving _____ % of the time
3.6 Why were you using this route?	<input type="checkbox"/> Pleasure To get to: <input type="checkbox"/> School <input type="checkbox"/> Work Other (please specify) _____
3.7 Were you alone when you used this route or did you have company?	<input type="checkbox"/> Alone <input type="checkbox"/> With the company of _____ _____ <input type="checkbox"/> Both
3.8 If applicable, how often did you have company?	<input type="checkbox"/> Always <input type="checkbox"/> Occasionally <input type="checkbox"/> Rarely
3.9 Have you ever been stopped or turned back by anyone when using the route?	<input type="checkbox"/> Yes <input type="checkbox"/> No
----- If yes, who stopped you, when and where?	Who _____ When (date) _____ Where _____
3.10 Do you know of anyone else being stopped or turned back when using the route?	<input type="checkbox"/> Yes <input type="checkbox"/> No
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<p>If yes, who stopped who, when and where?</p>	<p>Persons Stopped _____ Stopped by _____ When _____ Where _____</p>
<p>3.11 When you were using the route, did you see other people using it at the same time?</p>	<p><input type="checkbox"/> Yes <input type="checkbox"/> No</p>
<p>If yes, do you know the names and addresses of these people?</p>	<p>Name(s) _____ Address _____ _____</p>
<p>4. Furniture, Signs and Obstructions <input checked="" type="checkbox"/> Cross as appropriate)</p>	
<p>4.1a Has there ever been any gates, stiles or other structures on the route?</p> <p>If yes, please mark their position on the map using a spot for a stile, a cross for a gate and a triangle for other structures</p>	<p>Gates: <input type="checkbox"/> No <input type="checkbox"/> Yes <input type="checkbox"/> Hand Gate <input type="checkbox"/> Field Gate <input type="checkbox"/> Kissing Gate Stiles: <input type="checkbox"/> No <input type="checkbox"/> Yes Other (please specify) _____</p>
<p>4.1b If applicable, were the gates ever locked and if so between which dates?</p>	<p><input type="checkbox"/> Yes Between _____ and _____ <input type="checkbox"/> No</p>
<p>4.2a Have you ever seen any notices or warning signs along the route?</p> <p>If yes, please mark their position on the map with a square</p>	<p><input type="checkbox"/> Yes <input type="checkbox"/> No If yes, what did the sign(s) say? _____ _____</p>
<p>4.2b If applicable, when did you first notice the sign(s) and when did they disappear?</p>	<p>Appeared in _____ (month/year) Disappeared in _____ (month/year) or <input type="checkbox"/> Still Present</p>
<p>4.3a Was the route ever obstructed in any way? If yes, what was the nature of the obstruction?</p>	<p><input type="checkbox"/> Yes <input type="checkbox"/> No Obstruction _____</p>
<p>4.3b If applicable, when did you first notice the obstruction(s) and when did they disappear?</p>	<p>Appeared in _____ (month/year) Disappeared in _____ (month/year) or <input type="checkbox"/> Still Present</p>

5. Landowners, Tenants, Employees and Permissions

(Cross as appropriate)

<p>5.1 When you were using the route, did you own or tenant any of the land affected by the route?</p> <p>If yes, between which dates?</p>	<p><input type="checkbox"/> No <input type="checkbox"/> Yes <input type="checkbox"/> Landowner <input type="checkbox"/> Tenant</p> <p>Between _____ and _____</p>
<p>5.2 When you were using the route, were you ever employed by the landowner or tenant?</p> <p>If yes, between which dates?</p>	<p><input type="checkbox"/> No <input type="checkbox"/> Yes</p> <p>Between _____ and _____</p>
<p>5.3 If applicable, when you were an employee, were you ever given any instructions to stop people or turn them off the route?</p> <p>If yes, what was the instruction(s) and who gave them to you?</p>	<p><input type="checkbox"/> No <input type="checkbox"/> Yes</p> <p>Instruction(s) _____ _____</p> <p>Given by (name) _____</p>
<p>5.4 Were you ever related to any of the landowners or tenants or anyone in their employ?</p>	<p><input type="checkbox"/> No <input type="checkbox"/> Yes Between _____ and _____</p> <p>Relationship _____</p>
<p>5.5 Do you know who the landowner is?</p>	<p><input type="checkbox"/> No <input type="checkbox"/> Yes Name _____ Address _____ _____</p>
<p>5.6 Have you ever asked anyone for permission to use this route?</p> <p>If yes, who did you ask and when?</p> <p>Was permission granted?</p>	<p><input type="checkbox"/> No <input type="checkbox"/> Yes</p> <p>Permission sought from (name) _____ _____</p> <p>In (date) _____</p> <p>Permission <input type="checkbox"/> Granted <input type="checkbox"/> Denied</p>
<p>5.7 Have you ever been given permission to use the route even if you haven't asked for it?</p>	<p><input type="checkbox"/> No <input type="checkbox"/> Yes</p>

If yes, who gave you permission and when?

Name _____

Date _____

6. Would you like to provide any additional information?

7. Potential Interview

During the investigation the Council may want to interview some or all of the claimants in order to gather additional information. Would you be willing to talk to an officer from Bridgend County Borough Council's Rights of Way Section about your knowledge of the application route?

- Yes
- No

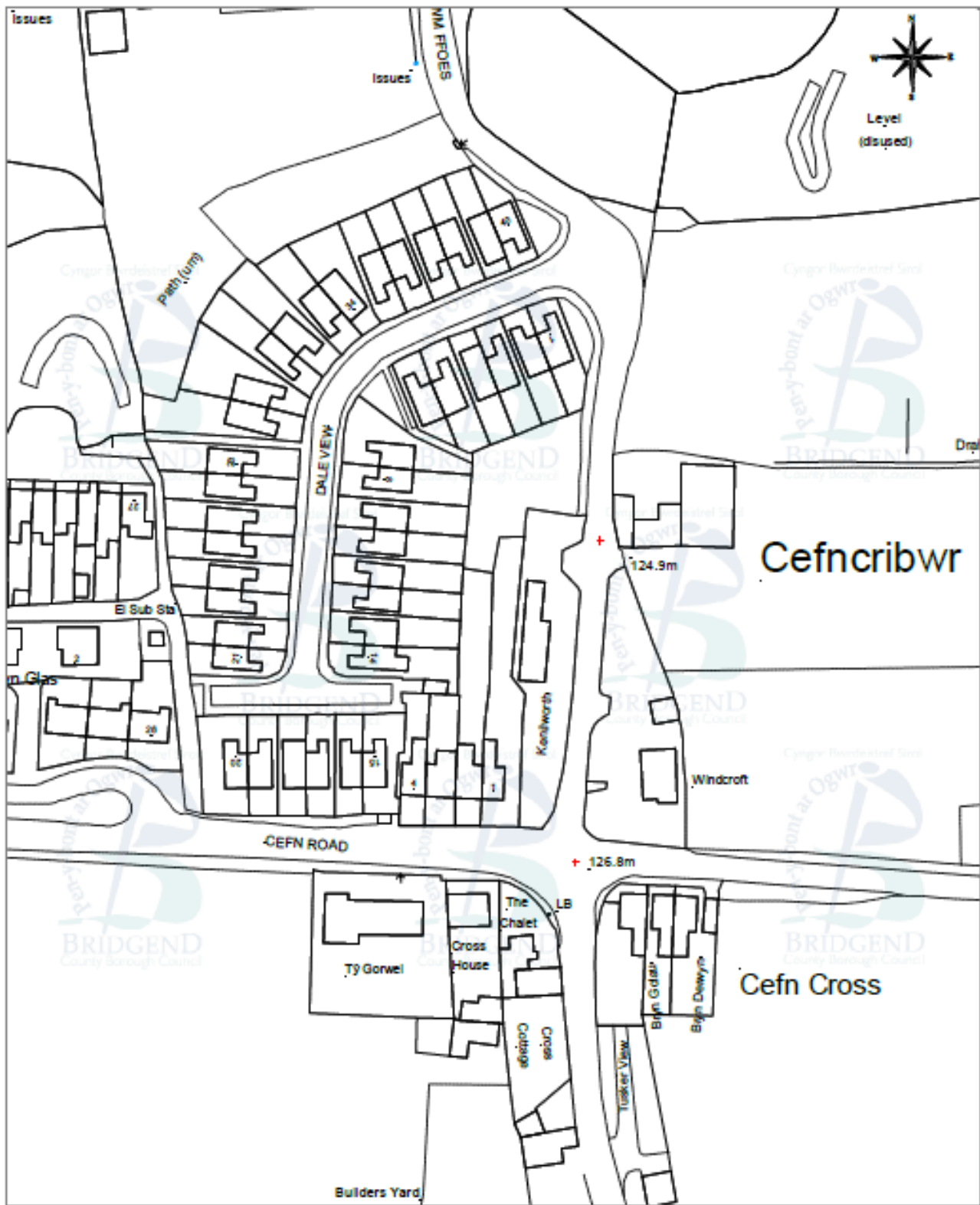
8. Hearing or Public Inquiry

If necessary, would you be prepared to attend a hearing or public inquiry to give evidence?

- Yes, I would attend
- No, I would not attend

Completed forms to be returned to:

Mr Andrew Mason
Rights of Way Section
Communities Directorate
Bridgend County Borough Council
Waterton Lane
Waterton
Bridgend
CF31 3YW



Cyngor Iwrddestref bwr



Mark Shephard

Corporate Director for
Communities

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