

You will recall that the Definitive Map consists of two parts; the Map and a Written Statement. The layout of this form and the information that you record will be used when preparing the final Written Statement which will form a part of the Definitive Map.

Note 1

The purpose of the location points is (i) to identify accurately the route of the path and (ii) to divide the path into sections for descriptive purposes. Location points can be man made or natural so long as they have a reasonable degree of permanence.

Note 2

This is a description of the route of the path between each location point. It should be sufficiently accurate to determine (should the need arise) upon whose land the path runs, which side of field boundaries and hedges it lies and other similar information.

Note 3

If there is no defined width, say so.

Please note that a path is presumed to extend for the whole width between fences/hedges/ditches etc. unless it can be shown that they were erected, dug or planted for a purpose other than to delineate the boundary between the right of way and the adjoining property, e.g. a stock fence.

Note 4

Include any conditions which impede or restrict progress e.g. marshy ground. State if the path is metalled or otherwise surfaced. If the path is ploughed out, or planted with crops, say so.

Note 5

A common law right to plough exists if the landowner can show, or you know, that he has ploughed this particular stretch of path for living memory. Just because a path is ploughed out now does not necessarily indicate a common law right to plough; the ploughing may be unlawful. Alternatively there may be a right to plough across what is currently meadow. There can be no common law right to plough if the path is either (a) a RUPP (or CRF or CRB) or (b) it has been created by means of a formal order.

Note 6

Anything which has not been stated and which affects the position, or width of the right of way, or may be a limitation or condition on the public's right to use it should be recorded. Examples include the wording on any signs, natural or man made obstacles to progress which have not already been mentioned etc.