

To: **Executive Director of Place**  
Date of meeting: **Friday, 20 December 2024**

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## **Definitive Map and Statement Consolidation 2023-2024** **Executive Director of Place**

### **1 Purpose of report**

- 1.1 The definitive map is a legal record of the public's rights to use footpaths, bridleways, restricted byways and byways open to all traffic. The statement that accompanies the map, describes the route of each right of way in greater detail, some widths and any restrictions on use. Together, they form a legal record of rights of way.

The 'Bracknell Forest Council: Second Consolidated Definitive Map of Public Rights of Way' has a relevant date of 1 January 2013. This is when all confirmed legal orders were last consolidated to produce a new up-to-date sealed definitive map, which is a snapshot in time of the rights of way network.

Council officers who manage the rights of way network, are seeking approval for the consolidation of the definitive map and statement ("DMS") to include all legal changes over the past 12 years. An overview of the consolidation work is available in 5.6.

The intention is to:

- Incorporate all Modification Orders, such as path diversions, creations and closures, which have been made and confirmed since 2013.
- Make a Modification Order for changes to the Definitive Statement, to record legal events and / or discovery of evidence, following a review.
- Provide electronic copies (non-legal record) of the DMS on our website and hard copies, available for inspection, at our Time Square office.
- To take reasonable steps to bring to the attention of the public the preparation of the consolidated DMS.

The intention is to publish a third consolidated definitive map and statement in 2025. The DMS would have a relevant date of 1 February 2025.

The relevant date of a new DMS should be no more than six months earlier than the date on which it is prepared and should be later than the relevant date of the last Modification Order consolidated into it.

### **2 Recommendations**

- 2.1 **To approve the consolidation of all changes made by Modification Orders, to the DMS of Bracknell Forest rights of way.**
- 2.2 **To approve the subsequent Modification Orders required for the Definitive Statement, Mosses Path and Binfield Bridleway 23a deletion; to be included as part of the consolidation to the DMS of Bracknell Forest rights of way.**

### **3 Reasons for recommendation(s)**

#### **3.1 Legal obligation:**

The National Parks and Access to the Countryside Act 1949 placed a duty on surveying authorities in England and Wales to draw up and publish a DMS for their area, who were then required to keep this under periodic review. The Countryside Act 1968 amended this Act to allow different considerations to be taken into account when reviewing the DMS.

With the passing of the Wildlife and Countryside Act 1981 the requirement for periodic reviews by local authorities was abandoned and was replaced by a rolling review system.

Under sections 53 and 57(5) of the Wildlife and Countryside Act 1981 Bracknell Forest Council, who is the surveying authority, has a statutory duty to keep the DMS under continuous review, maintaining and updating them where required and making them available for inspection by the public.

Copies are provided as PDFs on the council's website. Hard copies are available for inspection free of charge at the Time Square office. Working copies are also maintained, with an interactive [rights of way map](#) provided for public viewing on the council's website. These should not be regarded as a true legal record.

#### **Expediency:**

- 3.2 DMS's are accurate to a specific date in their preparation which is known as the Relevant Date. After that time, they become increasingly out-of-date as Public Path Orders (for example diversions and stopping up) and other legal events take place. The mapping base also becomes more unrepresentative of the present because of development. At Bracknell Forest the Relevant Date is January 2013.

'Modification orders have to be kept with the map where it is available for public inspection, but to make the map itself more complete, surveying authorities can 'consolidate' it from time to time by incorporating the effects of modification orders on to the map.'

See Appendix 8 for A guide to definitive maps and changes to public rights of way - 2008 Revision, by Natural England.

This consolidation is required to incorporate all the Modification Orders granted over the past 12 years.

It will provide a more complete snapshot in time of the legal record of the public's rights to use footpaths, bridleways, restricted byways and byways open to all traffic.

#### **3.3 Council policy:**

An action to complete a consolidation of the DMS is included in the Bracknell Forest Rights of Way Improvement Plan (RoWIP2):

"Produce a third consolidated DMS of public rights of way in Bracknell Forest, which identifies and addresses anomalies in the current DMS."

## **4 Alternative options considered**

### **4.1 To not consolidate the changes**

Through the review of the changes since the Second DMS, officers have identified further updates required to the DMS through legal event Modification Orders. By not going through with this consolidation, Bracknell Forest Council would be failing in its legal duty to maintain and update the DMS

Not consolidating the changes would also:

- be a missed opportunity to provide a more complete snapshot in time of the Bracknell Forest rights of way network as local authorities are required by the Wildlife and Countryside Act 1991 to keep the DMS under continuous review
- be contrary to council policy (RoWIP2).
- disappoint key stakeholders consulted on this consolidation work, such as the Local Countryside Access Forum (LCAF).

### **4.2 To proceed without overview and scrutiny.**

This risks future challenges to the process followed by Bracknell Forest Council. It is important to have legal input into rights of way processes, which are very complex. The approval of the consolidation of the DMS is to be carried out in accordance with the current Constitutional requirements.

## **5 Supporting information**

5.1 The definitive map is conclusive evidence of the existence of rights shown on the map, but it does not prove other rights do not exist if not recorded. Neither the statement or the map has priority over each other.

5.2 The 2000 DMS were prepared by Babtie as work had been begun under Berkshire County Council.

In 2013, changes to the DMS were consolidated through work undertaken by the parks and countryside team at Bracknell Forest Council.

This consolidation follows just over 12 years on and is conducted in-house by the same team.

5.3 Events requiring definitive map modification orders (DMMOs) fall into two categories, referred to as 'legal' events and 'evidential' events.

### **5.3.1 Legal events**

Legal event DMMOs, under section 53(3)(a) of the 1981 Act, take account of legal changes, such as Orders and unopposed amendments. An example would be to record the fact that a way has been diverted or extinguished. They do not have to be advertised, are not subject to objections, and take effect as soon as they are made.

Examples of legal events include:

i) A highway shown or required to be shown in the map and statement has been properly authorised to be stopped up, diverted, widened or extended.

ii) A highway shown as a highway of a particular description has ceased to be a highway of that description.

iii) A new right of way has been created.

There have been seven Legal Event Modification Orders (LEMOs) for MOD orders since January 2013. One of these arose because of this consolidation process. This was for the diversion of Binfield Footpath 2 and has the relevant date of 29/05/2024. See Appendix 2.

### 5.3.2 **Discovery of evidence**

Evidential DMMOs' modify DMS's to take account of additions, deletions and alterations in the status of public rights of way arising otherwise than by legal events.

This is described in the 'Guide to definitive maps and changes to public rights of way - 2008 Revision by Natural England'. Relevant extract below, with a web link to the full document in Appendix 8.

**'Modification order to amend the particulars contained in the map or statement (without changing the recorded status of the way): section 53(3)(c)(iii).**

Before making an order the surveying authority must have discovered evidence which (when considered with all other relevant evidence available to the authority) shows that the particulars as proposed to be amended will be a correct record of the public's rights.

Before confirming the order, the authority (in this case, Bracknell Forest Council) or the Secretary of State must be satisfied that the particulars as proposed to be amended will be a correct record of the public's rights.'

### 5.4 **Combined orders**

The Countryside and Rights of Way Act 2000 (CRoW) included an amendment to the Wildlife & Countryside Act 1981, S53A. The amendment permits a combined process for surveying authorities, so that Public Path Orders (PPOs) can provide a mechanism for modifying the DMS concurrently with the coming into operation of the PPO. This avoids the need for separate legal event orders to be sealed in the future. The regulations do not extend to any other procedure outside the Highways Act, Town & Country Planning Act, Acquisition 57 of Land Act 1981 and Housing Act 1985 (the latter two Acts concerning extinguishment of certain rights of way). The Regulations governing this procedure came into force on 6 April 2008. This therefore does not cover all legal events even post April 2008.

### 5.5 **Procedure for consolidation**

See flow chart in appendix 1, for an example of a consolidation process followed by another appointing authority (Bristol City Council). Whilst this model wasn't used solely by Bracknell Forest Council, there are similar principles that apply.

These are:

1. Every single right of way was included in this review, referenced by parish, number, status and number.

2. A check was made if there were DMMOs affecting the path/way., All changes were checked against relevant pre-and post-2000 DMMOs so that there would be no duplicate work carried out where valid orders already existed.
3. A check was made if there are paper copies available.
  - A future action is to digitalise these copies, so they are more accessible to rights of way officers when remote-working.
4. Decisions were taken on whether the remaining revisions required DMMOs. If the order is present and accurate, to include in the legal event order.
5. The Definitive Statement was checked; identifying inaccuracies that need correcting, descriptions need clarifying and updates required to limitations and conditions.
6. Digital copy of rights of way were also checked for accuracy and identify any anomalies. For example, misalignment of paths, where they no longer run on the ground as depicted on the map. This could be through a digitising error, through being missed as part of the planning process or an unauthorised diversion.
7. Where issues were identified that needed correcting, these were recorded in a spreadsheet, categorised and prioritised.
8. In a few cases there were slight misalignments to rights of way, possibly caused by inaccuracies when digitalising them. These were resolved through minor map corrections. These did not alter the route, description or status of these rights of way.
9. PPOs were made (or are to be made) where appropriate. A Modification Order to be made to update the DMS where appropriate. See below for procedure.
10. Officer recommendation added to the forward plan for a decision on the decision: [Issue details - Approval of the Definitive Map and Statement consolidation 2023 | Bracknell Forest Council](#)
11. Digitisation of the consolidated map, including providing PDF copies to provide online and paper copies to be provided at Time Square Council offices.
12. An update to be provided to key stakeholders, such as Local Countryside Access Forum, when consolidation is complete.
13. To further advertise to the public, the consolidation and publication of new maps and statement.

## 5.6 Findings from consolidation

### 5.6.1 Modification Orders since January 2013

There were seven modification orders since the date of the last consolidation  
See Appendix 2 for a full list.

### 5.6.2 Modification Orders procedure

All local councils in the area must be consulted before making the order. On making the order, the authority must give notice in the prescribed form. The notice must describe the general effect of the Order and say where it may be inspected free of charge and how copies may be obtained. It must also specify when and how objections may be made.  
The notice must be published in at least one newspaper.

Copies must also be served to the following consultees:

- every owner or occupier of land affected

- local parish and town councils
- neighbouring councils if affected
- other prescribed consultees, such as Ramblers, British Horse Society etc.
- Such other persons or bodies as the council deems appropriate

Copies need to be made available at Council offices.

Notices must also be displayed at the ends of every path or way affected.

Subject to no representations or objections being received after a minimum of 42 days, or if objections are lodged but subsequently withdrawn, the Order can be confirmed.

If objections are received and not withdrawn, the authority must send the Order to the Secretary of State for determination. but there is a power to transfer the decision-making to an inspector from the Planning Inspectorate and this is normally used.

If the Order is approved, consultees are updated and the Local Land Charges Register is notified and the DMS is updated.

For reference, the form of notice required is appended as Appendix 6. This lists the proposed changes to the DMS requiring Modification Orders.

### 5.6.3 **Modifications required to the Definitive Statement**

Changes to the statement alone, not affecting the map, were found to be required for the following reasons:

#### **Corrections**

These were required where roads and/or property names under the '**position**' columns were no longer accurate, as they had changed and needed updating.

There was an example, where a path name was incorrect; it was found to be 'Strood Lane' and not 'Stroud Lane'. See Appendix 5 for an evidence map.

A MOD Order is required to resolve an issue with an error, where the description for Winkfield Footpath 15 has been inadvertently deleted from the Definitive Statement. See Appendix 2, 4 and 5.

#### **Accuracy of description**

Updates were required to path '**position**' descriptions, where they are not considered accurate or clear, but which don't change the location, status and width of the path.

There were a lot of examples of parish names needing to be given to a path where it had been omitted in the Definitive Statement. This is important for paths that run near parish boundaries, to differentiate from neighbouring paths, which use a repeat numbering system.

There were examples where a point of reference was added for determining position of a right of way (usually the start and / or end points. These usually consisted of highway infrastructure, such as bridges, roads and a cyclepath.

There were many examples of these, which can be seen in Appendix 6. For at least two of these, evidence maps have been provided in Appendix 5, for reference purposes.

### **Limitations and conditions**

These were reviewed and updates proposed where stiles have been removed, following work to improve accessibility of rights of way.

### **Map reference**

There was one example where a map reference was missing and needed adding.

### **Remarks**

This column is used to reflect notes, such as MOD Order and TRO references, and some of the changes outlined above and covered in more detail in Appendix 6.

#### **5.6.4 Publicising the changes**

There are many modifications identified as being required to the Definitive Statement. These will be included in full in the Definitive Statement MOD Order. It would be impractical to include every one of these, in the newspaper advert. The intention is to summarise these changes and signpost within the newspaper advert to where they can be viewed in full.

Outside of the Modification Orders processed since January 2013 (the last Relevant Date), there were no amendments and corrections to:

- the status of the way – for example, footpath, bridleway etc.
- the length or width of the way.
- the line or position of a way following changes to particulars such as property or road names changing.

In some instances, the old Berkshire County Modification Orders included widths, which were not recorded on the definitive statement. These are to be added to the definitive statement.

#### **5.7 Resources**

The procedures described are resource heavy in officer hours.

There is the equivalent of two officers currently dealing with rights of way matters on a part time basis. This consolidation work forms part of other rights of way duties being discharged, such as:

- Maintenance
- Enforcement
- Administering LCAF
- Delivering RoWIP actions

The consolidation work started in 2022. Since then, it has been a standing agenda item at quarterly (and more recently fortnightly) rights of way team meetings. In the intervening period, an experienced rights of way manager has left the team. The remaining officers have needed to reprioritise workload and get up to speed with the processing of Legal Event Orders. This has inevitably led to delays in completing this work.

It is not anticipated that the consolidation process will require capital funding, but revenue funding will be required to resolve the anomalies which are being categorised and prioritised. In the case of the Modification Orders, the main cost will be including the required advertisements in the local papers. A typical cost is approximately £800, with two adverts needed. There is a long list of modifications

required to the Definitive Statement, which will come in at a higher cost than the typical newspaper advertise we run for rights of way changes. There is also the officer time required to print and display copies on the rights of way, where appropriate.

#### 5.8 Further sources of information.

Appendix 8 contains References and further information. This includes the Natural England guidance about definitive maps and changes to public rights of way.

## 6 Consultation and other considerations

### Legal Advice

- 6.1 The DMS forms a legal record of rights of way. The DMS provides conclusive evidence in a court of law that here is a public right of way as shown and that it has at least the status indicated, but without prejudice as to any question of additional public rights which may exist along it. The Council therefore may make important decisions based its contents, including whether to prosecute for example in cases of obstruction. To change or rectify any of the information within the DMS requires a formal legal procedure as set out in the body of this report.

### Financial Advice

- 6.2 Rights of way guidance indicates that although the Order must be made in the form set out in the relevant regulations, the Notice may briefly describe what effect the order will have hence a summarised advertisement will reduce the potential cost. It is expected that the costs of advertising will not exceed £0.003m which will be contained within existing budgets.

Whilst the staffing resource involved with the consolidation has been significant, it has been met within existing resource and therefore no additional costs have been incurred.

### Other consultation responses

- 6.3 The Local Countryside Access Forum (LCAF) were consulted on this consolidation work. It was a standing item in their meetings, which take place three times a year. LCAF are very supportive of the work completed to-date and have helped BFC officers by providing feedback as and where required.
- 6.4 List of consultees (below) for the Definitive Statement Modification Order application. These key stakeholders will also need to be informed of the work taken to consolidate the DMS.
- Ward Councillors
  - Cabinet Member for Planning, Transport and Countryside.
  - Parish / Town Council
  - Ramblers
  - The British Horse Society
  - Cycling UK
  - Byways and Bridleways Trust



- British Driving Society
- Open Spaces Society
- Auto Cycle Union
- Winkfield Parish Council
- Crowthorne Parish Council
- Warfield Parish Council
- Bracknell Town Council
- Sandhurst Town Council, Council Offices

### **Equalities impact assessment**

- 6.5 No Equalities Impact assessment was identified as being needed, following an initial equalities screening conducted by the rights of way team. See Appendix 7.

### **Strategic risk management issues**

- 6.6 Challenges may be received to the MOD Orders (see Appendix 3) as part of the public consultation. Any unwithdrawn objections would need to go to the Secretary of State for a decision.

There is no evidence that can be found of statutory guidance relating to the 'prescribed form' newspaper adverts need to be in. Legal services have advised that a proportionate approach would be to produce a summarised advertisement thus reducing the potential cost (as per Finance's comment).

### **Climate change and ecological impact**

- 6.7 The recommendations in section 2 above are expected to have no impact on emissions of CO<sub>2</sub>.

The reasons the council believes that this will have no impact on emissions are, this is largely a desktop exercise, fulfilling a legal process.

The only potential implications are including copies of public notices in the local paper, which Bracknell Forest Council is legally required to do. This is offset by the benefits of having an accessible rights of way network for outdoor recreation and sustainable travel.

### **Health & wellbeing considerations**

- 6.8 This is largely desktop exercise, fulfilling a legal process. The only health and wellbeing consideration of note is how rights of way afford residents and visitors with opportunities for outdoor recreation and physical health. This is good for improving physical and mental wellbeing.

## **Background Papers**

Appendix 1: Definitive Map and Statement procedure flow chart example, Bristol City Council  
Appendix 2: Table of MOD orders since January 2013.  
Appendix 3: Table of MOD orders to be completed as part of the consolidation.  
Appendix 4: Table of other issues identified to rectify outside this consolidation.  
Appendix 5: Evidence maps and MOD Order extracts  
Appendix 6: Copy of Definitive Statement Modification Order  
Appendix 7: Initial equalities screening  
Appendix 8: References and further information

## **Contacts for further information**

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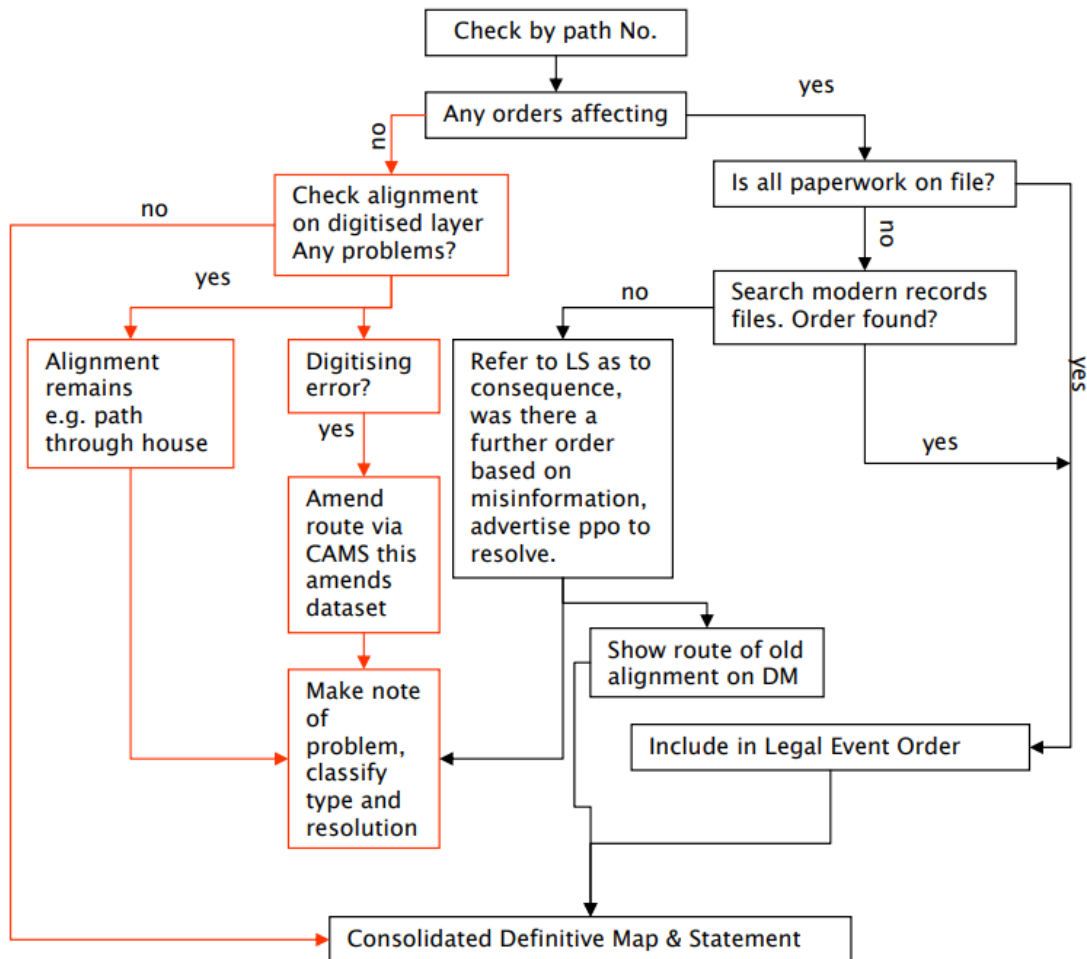
### **Report authorised by:**

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**Appendix 1: Definitive Map and Statement procedure flow chart example, Bristol City Council**



## Appendix 2: Table of MOD orders since January 2013.

No.	Type of modification	Legal ref.	Right of way affected	Date of MOD order	Reasoning
1	Public Path Creation Agreement	Section 53(3)(a)(iii) of the Wildlife and Countryside Act 1981	Winkfield Footpath 15 Sunninghill	18/04/2013	A new right of way has been created over land in the area to which the map relates. <b>See correction required for this MOD Order in Appendix 4</b>
2	Public path dedication	Section 53(3)(a)(iii) of the Wildlife and Countryside Act 1981	Winkfield Footpath 21	22/05/2018	Permissive path has been dedicated as a public footpath by BFC as freehold owner of the land
3	Rail crossing diversion	Section 119A Highways Act 1980 (rail crossing diversion order) and Section 53A (2) of the Wildlife and Countryside Act 1981	Sandhurst Footpath 9A	20/12/2019	To close level crossing and divert FP9A through Ambarrow Hill to cross railway over existing bridge. Made on public safety grounds
4	Definitive Map Modification Order to add FP not showing on the Definitive Map and Statement	Section 53(3)(c)(i) of the Wildlife and Countryside Act 1981	Sandhurst Footpath 26	18/05/2021	Discovery of evidence that a right of way is not shown on the map and statement
5	Definitive Map Modification Order – new footpath	Section 53(3)(a)(iii) of the Wildlife and Countryside Act 1981	Sandhurst Footpath 27	01/09/2021	A new right of way has been created over land in the area to which the map relates
6	Public path diversion order	Section 53(3)(a)(i) of the Wildlife and Countryside Act 1981	Binfield Footpath 2	29/05/2024	In the interests of the landowner and the users of the footpaths
7	Public path diversion	Section 53(3)(a)(i) of the Wildlife and	Winkfield Footpaths 13 and 19	29/05/2024	In the interests of the landowner

No.	Type of modification	Legal ref.	Right of way affected	Date of MOD order	Reasoning
	orders for two footpaths	Countryside Act 1981			and the users of the footpaths

**Appendix 3: Table of MOD orders to be completed as part of the consolidation.**

No.	Type of modification	Legal ref.	Right(s) of way affected	Date of MOD order	Reasoning
1	Public path order - extinguishment	Section 118 Highways Act 1980 (extinguishment) and Section 53(2)(b) of the Wildlife and Countryside Act 1981	Binfield Bridleway 23A, Mare Lane	N/A	Short dead-end BR cut-off by M4. Serves no purpose.  Aim for MOD order by early 2025.
2	Public path dedication	Express Dedication at Common Law (EDCL) and Section 53(3)(iii) of the Wildlife and Countryside Act 1981	New reference Binfield Footpath 27	N/A	For the freehold owner of the land, with the permission of the leaseholder, to dedicate a permissive path as a public footpath (right of way) as a formal route for users. See decision details: <a href="#">Decision - Mosses Path creation agreement and surface improvements</a>  Aim for MOD order by early 2025.
3	Modification order to amend the particulars contained in the map or statement	Section 53(2)(b) of the Wildlife and Countryside Act 1981	Multiple – see schedule in Appendix 6	Early 2025	To record changes to the Statement, including position, limitations and conditions and map reference.  Aim for MOD order by early 2025.

**Appendix 4: Table of other issues identified to rectify outside this consolidation.**

No.	Type of modification	Legal ref.	Right(s) of way affected	Date of MOD order	Reasoning
1	Public path order – extinguishment of part of path	Section 118 Highways Act 1980 (extinguishment) and Section 53(2)(b) of the Wildlife and Countryside Act 1981	Bracknell Footpath 7	N/A	To delete a redundant end section of the path, which ends in the middle of a busy road – ref. Downshire Way (A322).  Aim for MOD order by early 2025.
2	Correction	Section 53(3)(c)(iii) of the Wildlife and Countryside Act 1981	Sandhurst Footpath 5	N/A	Line of footpath needs correcting, as it cuts through middle of private property.
3	Corrections	Section 53(3)(c)(iii) of the Wildlife and Countryside Act 1981	Winkfield Footpath 15 and new FP15a	N/A	MOD Order required to reinstate the particulars contained in the Definitive Statement for Wink FP15, which were inadvertently deleted by MOD Order (18/04/2013). Combined Order to confirm new FP, to be known as Winkfield 15a.  See Appendix 5, below.

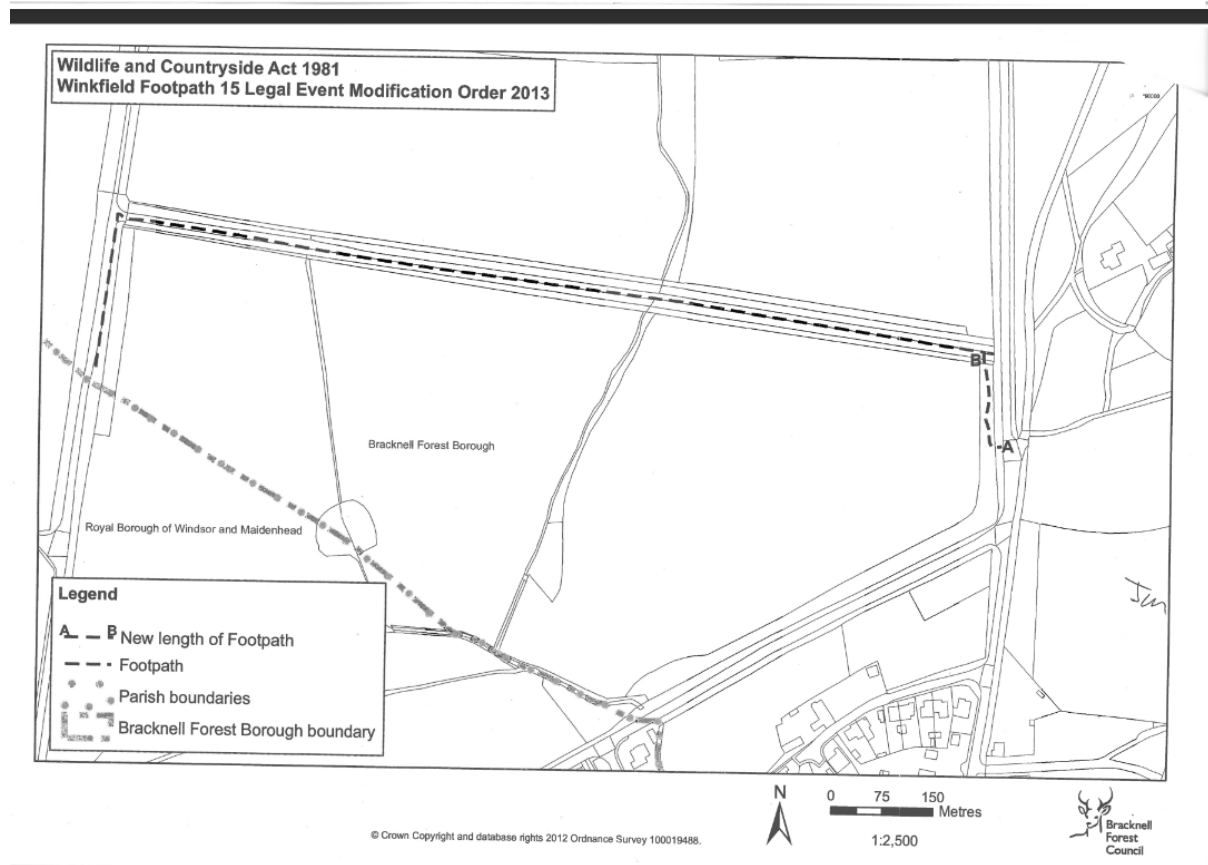
## Appendix 5 – Evidence maps and MOD Order extracts

### Winkfield Footpath 15 – corrections

Part A to B in the map below, shows the new section of dedicated footpath. The wording in the public path creation agreement (MOD Order date ref. 18/04/2013) accurately describes this new section. However, the MOD Order refers to Winkfield FP15 and doesn't give a new path reference. This thereby replaces Winkfield FP 15.

A new MOD Order is required to reinstate the description of Winkfield FP 15 as it is now. This will act to combine the short addition into the previous FP15.

Extracts from the MOD Order:





## **MODIFICATION ORDER**

**Wildlife and Countryside Act 1981**

**Bracknell Forest Borough Council  
Second Consolidated Definitive Map and Statement  
Winkfield Footpath 15 Modification Order 2013**

This Order is made by Bracknell Forest Borough Council under section 53(2) of the Wildlife and Countryside Act 1981 ('the Act') because it appears to the authority that the Bracknell Forest Council's Second Consolidated Definitive Map and Statement with a relevant date of 1<sup>st</sup> January 2013 require modification in consequence of an event specified in section 53(3) (a)(iii), namely a Public Path Creation Agreement dated 4<sup>th</sup> April 2013 between Her Majesty the Queen, The Crown Estate Commissioners, The Keeper of the Privy Purse Philip Alan Reid and Bracknell Forest Borough Council, under the powers of Section 25 and 327 of the Highways Act 1980.

The authority has consulted with every local authority whose area includes the land to which the Order relates. The Bracknell Forest Borough Council hereby order that:

- 1 For the purposes of this order the relevant date is 18<sup>th</sup> April 2013.
- 2 The Bracknell Forest Council Second Consolidated Definitive Map and Statement shall be modified as described in Part I and Part II of the Schedule and shown on the map attached to the Order.
- 3 This order shall take effect on the date it is made and may be cited as Winkfield Footpath 15 Modification Order 2013.

### **SCHEDULE**

#### **PART I**

##### **Modification of Definitive Map**

Description of path or way to be added:

The effect of the Order is to add a public footpath commencing at grid ref 494558 170040 heading south for 51m and east to the edge of the carriageway of Sunninghill Road at OS grid ref 494565 169988, on the opposite side of the road to the Ascot Gate access to Windsor Great Park.

#### **PART II**

##### **Modification of Definitive Statement**

The width of the path shall be stated as 2 metres

From: A point 6m West of Sunninghill Road at the eastern end of Winkfield Footpath 15, South for 51m and East for 3m;

To: Sunninghill Road opposite the Ascot Gate, Windsor Great Park.



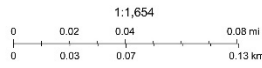
# Winkfield Footpath 27 map - path name correction

From 'Stroud Lane' to 'Strood Lane'.

Winkfield Footpath 27 map - Strood Lane correction



12/2/2024, 1:28:10 PM  
BFC Boundary  
Parish Boundaries  
Public Rights of Way  
Footpath



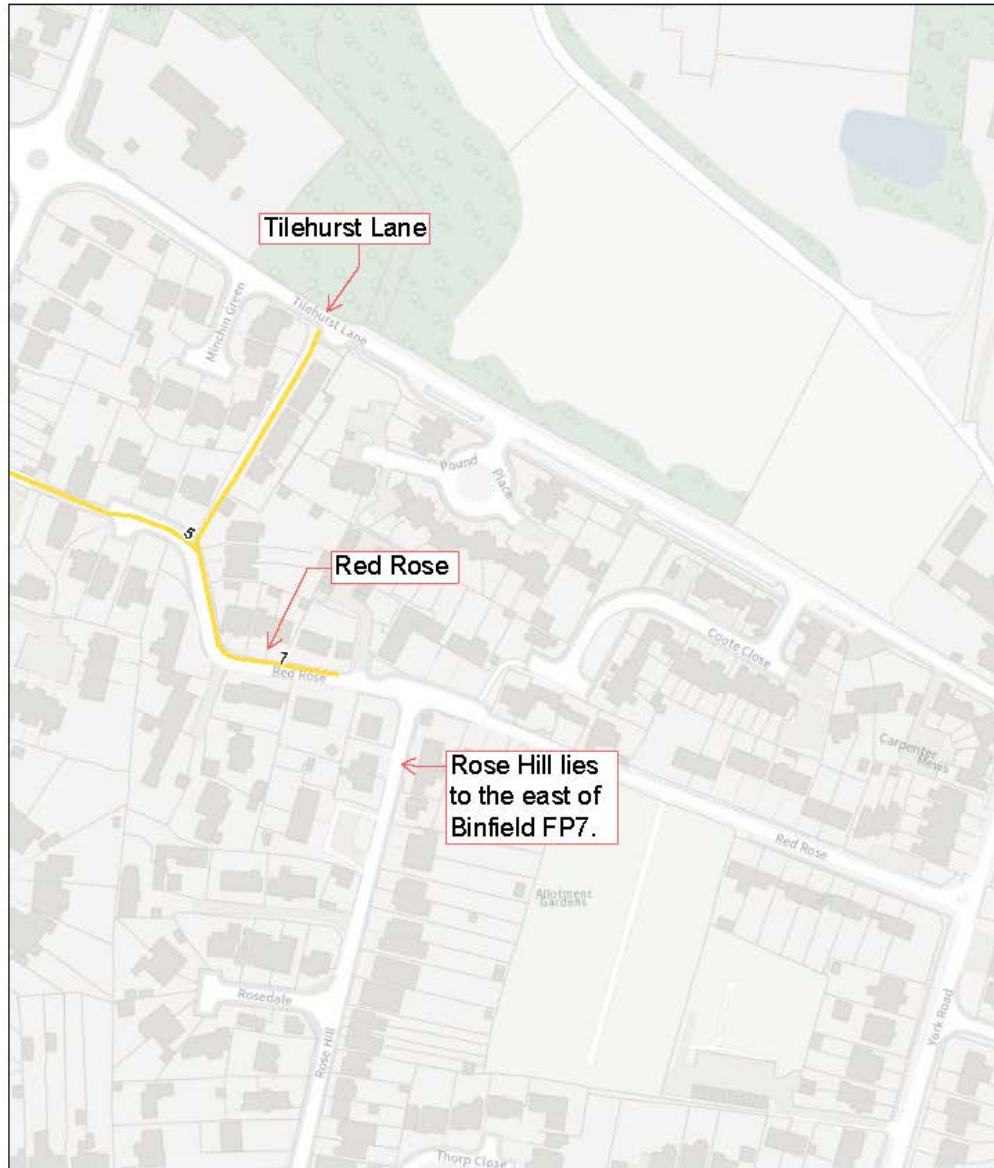
© Crown copyright and database rights 2024 Ordnance Survey A0000814058  
ArcGIS Web AppBuilder



## Improving accuracy of description example – Binfield Footpath 7

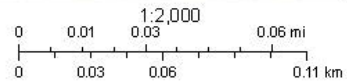
From: Tilehurst Lane opp "Park Lodge", SW to FP5, then SE and E  
To: Red Rose, **W** of junction with Rose Hill

Binfield Footpath 7



12/2/2024, 1:58:12 PM

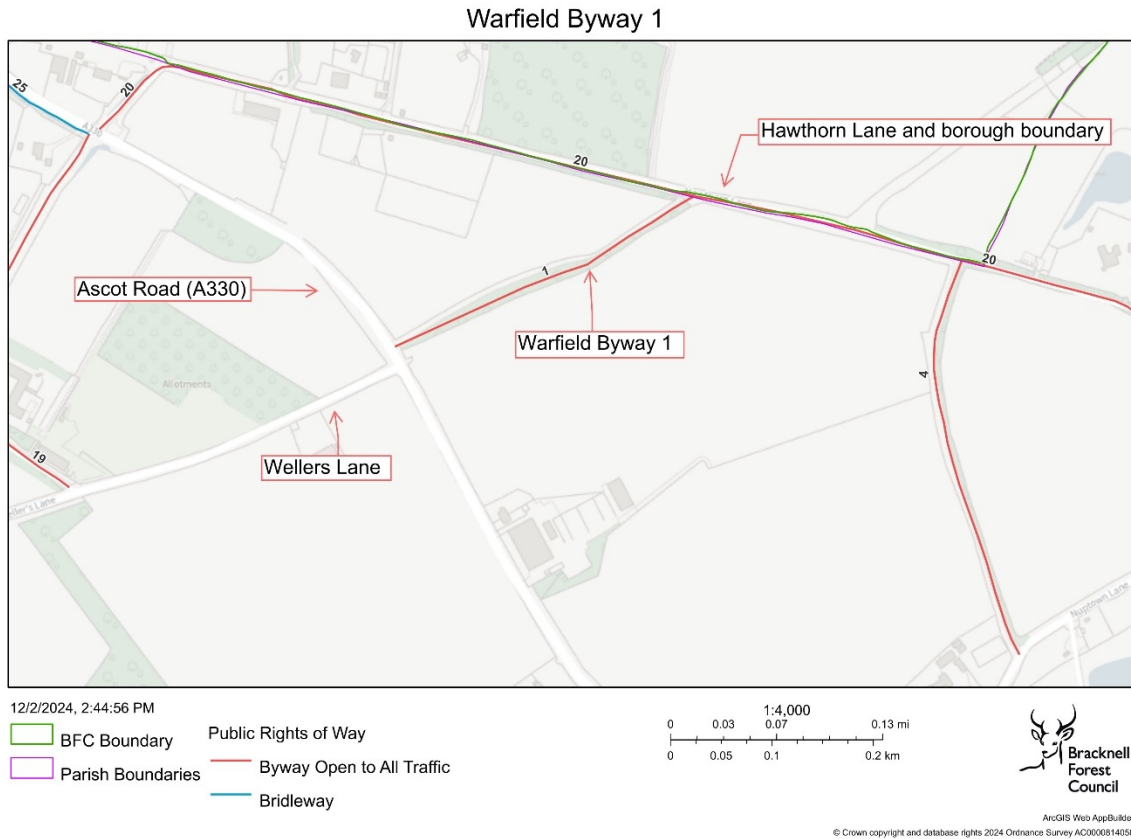
-  BFC Boundary
-  Parish Boundaries
-  Public Rights of Way
-  Footpath



ARCGIS Web AppBuilder  
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## Improving accuracy of description example – Warfield Byway 1

From: The Maidenhead/Ascot Road (A330) near the junction with Weller's Lane, NE  
To: Hawthorn Lane (Byway 20 at the borough boundary)



## **Appendix 6 – Copy of Definitive Statement Modification Order**

### **DEFINITIVE MAP AND STATEMENT MODIFICATION ORDER WILDLIFE AND COUNTRYSIDE ACT 1981, Section 53**

#### **BRACKNELL FOREST BOROUGH COUNCIL Definitive Statement Review 2024**

This Order, under Section 53(2)(b), is made by Bracknell Forest Borough Council (the authority) because it appears to the authority that the Bracknell Forest Definitive Map and Statement (DMS) require modification in consequence of the occurrence of events specified in:

**Section 53(3)(c)(ii)(iii)** of the Wildlife and Countryside Act 1981 (“the 1981 Act”), namely, the discovery by the authority of evidence specified in section 53(3)(c) of the 1981 Act, which (when considered with all other relevant evidence available to them) shows —

- (ii) that a highway shown in the map and statement as a highway of a particular description ought to be there shown as a highway of a different description; or
- (iii) or any other particulars contained in the map and statement require modification.

**Section 53(4)(a)(b)** of the 1981 Act, namely the addition to the statement of particulars as to:

- a) the position and width of any public path, bridleway, restricted byway or byway open to all traffic which is shown on the map; and
- b) limitations or conditions affecting the right of way thereover.

The Modification Order is to amend the particulars contained in the map or statement, without changing the recorded status of the way.

The authority has consulted with every local authority whose area includes the land to which the order relates. Bracknell Forest Borough Council hereby orders that:

- 1) For the purposes of this order the relevant date is 01 February 2025.
- 2) The Bracknell Forest Definitive Statement shall be modified as described in Part I and Part II of the Schedule, and affected rights of way are located on maps attached to the order.
- 3) This order shall take effect on the date it is confirmed and may be cited as the Definitive Statement Review Order 2025.

The wording of the definitive statement shall be modified, as provided in schedule 2 of this Order. This order will apply to the parts of the statement describing rights of way in Bracknell Forest Borough Council, in the Parishes of Binfield, Bracknell, Crowthorne, Sandhurst, Winkfield and Warfield.

**SCHEDULE**  
**Part 1**  
**Description of the changes to the statement**

**Changes to the statement – different description (name) 53(3)(c)(ii)**

<b>Right of way reference</b>	<b>Before</b>	<b>After</b>
Winkfield footpath 27	Stroud Lane	Strood Lane

**Other particulars contained in the map and statement that require modification**

**53(3)(c)(iii)**

<b>Type of change</b>	<b>Right of way reference</b>	<b>Original wording</b>	<b>New proposed wording</b>
Correction	Binfield FP 3	To: Twyford Road (B3018)	To: <b>Church Lane (B3018)</b>
Accuracy and correction	Binfield FP 4	From: Binfield Grove, NW and N  To: Billingbear Lane opp Billingbear Farm	From: <b>Carter's Hill opposite</b> Binfield Grove, NW and N  To: Billingbear Lane opp <b>The Old Byre</b>
Accuracy	Binfield FP 5	From: FP7 (The Pathway), NW	From: <b>Binfield FP7 (The Pathway), NW</b>
Accuracy	Binfield FP 7	To: Rose Hill	To: <b>Red Rose, W of junction with</b> Rose Hill
Accuracy	Binfield FP 11	From: Murrell Hill Lane, N of Murrell Hill Grange W and SW	From: <b>Murrellhill Lane, N of</b> <b>Godwhit Cottage W and</b> <b>SW including part along</b> <b>Attlee Way and Ellwood</b> <b>Fields</b>
Accuracy	Binfield FP 13	From: FP6 N of Wicks Green, SE	From: <b>Binfield FP6 N of Wicks</b> Green, SE
Accuracy	Binfield FP 15	From: Moor Lane, Amen Corner, SW	From: Moor Lane <b>junction with</b> <b>North View</b> , Amen Corner, SW
Accuracy	Binfield FP 16	To: Peacock Lane, NNW of "The Lodge"	To: Peacock Lane, <b>N of "North</b> <b>Lodge"</b> , NNW
Accuracy and new map reference	Binfield RB 23	To: FP1 at the M4 motorway  No map ref provided	To: <b>Binfield FP1 at the M4</b> motorway  <b>SU 87SE</b>
Accuracy	Binfield FP 25	From:	From:

		Jocks Lane Recreational Ground, NW  To: FP10 SSW of "Grange Cottages"	Jocks Lane Recreational Ground, <b>near Frampton's Bridge, SW</b> , NW  To: <b>Binfield</b> FP10 SSW of "Grange Cottages"
Accuracy	Bracknell FP6	From: The northern side of Oldbury, NW of Wildridings Copse, E, SW & SE	From: The <b>southern</b> side of Oldbury, NW of Wildridings Copse, E, SW & SE
Accuracy	Bracknell FP7	To: Downshire Way	To: Downshire Way ( <b>A322</b> )
Correction	Bracknell FP8	To: Larges Lane	To: Larges <b>Bridge Drive</b>
Accuracy	Bracknell FP12	From: Moordale Avenue, S via Brook Green	From: Moordale Avenue, S via <b>Queensway greenspace</b>
Accuracy	Bracknell FP13	From: Moordale Avenue, N via Coppice Green	From: Moordale Avenue, N via <b>cycleway along</b> Coppice Green
Accuracy	Bracknell FP14	From: FP9A at the stream, S	From: <b>Bracknell</b> FP9A at the stream, S
Accuracy	Bracknell FP15	From: A point to the N of Ringmead, N of property No 73 Wheatley, SW through Jennett's Park	From: A point to the N of Ringmead, N of property No 73 Wheatley, SW, W, <b>NW and S</b> through Jennett's Park
Accuracy	Bracknell FP16	To: Join with Bracknell FP15 in the grounds of Easthampstead Park	To: Join with Bracknell FP15 <b>outside</b> the grounds of Easthampstead Park
Accuracy and correction	Bracknell FP20	From: North side of Oldbury 50m west of Holland House, S through Wildridings Copse	From: <b>South</b> side of Oldbury 50m west of <b>Taylor</b> House, S through Wildridings Copse
Accuracy	Bracknell FP23	From: E side of access road to "Coral Reef" Leisure Centre Car Park NE & N	From: E side of access road to "Coral Reef <b>Waterworld</b> " leisure centre car park NE & N
Accuracy	Crowthorne FP1	From: The north end of Sandhurst FP9 at the parish boundary in Farm Road, Wellington College, NNW, N and NE	From: The north end of Sandhurst FP9 at the parish boundary, <b>south of Brickfield Cottages</b> , Wellington College, NNW, N and NE
Accuracy	Crowthorne FP4	From: BR9 300 metres E of Edgbarrowhill Star, N, E, N, E & W	From: <b>Crowthorne</b> BR9 300 metres E of Edgbarrowhill Star, N, E, N, E & W

Accuracy	Crowthorne FP6	From: BR14 at Round Hill, S, SW, W & SW	From: <b>Crowthorne</b> BR14 at Round Hill, S, SW, W & SW
Accuracy	Crowthorne FP7	From: BR9 500 metres E of Edgbarrow Hill Star, SSW	From: <b>Crowthorne</b> BR9 500 metres E of Edgbarrow Hill Star, SSW
Accuracy	Crowthorne RB12	To: Boundary of The Crown Estate Land NE of Butter Hill	To: NE of Butter Hill <b>and east of Foresters Way.</b>
Accuracy	Crowthorne FP17	From: SE end of BW13, SSE through Caesar's Camp, SW to E side of Sandhurst-Crowthorne Bypass, and SSE and SE  To: The Devil's Highway (Crowthorne RB12)	From: SE end of <b>Crowthorne</b> BW13, SSE through Caesar's Camp, SW to E side of Sandhurst-Crowthorne Bypass, and SSE and SE  To: The Devil's Highway (Crowthorne RB12) <b>east of Forester's Way</b>
Accuracy	Sandhurst FP1	From: Yorktown road (A321), SW  To: County boundary at the footbridge over the Blackwater River	From: Yorktown <b>Road</b> (A321), SW  To: County boundary at the footbridge over the Blackwater River <b>to meet Yateley FP11D</b>
Accuracy	Sandhurst FP3	From: A321 near its junction with Lower Church Road, ENE	From: <b>High Street</b> (A321) near its junction with Lower Church Road, ENE
Accuracy	Sandhurst FP3a	To: FP4 near the footbridge over the railway	To: <b>Sandhurst</b> FP4 near the footbridge over the railway
Accuracy	Sandhurst FP4	From: Junction of Firtree Close and Perryhill Drive, SE and E via the railway footbridge	From: Junction of Firtree Close and Perryhill Drive, <b>NE, SE, NE, SE</b> and E via the railway footbridge
Accuracy	Sandhurst FP5a	From: Mickle Hill, W and NW	From: Mickle Hill, W, <b>SW</b> and NW
Accuracy	Sandhurst BW7	To: Then SE along Edgbarrow Rise to the junction of Longdown Road, adjacent to the "Bird-in-Hand" public house	To: Then SE along Edgbarrow Rise <b>before</b> the junction of Longdown Road, adjacent to the "Bird-in-Hand" public house

Accuracy	Sandhurst BR7a	From: NE corner of BW7, NE	From: NE corner of <b>Sandhurst</b> BW7, NE
Accuracy	Sandhurst FP9	From: Cheviot Road, NW	From: Cheviot Road, NW <b>and W</b>
Accuracy	Sandhurst FP11	To: Lower Sandhurst Road opp its junction with FP19	To: Lower Sandhurst Road opp its junction with <b>Sandhurst</b> FP19
Correction and Accuracy	Sandhurst BW16	From: Wellington Road opp St Mary's Church, S along Brookshire  To: Yorktown Road	From: Wellington Road S along <b>Brookside</b>  To: Yorktown Road <b>opp</b> <b>Sandhurst Memorial Park</b> <b>car park</b>
Correction	Sandhurst FP18	To: Yorktown Road by the "Jolly Farmer" public house	To: Yorktown Road by the <b>"Fleur-De-Lis" retirement</b> <b>housing complex</b>
Accuracy	Sandhurst FP19	From: Lower Sandhurst Road opp the S end of FP11, SSW  To: Mill Lane NE of the county boundary	From: Lower Sandhurst Road opp the S end of <b>Sandhurst</b> FP11, SSW  To: Mill Lane NE of the <b>borough</b> boundary
Accuracy	Sandhurst FP24	To: Footpath 14 120 metres N of Thibet Road	To: <b>Sandhurst</b> Footpath 14 120 metres N of Thibet Road
Accuracy	Warfield BW1	From: The Maidenhead/Ascot Road (A330), NE  To: Hawthorn Lane	From: The Maidenhead/Ascot Road (A330) <b>near the</b> <b>junction with Weller's</b> <b>Lane, NE</b>  To: Hawthorn Lane ( <b>Byway 20</b> <b>at the borough boundary</b> )
Correction	Warfield FP5	From: The Winkfield/Maidenhead road (A330), S	From: <b>Kingscroft Lane</b> (A330), S
Correction	Warfield FP6	From: Malthill Road, E  To: Brockhill Farm	From: <b>Malt Hill</b> Road, E  To: Brockhill <b>Stables</b>
Accuracy	Warfield FP9	From: Pendry's Lane (BW17) Warfield at Westley Mill, S	From: Pendry's Lane (BW17) Warfield at Westley Mill <b>Farm</b> , S
Accuracy	Warfield BW10	From:	From:



		Bishop's Lane SE of Nuptown Farm, N	<b>Junction with Nuptown Lane</b> SE of Nuptown Farm, N
Accuracy	Warfield FP12	From: Warfield Street, east of its junction with Priory Lane, N	From: Warfield Street, east of its junction with <b>Old</b> Priory Lane, N
Accuracy	Warfield FP14	To: BW 10 (Hogoak Lane)	To: <b>Warfield</b> BW 10 (Hogoak Lane)
Accuracy	Warfield FP15	To: FP12 S of Church Lane	To: <b>Warfield</b> FP12 S of Church Lane
Accuracy	Warfield FP16	From: A3095 at Newell Green, N along the access road serving Scotlands House & Scotlands Farm  To: Junction with FP23	From: <b>Forest Road</b> (A3095) at Newell Green, N along the access road serving Scotlands House & Scotlands Farm  To: Junction with <b>Warfield</b> FP23
Accuracy	Warfield BW17	From: A3095 at Hawthorn Hill, W	From: <b>Maidenhead Road</b> (A3095) at Hawthorn Hill, W
Correction and accuracy	Warfield BW19	To: Hawthorne Hill (the A330 opposite Hawthorne Lane)	To: <b>Hawthorn</b> Hill (the A330 <b>Ascot Road</b> opposite <b>Hawthorn</b> Lane)
Correction	Warfield BW20	From: The A330 at Hawthorne Hill at Hawthorne Hill, NE & ESE  To: Nuptown Lane (the junction with Bishops Lane)	From: The A330 <b>Ascot Road</b> at Hawthorn Hill, NE & ESE  To: Nuptown Lane
Accuracy	Warfield BR25	From: The A3095 opposite Gough's Barn Lane N and NE	From: <b>Maidenhead Road</b> (A3095) opposite Gough's Barn Lane N and NE
Correction	Winkfield RB1	To: Junction of Mill Lane with Ranelagh Crescent	To: Junction of Mill <b>Ride</b> with Ranelagh Crescent
Accuracy	Winkfield FP2	From: Windsor Road (A332), at "Woodend Cottages"	From: Windsor Road (A332), at "Woodend Cottages" <b>S</b>
Correction	Winkfield FP4	From: Church Lane (A330) between the properties "The Vicarage" and "Old Vicarage Cottage", SW, S, W, S, W, S, SW along Grove Lane	From: Church Lane (A330) between the properties " <b>Albany House</b> " and "Old Vicarage Cottage", SW, S, W, S, W, S, SW along Grove Lane

Accuracy	Winkfield FP5	From: Drift Road, Winkfield Plain, SW  To: Crouch Lane opp its junction with FP7	From: Drift Road, <b>north of Cranbourne Hall</b> , SW  To: Crouch Lane opp its junction with <b>Winkfield FP7</b>
Accuracy	Winkfield FP7	To: FP19	To: <b>Winkfield FP19</b>
Accuracy	Winkfield FP8	From: Church Lane (A330) at the properties "Ryemead", S	From: Church <b>Road</b> (A330), <b>opposite the junction with St Mary's Lane</b> , S
Accuracy	Winkfield FP9	To: Church Lane (A330) at Winkfield parish church	To: Church <b>Road</b> (A330) at <b>St Mary's Church</b>
Accuracy	Winkfield FP10	From: Grove Lane (FP4) opp property No 3, ESE, NNE & ESE	From: Grove Lane ( <b>Winkfield FP4</b> ) opp property No 3, ESE, NNE & ESE
Correction	Winkfield FP11	From: Maiden's Green at Bailey's Garage, SW  To: Parker's Lane (FP12)	From: Maiden's Green at <b>The Willows</b> , SW  To: Parker's Lane ( <b>Winkfield FP12</b> )
Accuracy	Winkfield FP28	From: B3017 NW of Brockhill House SW along S side of The Cut  To: FP 24 Warfield S of property known as "Willow Brook"	From: B3017 W of <b>Winkfield Park</b> , SW along S side of The Cut  To: FP 24 Warfield S of property known as <b>"Willowbrook"</b>

FP – Footpath  
BR – Bridleway  
RB – Restricted Byway  
BW – Byway

#### Changes to the statement - limitations and conditions 53(4)(b)

Right of way reference	Before	After
Binfield FP14	A kissing gate at Points L & N and a stile at Points K & P	A squeeze stile at Point K
Crowthorne FP18	Vehicular gate & stile - B Vehicular gate & squeeze-stile - C. Squeeze-stile - D	Vehicular gate - B Vehicular gate - C

Warfield FP23	Stiles at points A & B	Kissing gate at point A
Sandhurst Byway 16	N/A	Bollards opp no 31 Brookside prevent through run of vehicular traffic

**PART II**

**Modification of Definitive Statement**

Variation of particulars of path or way

The Statement for rights of way in Bracknell Forest shall be amended to read as follows:

<b>PARISH: BINFIELD</b>								
ROW NO.	STATUS	NAME	POSITION		WIDTH (METRES)	MAP REF	LIMITATIONS AND CONDITIONS	REMARKS*
			FROM	TO				
3	FP		Ryehurst Lane NW of Ryehurst Farm, W	Church Lane (B3018)		SU 87 SE		Reference corrected from "Twyford Road" to "Church Lane"
4	FP		Carter's Hill opposite Binfield Grove, NW and N	Billingbear Lane opp The Old Byre		SU 87 SW		Added reference to "Carter's Hill"  Updated "Billingbear Farm" to "The Old Byre".
5	FP		Binfield FP7 (The Pathway), NW	Terrace Road North adjoining the "Victoria Arms" public house	3.1 (A-C)	SU 87 SW		MOD 42 refers
7	FP	The Pathway	Tilehurst Lane opp "Park Lodge", SW to FP5, then SE and E	Red Rose, W of junction with Rose Hill		SU 87 SW		Reference added to "Red Rose"

**PARISH: BINFIELD**

ROW NO.	STATUS	NAME	POSITION		WIDTH (METRES)	MAP REF	LIMITATIONS AND CONDITIONS	REMARKS*
			FROM	TO				
11	FP		Murrellhill Lane, N of Godwhit Cottage W and SW including part along Attlee Way and Ellwood Fields	E end of FP 25 St Nicholas Hurst at the parish boundary		SU 86 NW		Reference updated from "Murrell Hill Grange" to "Godwhit Cottage"  Reference added to Attlee Way and Ellwood Fields
13	FP		Binfield FP6 N of Wicks Green, SE	Wicks Green Road, W of the properties "Wicks Green Cottages"		SU 87 SW		Previously FP6a Binfield
14	FP		London Road, adjacent to Coppid Hill House, SE, SW, SE, SW and SE	Junction of FP's 15 Binfield, 34 and 37 Wokingham	2.0	SU 86 NW	A squeeze stile at Point K	Extinguished and created 14/7/94 MOD 287 refers.  NB April Cottage now Coppid Hill House.  Reference removed to kissing gate at Points L & N and a squeeze stile at Point P.
15	FP		Moor Lane junction with North View, Amen Corner, SW	Junction of FP14 Binfield and FPs 34 and 37 Wokingham Without at the parish boundary	2.0 (A-C)	SU86 NW		Modification Order 17-10-00  Reference added "junction with North View"

PARISH: BINFIELD								
ROW NO.	STATUS	NAME	POSITION		WIDTH (METRES)	MAP REF	LIMITATIONS AND CONDITIONS	REMARKS*
			FROM	TO				
16	FP		S end of FP34 Wokingham at the parish boundary, ESE, E & SE through subway	Peacock Lane, N of "North Lodge", NNW		SU 86 NW		Part transferred to Wokingham as FP34. Extended to include former FP10. Easthampstead. MOD 195 refers.  "The Lodge" reference updated to "North Lodge".
22	BR	Spinning Wheel Lane	B3018 NW of "Elm Lodge", N & E	Westley Mill lane	13.0	SU 87 SE SU 87 SW		Formerly RUPP 22. MOD 02-11-99 refers.
23	RB	Mare Lane	Spinning Wheel Lane N	Binfield FP1 at the M4 motorway		SU 87SE		Change from RUPP in line with CROW Act 2000  Missing Map Ref added "SU 87SE"
24	BR	Hazelwood Lane (S Section)	Bottle Lane, opposite Bridleway 19	The junction with Cabbage Hill Lane.		SU 87 SE		Shares its width with BR11 Warfield.
25	FP		Jocks Lane Recreational Ground, near Frampton's Bridge, SW, NW	Binfield FP10 SSW of "Grange Cottages"		SU 87 SE		MOD 42 refers  "Frampton's Bridge" reference added  Footpath follows The Cut river, through Jock's Lane Recreation Ground

**PARISH: BRACKNELL**

ROW NO.	STATUS	NAME	POSITION		WIDTH (METRES)	MAP REF	LIMITATIONS AND CONDITIONS	REMARKS*
			FROM	TO				
6	FP		The southern side of Oldbury, NW of Wildridings Copse, E, SW & SE	Mill Lane cycleway	2.0 (K-G) Min	SU 86 NE		Corrected from "northern" to "southern" side of Oldbury  Previously FP13 Easthampstead. MOD 177 refers. MOD 270A refers
7	FP	Frog Lane	Wildridings Road, N	Downshire Way (A322)		SU 86 NE		Previously FP4 Easthampstead. MOD 177 refers
8	FP		NW corner of Ranelagh School, E	Larges Bridge Drive		SU 86 NE		"Larges Lane" corrected to "Larges Bridge Drive".  Previously FP2 Winkfield. MOD 181 refers
12	FP	Queensway	Moordale Avenue, S via Queensway greenspace	Priestwood Avenue		SU 86 NE		"Brook Green" corrected to "Queensway greenspace"  MOD 42 refers
13	FP		Moordale Avenue, N via cycleway along Coppice Green	Jock's Lane		SU 87 SE		MOD 42 refers  Reference added to "cycleway"
14	FP		Bracknell FP9A at the stream, S	Priory Walk		SU 86 NE		MOD 42 refers

**PARISH: BRACKNELL**

ROW NO.	STATUS	NAME	POSITION		WIDTH (METRES)	MAP REF	LIMITATIONS AND CONDITIONS	REMARKS*
			FROM	TO				
15	FP		A point to the N of Ringmead, N of property No 73 Wheatley, SW, W, NW and S through Jennett's Park	Easthampstead Park drive and via Park View Drive to the Old Wokingham Road.		SU 86 NE		Diversion Order 2010 "W, NW and S" direction added.
16	FP		Ringmead, Great Hollands, WSW, NW	Join with Bracknell FP15 outside the grounds of Easthampstead Park		SU 86 NE SU 86 NW	Not less than 2 metres	Modification Order 12-02-02 "In" corrected to "Outside"
20	FP	Wildridings Copse	South side of Oldbury 50m west of Taylor House, S through Wildridings Copse	Willoughby Road	0.9 (I-J) 2.0 (K-L)	SU 86 NE		MOD 270 refers. "North side" corrected to "South side" "Holland House" updated to "Taylor House."
23	FP		E side of access road to "Coral Reef Waterworld" leisure centre car park NE & N	Base of ramp of footbridge over the A322 Bagshot Road	3.0	SU 86 NE		Created 19/8/97, MOD 325 refers "Waterworld" reference added



**PARISH: CROWTHORNE**

ROW NO.	STATUS	NAME	POSITION		WIDTH (METRES)	MAP REF	LIMITATIONS AND CONDITIONS	REMARKS*
			FROM	TO				
1	FP		The north end of Sandhurst FP9 at the parish boundary, south of Brickfield Cottages, Wellington College, NNW, N and NE	Duke's Ride, east of Crowthorne Station	1.6 (E) 2.0 (A-E)	SU 86 SW		MOD 270 refers. Diverted 2005, MOD Order 06-02-07 refers  Reference updated from "in Farm Road" to "south of Brickfield Cottages"
4	FP		Crowthorne BR9 300 metres E of Edgbarrowhill Star, N, E, N, E & W	SW end of Grant Road		SU 86 SW		MOD 156 refers.
6	FP		Crowthorne BR14 at Round Hill, S, SW, W & SW	Furze Hill Crescent	1.0 (E-G) Min	SU 86 SE SU 86 SW		Previously FP7 Crowthorne & FP 20 Easthampstead MOD 177 refers
7	FP		Crowthorne BR9 500 metres E of Edgbarrow Hill Star, SSW	N end of FP14 Sandhurst at the parish boundary		SU 86 SW		Previously part of FP14.
12	RB	Devil's Highway	Junction of Bracknell Rd (B3348) and Old Wokingham Rd at Circle Hill, E passing beneath the Sandhurst-Crowthorne Bypass (Foresters Way)	NE of Butter Hill and 312 metres east of Foresters Way.		SU 86 SE SU 86 SW		Previously RUPP14 Easthampstead. MOD 295 refers. TROs cover entire length. NB A3095 now B3348  "Boundary of Crown Estate Land" corrected to "312 metres east of Foresters Way".

**PARISH: CROWTHORNE**

ROW NO.	STATUS	NAME	POSITION		WIDTH (METRES)	MAP REF	LIMITATIONS AND CONDITIONS	REMARKS*
			FROM	TO				
16	FP	Ravenswood Ave	Duke's Ride, N	FP37 Finchampstead at parish / borough boundary	6.0 Min	SU 86 SW		Formerly FP5. MOD 283 Refers.
17	FP		SE end of Crowthorne BW13, SSE through Caesar's Camp, SW to E side of Sandhurst-Crowthorne Bypass, and SSE and SE	The Devil's Highway (Crowthorne RB12) 80 metres east of Forester's Way		SU 86 NE SU 86 SE		Previously FP4 Easthampstead and part of FP8 Crowthorne. MODs 42 and 295 refer  Reference added "80 metres east of Forester's Way".
18	FP		Junction of Pinehill Road and Gordon Road SSW and W	To join with FP 24 Sandhurst at the parish boundary	3.0 (A-B) 1.0 (B-C-D)	SU 86 SW	Vehicular gate - B. Vehicular gate - C.	Modification Order 27-11-01  Reference added to "over Crowthorne BR9"  Removed reference to "Stile at Point B", "Squeeze stile at Point C and "Squeeze stile at Point D"

**PARISH: SANDHURST**

ROW NO.	STATUS	NAME	POSITION		WIDTH (METRES)	MAP REF	LIMITATIONS AND CONDITIONS	REMARKS*
			FROM	TO				
1	FP	Rosedene Lane	Yorktown Road (A321), SW	County boundary at the footbridge over the Blackwater River to meet Yateley FP11D	2.0 (A-C) 2.0 (S-T) 2.0 (Q-R)	SU 86 SE SU 86 SW		Added reference "to meet Yateley FP11D" .  MOD 270 refers. Modification Order 17-10-00.
3	FP		High Street (A321) near its junction with Lower Church Road, ENE	Rectory Close		SU 86 SW		Added ref. "High Street"  Previously part of FP3 MOD 157 refers
3A	FP		Mason Place, NE	Sandhurst FP4 near the footbridge over the railway		SU 86 SW		Previously part of FP3 MOD 157 refers
4	FP		Junction of Firtree Close and Perryhill Drive, NE, SE, NE, SE and E via the railway footbridge	Scotland Hill at its junction with Harts Leap Road		SU 86 SW		MOD 157 refers  Added reference to "NE, NE and SE"
5A	FP		Mickle Hill, W, SW and NW	High Street opp Hancombe Road		SU 86 SW		Previously part of FP5 MOD 157 refers  Added reference to "SW"
7	BW	Edgbarrow Rise & Sandy Lane	Junction of Chiltern Road and Sandy Lane, NE	Then SE along Edgbarrow Rise before the junction of Longdown Road, adjacent to the "Bird-in-Hand" public house		SU 86 SW		Previously RUPP7 MODs 157 and 222 refer.  Reference updated from "to", to "before"

PARISH: SANDHURST								
ROW NO.	STATUS	NAME	POSITION		WIDTH (METRES)	MAP REF	LIMITATIONS AND CONDITIONS	REMARKS*
			FROM	TO				
7A	BR		NE corner of Sandhurst BW7, NE	SW end of BR15 Crowthorne at the parish boundary		SU 86 SW		NE end is now BR15 Crowthorne
9	FP		Cheviot Road, NW and W	S end of FP1 Crowthorne at the parish boundary		SU 86 SW		MOD 157 refers Added reference "and W"
9A	FP		Point E on the Sandhurst/Crowthorne Parish Boundary where Sandhurst FP9 meets Crowthorne FP1, west over the railway bridge to point C, south through Ambarrow Hill to point B	West to the A321 Wokingham Road.	1.5 (B-C) 2 (C-E)	SU 86 SW		Rail crossing diversion MOD 20/12/2019 refers
11	FP		Ambarrow Lane E of Ambarrow Farm, SSW	Lower Sandhurst Road opp its junction with Sandhurst FP19		SU 86 SW		
16	BW	Brookside	Wellington Road between 23 & 25 Weillington Road, S along Brookside	Yorktown Road opp Sandhurst Memorial Park car park		SU 86 SW	Bollards opp no 31 Brookside prevent through run of vehicular traffic	Previously RPP17 MOD 222 refers Updated reference from "St Mary's Church" to "SE with junction of St Mary's Close" Added reference "Sandhurst Memorial Park car park"

PARISH: SANDHURST								
ROW NO.	STATUS	NAME	POSITION		WIDTH (METRES)	MAP REF	LIMITATIONS AND CONDITIONS	REMARKS*
			FROM	TO				
18	FP		Fairmead Close between properties Nos 12 & 13, SW	Yorktown Road by the "Fleur-De-Lis" retirement housing complex	1.6 (B-C) 1.4 (A-B)	SU 86 SE		MOD 77 refers  Updated reference from "Jolly Farmer public house" to "Fleur-De-Lis retirement housing complex"
19	FP		Lower Sandhurst Road opp the S end of Sandhurst FP11, SSW	Mill Lane NE of the borough boundary	1.8	SU 86 SW		Updated reference from "county" to "borough" boundary.  MOD 142 refers
24	FP		Footpath 18 Crowthorne S and SW across Wildmoor Heath	Sandhurst Footpath 14 120 metres N of Thibet Road	1.0 (G-H-I-J-K) 2.0 (K-L)	SU 86 SW		New FP MOD refers 27/11/2001

PARISH: WARFIELD								
ROW NO.	STATUS	NAME	POSITION		WIDTH (METRES)	MAP REF	LIMITATIONS AND CONDITIONS	REMARKS*
			FROM	TO				
1	BW	Snipes Lane	The Maidenhead/Ascot Road (A330) near the junction with Weller's Lane, NE	Hawthorn Lane (Byway 20 at the borough boundary)	14.0	SU 87 SE		Previously RUPP 1 Warfield. Reclassification Order 02-11-99. TRO 05/09/97.  Reference added "near the junction with Weller's Lane" and

PARISH: WARFIELD								
ROW NO.	STATUS	NAME	POSITION		WIDTH (METRES)	MAP REF	LIMITATIONS AND CONDITIONS	REMARKS*
			FROM	TO				
								“(Byway 20 at the borough boundary)”.
5	FP		Kingscroft Lane (A330), S	The Bracknell Road (B3022) at Brockhill		SU 87 SE		Reference corrected from “Winkfield/Maidenhead road” to “Kingscroft Lane”
6	FP		Malt Hill road, E	Brockhill Stables		SU 87 SE		Reference corrected from “Farm” to “Stables”
8	BW	Avery lane	Bott Bridge near junction of the A3095 and B3034, S	Watersplash Lane		SU 87 SE		MOD 222 refers NB Lackmans Hill renamed Watersplash Lane
9	BR	Hazelwood Lane North	Pendry's Lane (BW17) Warfield at Westley Mill Farm, S	Bottle Lane	12.0	SU 87 SE		This way also lies in Binfield as BR19. Reclassification Order 02/11/99.
10	BW	Hogoak Lane	Hawthorn Lane SE of Nuptown Farm, N	Near the junction with Ashmore Lane		SU 87 SE		Previously RPP 23. MOD 220 refers. TRO 21/02/2017  Reference corrected from “Bishop’s Lane” to “Junction with Nuptown Lane”

PARISH: WARFIELD								
ROW NO.	STATUS	NAME	POSITION		WIDTH (METRES)	MAP REF	LIMITATIONS AND CONDITIONS	REMARKS*
			FROM	TO				
11	BR	Hazelwood Lane South	Bottle Lane, opposite BR9	The junction with Cabbage Hill Lane.		SU 87 SE		This way also lies in Binfield as BR24 NB Cabbagehill Farm Road now known as Cabbage Hill Lane
12	FP	Gibbins Lane	Warfield Street, east of its junction with Old Priory Lane, N	Church Lane east of its junction with Osborne Lane	3.0 (B-C)	SU 87 SE		Modification Order 14-04-99 "Old" added to reference for "Priory Lane"
14	FP	Ashmore Lane	FP66 Bray (off Hawthorne Lane) N of Nuptown Orchard, NE	Warfield BW 10 (Hogoak Lane)		SU 87 SE		Previously FP26, application to recognise greater width 1998.
15	FP		Osborne Lane Bridge, NE	Warfield FP12 S of Church Lane		SU 87 SE		
16	FP		Forest Road (A3095) at Newell Green, N along the access road serving Scotlands House & Scotlands Farm	Junction with Warfield FP23		SU 87 SE		MOD 295 refers. NB previous reference to Bott Bridge inaccurate.
17	BW	Pendry's Lane	Maidenhead Road (A3095) at Hawthorn Hill, W	The northern end of Hazelwood Lane at the parish boundary	11.0 (Warfield only section). 7.0 (section shared with White Waltham 24).	SU 87 SE		Formerly RUPP 17. Reclassification Order 04/07/01. Part of the length of this way also lies in White Waltham as BW24. T.R.O. 15/11/91.

PARISH: WARFIELD								
ROW NO.	STATUS	NAME	POSITION		WIDTH (METRES)	MAP REF	LIMITATIONS AND CONDITIONS	REMARKS*
			FROM	TO				
19	BW	Penfurzen Lane	Weller's Lane, NW & NE	Hawthorn Hill (the A330 Ascot Road opposite Hawthorn Lane)	Approx. 9.0	SU 87 SE		Formerly RUPP19. Reclassification Order 02/11/99. Add reference to "A330" Width is added of 9 metres.  Typo in "Hawthorn" fixed.
20	BW	Hawthorn Lane	The A330 Ascot Road at Hawthorn Hill, NE & ESE	Nuptown Lane (the junction with Hawthorn Lane)	Approx. 12.0	SU 87 SE		Formerly RUPP20 - Reclassification Order 04/07/01. Part is also Bray BW65.  Corrected reference from "Bishop's Lane" to "Hawthorn Lane".
22	BR	Buckle Lane	Hazelwood Lane, E	Tickleback Row, by Buckle Lane Farm	Approx. 11.0	SU 87 SE		Previously RUPP22 Warfield. Reclassification Order confirmed 23/07/01.
23	FP		The access road serving Scotlands House & Scotlands Farm, E, ESE along the northern side of the ditch at Warfield Memorial Ground & N	Osborne Lane by the property "Wayside"	2.0 (A-B) Min 1.0 (C-D) Min 1.0 (B-C) Min	SU 87 SE	Stiles at points A & B	Claimed 1991. MOD 260 refers  Updated from "Stiles at points A & B to "Kissing gate at point A"



PARISH: WARFIELD								
ROW NO.	STATUS	NAME	POSITION		WIDTH (METRES)	MAP REF	LIMITATIONS AND CONDITIONS	REMARKS*
			FROM	TO				
25	BR	Hawthorndale Lane	Maidenhead Road (A3095) opposite Gough's Barn Lane N and NE	Its junction with Penfurzen Lane (BW19 Warfield) opposite Hawthorn Lane	3.0	SU 87 SE		MOD 309 refers. Modification Order 06/02/07.  Reference added to "Maidenhead Road"

PARISH: WINKFIELD								
ROW NO.	STATUS	NAME	POSITION		WIDTH (METRES)	MAP REF	LIMITATIONS AND CONDITIONS	REMARKS*
			FROM	TO				
1	RB	Sandy Lane	Priory Road ESE along Sandy Lane	Junction of Mill Ride with Ranelagh Crescent		SU 86 NE SU 96 NW		MOD 181 refers Change from RUPP in line with CROW Act 2000  Reference added to "opposite junction with Longhill Road"  Reference updated from "Mill Lane" to "Mill Ride"
2	FP		Windsor Road (A332), at "Woodend Cottages", S	N end of FP4 Sunninghill at the parish boundary		SU 97 SW		Previously FP8. NB Crispin Inn name has changed  Reference added to "south"

**PARISH: WINKFIELD**

ROW NO.	STATUS	NAME	POSITION		WIDTH (METRES)	MAP REF	LIMITATIONS AND CONDITIONS	REMARKS*
			FROM	TO				
4	FP	Part is Grove Lane	Church Lane (A330) between the properties "Albany House" and "Old Vicarage Cottage", SW, S, W, S, W, S, SW along Grove Lane	Junction of Grove Lane with Winkfield Row (B3017)		SU 87 SE SU 97 SW	1.8m (A-C). 1.5m (C-E)	Previously FP11. Modification Order 12/02/02.  Updated reference from "The Vicarage" to "Albany House"
5	FP		Drift Road, north of Cranbourne Hall, SW	Crouch Lane opp its junction with Winkfield FP7		SU 97 SW		Historic reference "Winkfield Plain" updated with "north of Cranbourne Hall"
7	FP		Crouch Lane at Poplars Farm, SW	Winkfield FP19	2.0 (A-B)	SU 97 SW		MOD 317 refers (partial width extinguishment 13/2/97)
8	FP		Church Road (A330), opposite the junction with St Mary's Lane, S	Braziers Lane		SU 97 SW		Previously FP12  Updated property "Ryemead" to "opposite junction with St Mary' Lane"  Added reference to "near The Cut"
9	FP		"Newington House" at the corner of Winkfield Lane & Winkfield Street, SE & S	Church Road (A330) at St Mary's Church		SU 97 SW		Previously FP13  Updated reference from "Winkfield parish church" to "St Mary's Church"

**PARISH: WINKFIELD**

ROW NO.	STATUS	NAME	POSITION		WIDTH (METRES)	MAP REF	LIMITATIONS AND CONDITIONS	REMARKS*
			FROM	TO				
								Corrected "Church Lane" to "Church Road"
10	FP		Grove Lane (Winkfield FP4) opp property No 3, ESE, NNE & ESE	Braziers Lane		SU 87 SE SU 97 SW		Previously FP14. Equestrian rights claimed 1988, abandoned. Part diverted 2/6/97 MOD 317 refers
11	FP		Maiden's Green at The Willows, SW	Parker's Lane (Winkfield FP12)		SU 87 SE		Previously FP15  Updated reference from "Bailey's Garage" to "The Willows"
15	FP		Sunninghill Road, north of Ascot Gate, W & S	End of FP3 Sunninghill at the parish boundary	9.0 (V-W)	SU 97 SW		Previously FP19.MOD 270 refers
16	BW	Part of Hogoak Lane	SW end of BW67 Bray at the parish boundary, S	N end of BW10 Warfield at the parish boundary		SU 87 SE		Previously RPP28 MOD 220 refers TRO 21/02/2017
17	FP	Part of Hodge Lane	Hatchet Lane (A330) 200 metres (220 yards) N of its junction with Forest Road (B3034), E along Hodge Lane on the N side of the parish and borough boundary	Woodside Road		SU 97 SW		MOD 42 refers. Part runs alongside RB21 Sunninghill
22A	FP		The Grove, (western end), S	Asher Drive, (western end)	2.0 (C-D) Min	SU 96 NW		MOD 255 refers

**PARISH: WINKFIELD**

ROW NO.	STATUS	NAME	POSITION		WIDTH (METRES)	MAP REF	LIMITATIONS AND CONDITIONS	REMARKS*
			FROM	TO				
27	FP	Strood Lane	Sunninghill Road north of "Cherry Orchard" along Strood Lane, WSW	Footpath 2 Winkfield		SU 97 SW		MOD 270 refers  Corrected reference from "Strood Lane" to "Strood Lane"
28	FP		B3017 W of Winkfield Park, SW along S side of The Cut	FP 24 Warfield S of property known as "Willowbrook"		SU 87 SE	A stile at point S	MODs 276 and 309 refer.  Reference updated from "NW of Brockhill" to "west of Winkfield Park"

## Appendix 7 – Initial Equalities Screening Record Form

<b>Date of Screening:</b> 11.12.2024	<b>Directorate:</b> Place		<b>Section:</b> Parks and Countryside
<b>1. Activity to be assessed</b>	Please give full details of the activity Consolidation of the Definitive Map and Statement (DMS) of Bracknell Forest rights of way.		
<b>2. What is the activity?</b>	<input type="checkbox"/> Policy/strategy <input checked="" type="checkbox"/> Function/procedure <input type="checkbox"/> Project <input type="checkbox"/> Review <input type="checkbox"/> Service <input type="checkbox"/> Organisational change		
<b>3. Is it a new or existing activity?</b>	<input type="checkbox"/> New <input checked="" type="checkbox"/> Existing		
<b>4. Officer responsible for the screening</b>	Rosemary Wicks		
<b>5. Who are the members of the screening team?</b>	Rosemary Wicks and Robert Solomon.		
<b>6. What is the purpose of the activity?</b>	Please describe briefly its aims, objectives and main activities as relevant.  Under sections 53 and 57(5) of the Wildlife and Countryside Act 1981 Bracknell Forest Council, who is the surveying authority, has a statutory duty to keep the DMS under continuous review, maintaining and updating them where required and making them available for inspection by the public.  Bracknell Forest Council has carried out this consolidation of the DMS of Bracknell Forest rights of way to incorporate all the Modification Orders granted over the past 12 years. It will provide a more complete snapshot in time of the legal record of the public's rights to use footpaths, bridleways, restricted byways and byways open to all traffic.  The process to review the DMS and consolidate all MOD orders is a mechanical process.		
<b>7. Who is the activity designed to benefit/target?</b>			
<b>Protected Characteristics</b>	<b>Please tick yes or no</b>	<b>Is there an impact?</b> What kind of equality impact may there be? Is the impact positive or adverse or is there a potential for both?  If the impact is neutral please give a reason.	<b>What evidence do you have to support this?</b> E.g equality monitoring data, consultation results, customer satisfaction information etc  Please add a narrative to justify your claims around impacts and describe the analysis and interpretation of evidence to support your conclusion as this will inform members decision making, include consultation results/satisfaction information/equality monitoring data

8. Disability Equality – this can include physical, mental health, learning or sensory disabilities and includes conditions such as dementia as well as hearing or sight impairment.	Y	N ✓		
9. Racial equality	Y	N ✓		
10. Gender equality	Y	N ✓		
11. Sexual orientation equality	Y	N ✓		
12. Gender re-assignment	Y	N ✓		
13. Age equality	Y	N ✓		
14. Religion and belief equality	Y	N ✓		
15. Pregnancy and maternity equality	Y	N ✓		
16. Marriage and civil partnership equality	Y	N ✓		
17. Please give details of any other potential impacts on any other group (e.g. those on lower incomes/carers/ex-offenders, armed forces communities) and on promoting good community relations.	Please explain N/A			
18. If an adverse/negative impact has been identified can it be justified on grounds of promoting equality of opportunity for one group or for any other reason?	Please explain N/A			
19. If there is any difference in the impact of the activity when considered for each of the equality groups listed in 8 – 14 above; how significant is the difference in terms of its nature and the number of people likely to be affected?	Please explain N/A			
20. Could the impact constitute unlawful discrimination in relation to any of the Equality Duties?	Y	N ✓	Please explain for each equality group	
21. What further information or data is required to better understand the impact? Where and how can that information be obtained?	N/A			

<b>22. On the basis of sections 7 – 17 above is a full impact assessment required?</b>	Y	N ✓	Please explain your decision. If you are not proceeding to a full equality impact assessment make sure you have the evidence to justify this decision should you be challenged.  If you are proceeding to a full equality impact assessment, please contact <a href="mailto:Samantha.wood@bracknell-forest.gov.uk">Samantha.wood@bracknell-forest.gov.uk</a> or <a href="mailto:Harjit.Hunjan@bracknell-forest.gov.uk">Harjit.Hunjan@bracknell-forest.gov.uk</a>
<b>23. If a full impact assessment is not required; what actions will you take to reduce or remove any potential differential/adverse impact, to further promote equality of opportunity through this activity or to obtain further information or data?</b> Please complete the action plan in full, adding more rows as needed.			
<b>Action</b>	<b>Timescale</b>	<b>Person Responsible</b>	<b>Milestone/Success Criteria</b>
To make sure the font in the (legal) printed copies of the Definitive Map and Statement, is in an accessible format.	By June 2025	Rose Wicks	Accessible paper copies are available for public inspection at Time Square offices
<b>24. Which service, business or work plan will these actions be included in?</b>	N/A		
<b>25. Please list the current actions undertaken to advance equality or examples of good practice identified as part of the screening?</b>	Routine publicity officer involved in the consolidation work can make sure information is provided in an accessible format.		
<b>26. Assistant Director/Director signature.</b>	Signature: Date:		

## Appendix 8 – References and further information

- National Parks and Access to the Countryside Act 1949. Section 32. Preparation, publication and effect of definitive maps and statements  
[National Parks and Access to the Countryside Act 1949](#)
  - Wildlife and Countryside Act 1981 Section 53. Duty to keep definitive map and statement under continuous review:  
<https://www.legislation.gov.uk/ukpga/1981/69/section/53>
  - Wildlife and Countryside Act 1981 Section 53A. Power to include modifications in other orders.  
<https://www.legislation.gov.uk/ukpga/1981/69/section/53A>
  - Wildlife and Countryside Act 1981 Section 57A. Consolidation of definitive maps and statements:  
<https://www.legislation.gov.uk/ukpga/2000/37/schedule/5/paragraph/8>
  - Wildlife and Countryside Act 1981 Section 57. Supplementary provisions as to definitive maps and statements:  
<https://www.legislation.gov.uk/ukpga/1981/69/section/57>
  - A guide to definitive maps and changes to public rights of way - 2008 Revision by Natural England:  
[definitive map guide inside pages.qxp \(publishing.service.gov.uk\)](#)
  - Wildlife and Countryside Act 1981 - Definitive Map Orders: Consistency Guidelines. Updated 27 January 2022  
[Wildlife and Countryside Act 1981 - Definitive Map Orders: Consistency Guidelines - GOV.UK](#)
  - Bristol City Council public rights of way and greens committee 18 April 2011. Agenda item no. 6  
Consolidation of the Definitive Map & Statement - Procedure and requirements under S.53 & S.57  
[0418\\_6.pdf](#)
  - Ramblers' guidance  
[blue-book-extra-combined.pdf \(ramblers.org.uk\)](#)
33. Periodical revision of maps and statements  
(1) The authority by whom a definitive map and statement have been prepared under the last foregoing section shall from time to time review the particulars contained therein having regard to events which have occurred at any time between the relevant date specified in the definitive statement and such date as may be determined by the authority for the purposes of the review (in this and the next following section referred to as "the date of review"): National Parks and Access to the Countryside Act 1949 BBR05 Superseded definitive map legislation at 20 May 2013 21 Provided that in the case of a map and statement which have previously been reviewed under this subsection, the foregoing provisions of this subsection shall have effect with the substitution, for the reference to the



specified in the statement, of a reference to the last preceding date of review.

(2) The events so occurring as aforesaid to which an authority shall have regard in carrying out a review under the last foregoing subsection shall include the following events, that is to say—

(a) the coming into operation of any enactment or instrument, or any other event, whereby a highway required to be shown, and shown, on the map has been authorised to be stopped up, diverted, widened or extended;

(b) the coming into operation of any enactment or instrument, or any other event, whereby a highway shown on the map as being a highway of a particular description required to be shown thereon has ceased to be a highway of that description;

(c) the coming into operation of any enactment or instrument, or any other event, whereby a new right of way has been created, being a right of way to which this Part of this Act applies;

(d) the expiration, in relation to a way in the area of the authority, of any period such that the enjoyment by the public of the way during that period raises a presumption that the way has been dedicated as a public path; and

(e) the discovery by the authority of new evidence such that, if the authority were then preparing a draft map under the foregoing provisions of this Part of this Act, they would be required by those provisions to show on the map, as a highway of a particular description, a way not so shown on the definitive map, or on the revised map last prepared in accordance with the following provisions of this section, as the case may be.

(3) A review under subsection (1) of this section shall be carried out at such time as the authority carrying out the review may consider appropriate, so however that the date of review shall not in any case be a date later than the expiration of five years after the relevant date, or the last preceding date of review, whichever is the later: Provided that nothing in this subsection shall affect the validity of any review carried out under the said subsection (1) or of any document prepared or thing done in consequence of such a review.

(4) Subject to the following provisions of this section, on completing a review under subsection (1) of this section the authority shall prepare a revised map and statement, consisting of the definitive map and statement, or of the revised map and statement last prepared under this section, as the case may be, subject to such modifications (if any) of the particulars contained therein as may appear to the authority to be requisite having regard to the review, and shall include in the revised statement a note of the date of review.

(5) If after carrying out a review under subsection (1) of this section it appears to the authority as respects the whole or any part of their area that a revised map and statement prepared in accordance with the last foregoing subsection would not differ from the definitive or last revised map and statement, the authority shall cause notice of that fact, specifying the date of review and how much of their area is affected by the notice, to be published in the London Gazette, and in one or more local newspapers circulating in the area of the authority, and shall not be required to prepare a revised map and statement in consequence of that review in respect of so much of their area as is specified in the notice: Provided that if within such time (not being less than twenty-eight days) as may be specified in the notice any representation is made to the authority that as respects the whole or part of so much of their area as is specified in the notice a revised map and statement prepared as aforesaid would differ from the definitive or last revised map and statement:

(a) the authority, after considering the representation and affording to the person by whom it was made an opportunity of being heard by a person appointed by the

authority for the purpose, shall determine whether the representation is well founded and shall serve notice of their determination on the person by whom the representation was made;

(b) any person aggrieved by a determination of the authority under the last foregoing paragraph may, at any time within fourteen days after the service upon him of the notice of determination, serve notice of appeal against that determination on the Minister and on the authority;

(c) where notice of appeal is duly served under the last foregoing paragraph, the Minister, after giving to the appellant and to the authority an opportunity of being heard by a person appointed by him for the purpose, shall either dismiss the appeal or direct that effect shall be given to the representation;

(d) if the authority determine that a representation is well founded or the Minister directs that a representation shall have effect, the authority shall be required to prepare a revised map and statement, so however that where the representation relates to part only of their area they shall not by virtue of that representation be required to prepare a revised map and statement for any other part of their area.

Note: See CA 68 Sch 3 para 14 for the timing of reviews begun after 3rd August 1968. In carrying out a review under this subsection the authority shall have regard to the discovery by the authority, in the period mentioned in this subsection, of any new evidence, or of evidence not previously considered by the authority concerned, showing that there was no public right of way over land shown on the map as a public path, or as a road used as a public path, or that any other particulars in the map or statement were not within the powers of this Part of this Act, and their powers of preparing a revised map and statement under subsection (4) or, as the case may be, proviso (d) to subsection (5), of this section may be exercised accordingly: Provided that the authority shall not take account of the evidence if satisfied that the person prejudiced by the public right of way, or his predecessor in title, could have produced the evidence before the relevant date mentioned in this subsection and had no reasonable excuse for failing to do so - amendment made by CA 68 Sch 3