

# Application for a Modification Order

## Wildlife and Countryside Act 1981

### The Definitive Map and Statement of Public Rights of Way for the County of Lancashire

To: The County Secretary and Solicitor, Lancashire County Council.  
Of: PO Box 78, County Hall, Fishergate, Preston, Lancashire, PR1 8XJ

I/We: (Name of applicant) NORTH MEOLS PARISH COUNCIL

Of: (address of applicant) 25 IRTON ROAD, SOUTHPORT, PR9 9DY

Hereby apply for an order under section 53(2) of the Wildlife and Countryside Act 1981 modifying the Definitive Map and statements for the area by:

1. ~~Deleting the [footpath] [bridleway] [restricted byway] [byway open to all traffic]~~  
~~FROM:~~

~~TO:~~

2. Adding the [footpath] ~~[bridleway] [restricted byway] [byway open to all traffic]~~  
FROM: CROSS BANK COTTAGE (Grid ref SD 338535 421763)

TO: NEW EMBANKMENT (Grid ref SD 338270 422168)

3. ~~[Upgrading] [downgrading] to a [footpath] [bridleway] [restricted byway] [byway open to all traffic] the [footpath] [bridleway] [restricted byway] [byway open to all traffic]~~

~~FROM:~~

~~TO:~~

4. ~~[Varying] [adding to] the particulars relating to the [footpath] [bridleway] [restricted byway] [byway open to all traffic]~~

~~FROM:~~

~~TO:~~

~~BY PROVIDING THAT:~~

AND SHOWN ON THE MAP ACCOMPANYING THE APPLICATION

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

LIST OF DOCUMENTS PROVIDED:

- ① 1932 entry in Record Book of Scarisbrick Estate
- ② 50 Witness statements

DATED:

10.7.12

SIGNED:

*R. Dias*

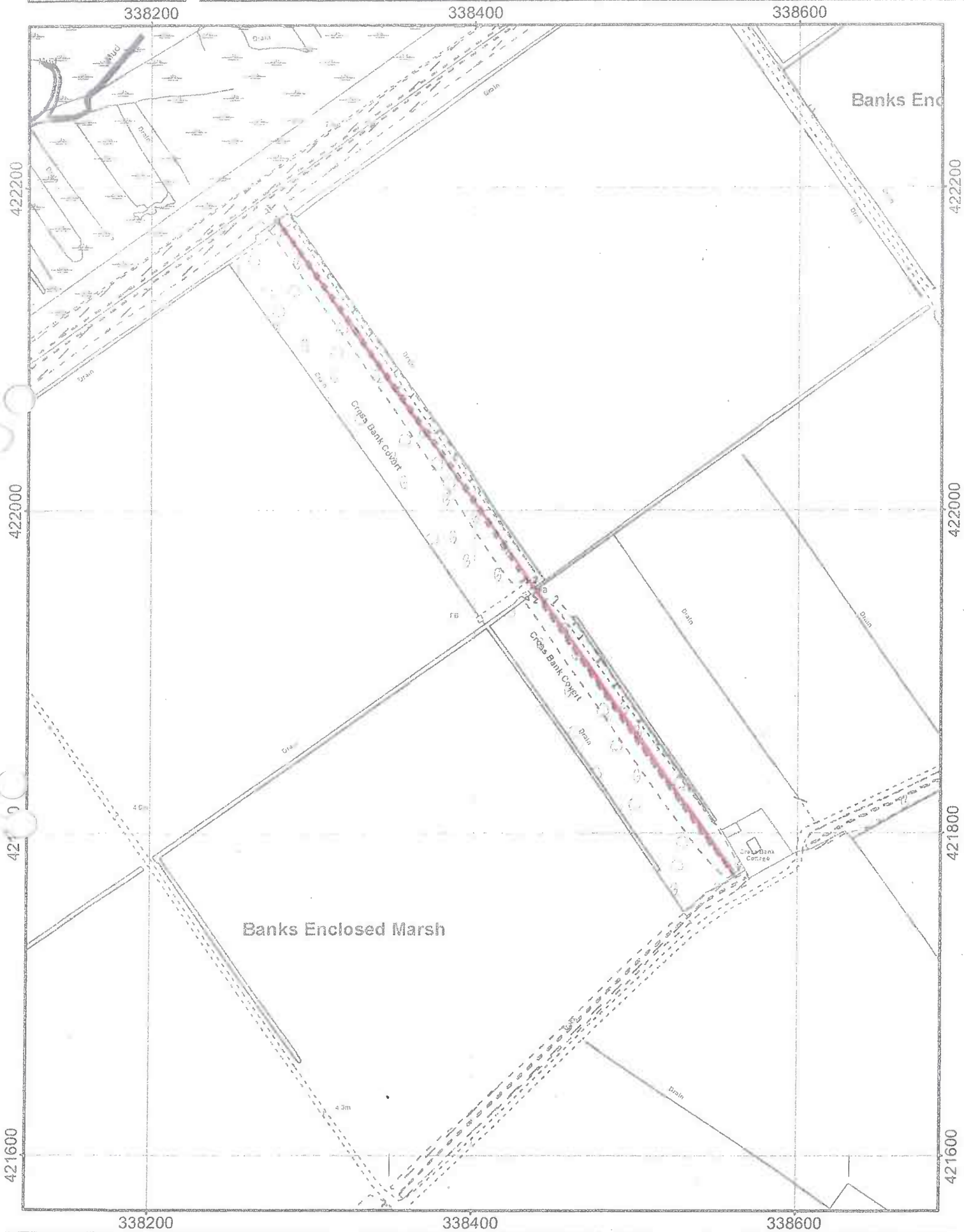
**THE FOLLOWING DOES NOT MAKE UP PART OF THE ABOVE FORM**

Please return the completed application form to:

The County Secretary and Solicitors Group, Lancashire County Council, PO BOX 78  
County Hall, Fishergate, Preston, PR1 8XJ (REF: LSG4/PROW/SK)

**NOTE: Please be advised that evidence supplied will be used in accordance with the processes under the Wildlife and Countryside Act, it will not be confidential and may be disclosed to third parties. Those supplying any evidence should be informed of this.**

**NOTE: Lancashire County Council is obliged to put a copy of the application on a register available to the public. If you consider that the inclusion of the applicants name and address would, or would be likely to, cause substantial damage distress to the applicant or to another person and such damage would be unwarranted, please contact Lancashire County Council who can remove these details from the register and from any documents contained on the register.**



338200

338400

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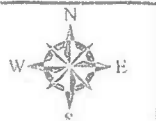
422200

421600

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Scale 1:3000

LCC Map Ref: 75692

Created: 21/06/2012

(Scale correct when printed on A4 Portrait)

By Anne Taylor

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## 1932 Entry in Record Book Of Scarisbrick Estate

Cross Bank Cottage to New Embankment.

Below is a transcription of an entry, of 6<sup>th</sup> January 1932, in the Agents Record Book of the Scarisbrick Estate Trustees, (owners of the land at that time), referring to the visit to the Estate Office by a tenant of Charnley's Lane Banks.

"In view of the trespass on the Cross Bank he offers £1 per annum for the tenancy. If let to him the best use he could make of it would be as a hen-run. I promised I would see him again after inspecting. A notice as to trespass should be erected up to the sea embankment"  
(No reference regarding by whom this should be done)

A note in the margin states "inspected 25/1/32" and the entry for 25<sup>th</sup> Jan states

"After an inspection of the Cross Bank consider he should make a better offer than £1 per annum"

There is no reference to the trespass notice at that time, nor can any other mention of it be found in the Record Book which has entries up to September 1946.

No-one completing a witness statement has any recollection of such a notice ever existing. This may well suggest that the path along the Cross Bank continued to be used without any interference from 1932 until 2011/12

( Source : copyright Lancashire Record Office ref DDSC 127/21/11)