|  |  |
| --- | --- |
| **GUIDANCE NOTES W.C.A. 3**    **APPLICATION FOR A MODIFICATION ORDER TO**  **UPGRADE / DOWNGRADE A PUBLIC RIGHT OF WAY**  **Wildlife and Countryside (Definitive Maps and Statement) Regulations 1993** |  |
| How to apply for a Modification Order to **upgrade / downgrade** a public right of way.   1. Please quote the right of way number from the Definitive Map, and provide an O.S. six figure map reference. Decide whether your application for regrading is for a footpath, bridleway, restricted byway or byway open to all traffic.    * + - 1. Footpath is for use by pedestrians only; it may have gates / stiles on it.          2. Bridleway is for use by pedestrians, equestrians and cyclists.          3. Restricted byway is for use by pedestrians, equestrians, cyclists and vehicles other than mechanically propelled vehicles.          4. By-way open to all traffic (for use mainly by equestrians and walkers but it may be used by motor vehicles).   COMPLETE OPTION 3 ON FORM W.C.A. 5  Documentary Evidence required:   * 1. map, not less than 1: 10,000 (6” to 1 mile).   2. any evidence considered relevant e.g. photographs, old maps, sworn statements   that the right of way has been used etc., in accordance with this claim.   1. If the applicant is not the only owner and occupier of the land over which the right of way passes then all other owner(s) and occupier(s) must be notified (complete Option 3 on Form W.C.A. 6.   Form W.C.A. 6 must be sent to each owner and occupier affected by your application. If you cannot find every owner or occupier after making all reasonable efforts, you should send a letter with your completed application to the Council, giving full details of the steps you have taken.   1. Complete Form W.C.A. 7, listing the landowner(s) and occupier(s) notified and return it with your application to:   Mr. Andrew Mason  Rights of Way Section  Communities Directorate  Waterton Lane  Waterton  Bridgend CF31 3YP | |