

DEFINITIVE MAP MODIFICATION ORDER APPLICATION

**USER EVIDENCE FORM**

Please Read Carefully

**Why am I completing this form?**

An application is to be made to Buckinghamshire County Council to modify the Definitive Map and Statement by potentially recording Public Rights along a particular route. You have been asked to complete this form to provide information on your use of the route to help to establish whether use by the public is sufficient for the Council to be able to deem or infer that a particular route has been dedicated by the landowner as a public right of way. Please answer the questions below with as much detail and accuracy as possible.

**Your Personal Details**

All Personal information is handled by the County Council in accordance with Data Protection legislation. Your name, address and date of birth will be available to any party who may request it once we start investigating the application. Contact details such as telephone numbers and email addresses will however be withheld. There is a separate section at the end of the form where you can provide contact details which will be detached from your form. By providing this information, it will enable us to contact you to discuss the evidence you have provided.

**Please ensure this evidence form is accompanied by a map (scale of 1:10,000 or greater) showing the route clearly marked, and is sign and dated by yourself**

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**About You**

TITLE ..... FIRST NAMES.....

SURNAME .....

ADDRESS .....

.....POSTCODE .....

DATE OF BIRTH .....

Have you personally used the route?  Yes  No

**The Claimed Route**

**1. Details of the route:**

Grid Reference for Start of the route:

Grid Reference for End of the route:



**Please provide a written description of the route from start to finish**, including any location points road names and points of interest and where you were going:

**If possible, please draw a sketch map of the route** showing any details you feel are relevant i.e. changes in width, structures etc

**2. Has the route, to the best of your knowledge, always run on the same line?**

**Yes**       **No**

If your answer is No, please explain below, giving dates of when the route changed:

**3. How wide is the route?**

Has the route always been the same width?

**Yes**       **No**

If No, how wide did it used to be and why did it change?

4. **Are there, to your knowledge, any structures along the route?** Gates, stiles etc.  
Please explain what these are, where they are, and how long they have been there:

**Your use of the Claimed Route**

5. **Between what dates have you used the route?**

to

6. **Have there been any prolonged periods of time when you have not used the route?**  Yes  No

If Yes, what was the reason for not using the route?

7. **In what manner did you use the route?** (please tick all that apply)

On Foot

On Bicycle

On horse back

With a non-motorised vehicle

With a motorised vehicle

8. **Where were you going to and from when using the route? For what purpose did you use the route?** For example leisure, recreation, visiting family

9. During the time period stated in Q5, how frequently did you use the route?

	Please state number of times used per year:
On Foot	
On Bicycle	
On Horseback	
Non-motorised vehicles	
Motorised Vehicles	

10. Did you ever ask for permission to use the route?  Yes  No

If Yes, please explain overleaf:

11. Were you ever given permission by the landowner without asking i.e. did they display signs granting permission?  Yes  No

If Yes, please explain:

**About the Landowner**

12. When you used the route, were you connected with the landowner in any way?  
(This includes District Councils as the landowner)

	Yes	No
Tenant (including Council tenants)		
Employee		
Family Member		
Friend		
Other (please state)		

**13. If you have worked for any owner or occupier of the land crossed by the way at the time of you using it, or were a tenant, did you receive any instruction as to the use of the way by the public?**

Yes       No

If yes, please explain:

**14. Have you ever been stopped or turned back when using the way, or do you know of or have heard of anyone else having been stopped or turned back?**

Yes       No

If yes, please explain:

**15. Have there ever been any notices on or near the route?**

Yes       No

If Yes, please explain:

**16. Has the route ever been obstructed?** Please indicate how long the obstruction was there? i.e. a day, week, or longer

	Yes	No
<b>Locked Gate</b>		
<b>Broken Structures</b>		
<b>Fencing</b>		
<b>Non-reinstatement of crop / plough</b>		
<b>Other – please describe</b>		

**17. Please provide any other information in support of this application** (continue on a separate page if need be):

18. Are you prepared to be interviewed at your home or in an agreed location to discuss your evidence further?  Yes  No  
(If you prefer, a telephone interview can be arranged)

19. If necessary, are you prepared to attend a Public Inquiry and give evidence on your use and information contained within this form?  Yes  No

If No, please give a reason:

I hereby certify that to the best of my knowledge and belief the facts that I have stated are true. I acknowledge this form may be copied to landowners or objectors.

PRINT NAME

SIGNATURE

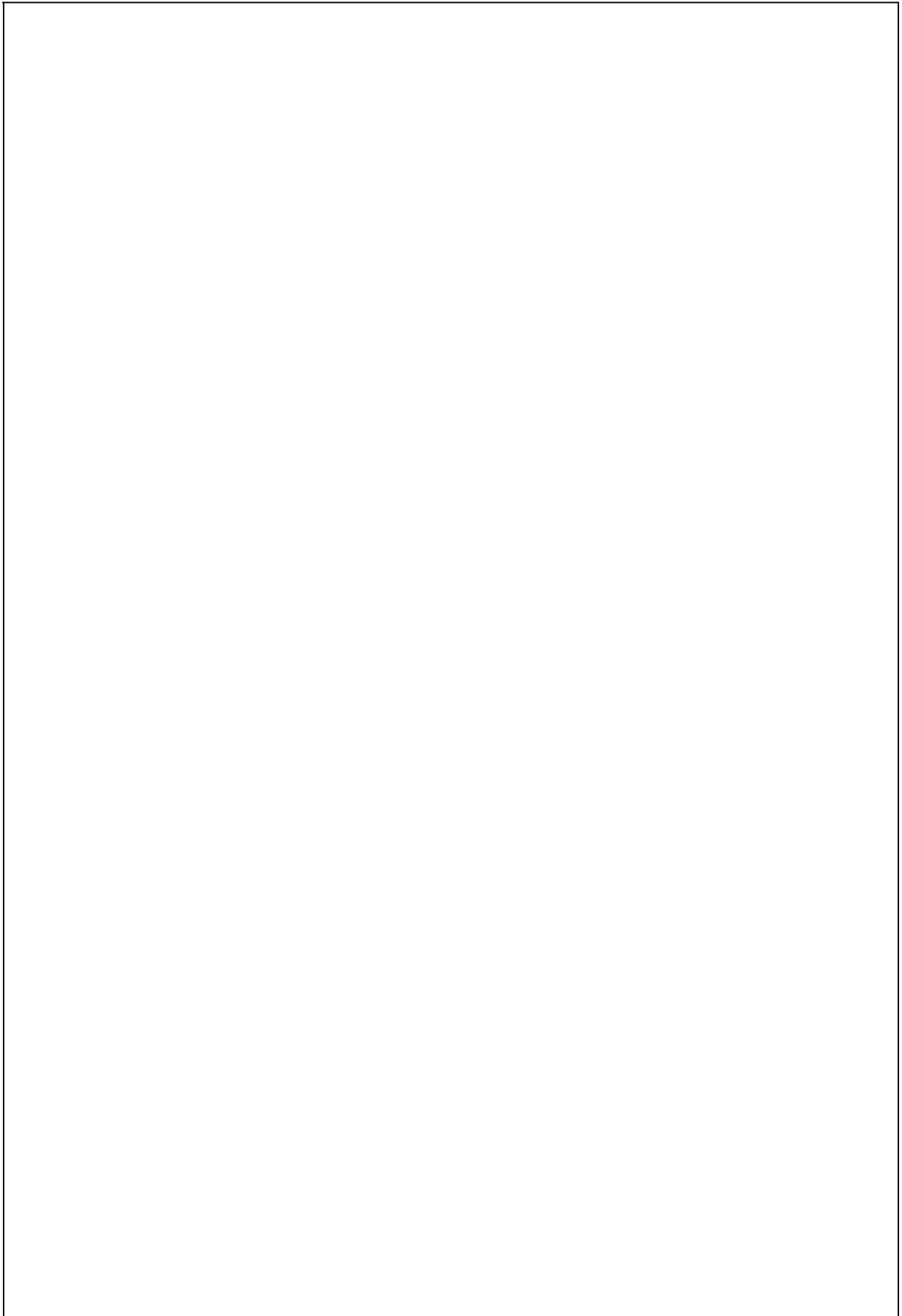
DATE

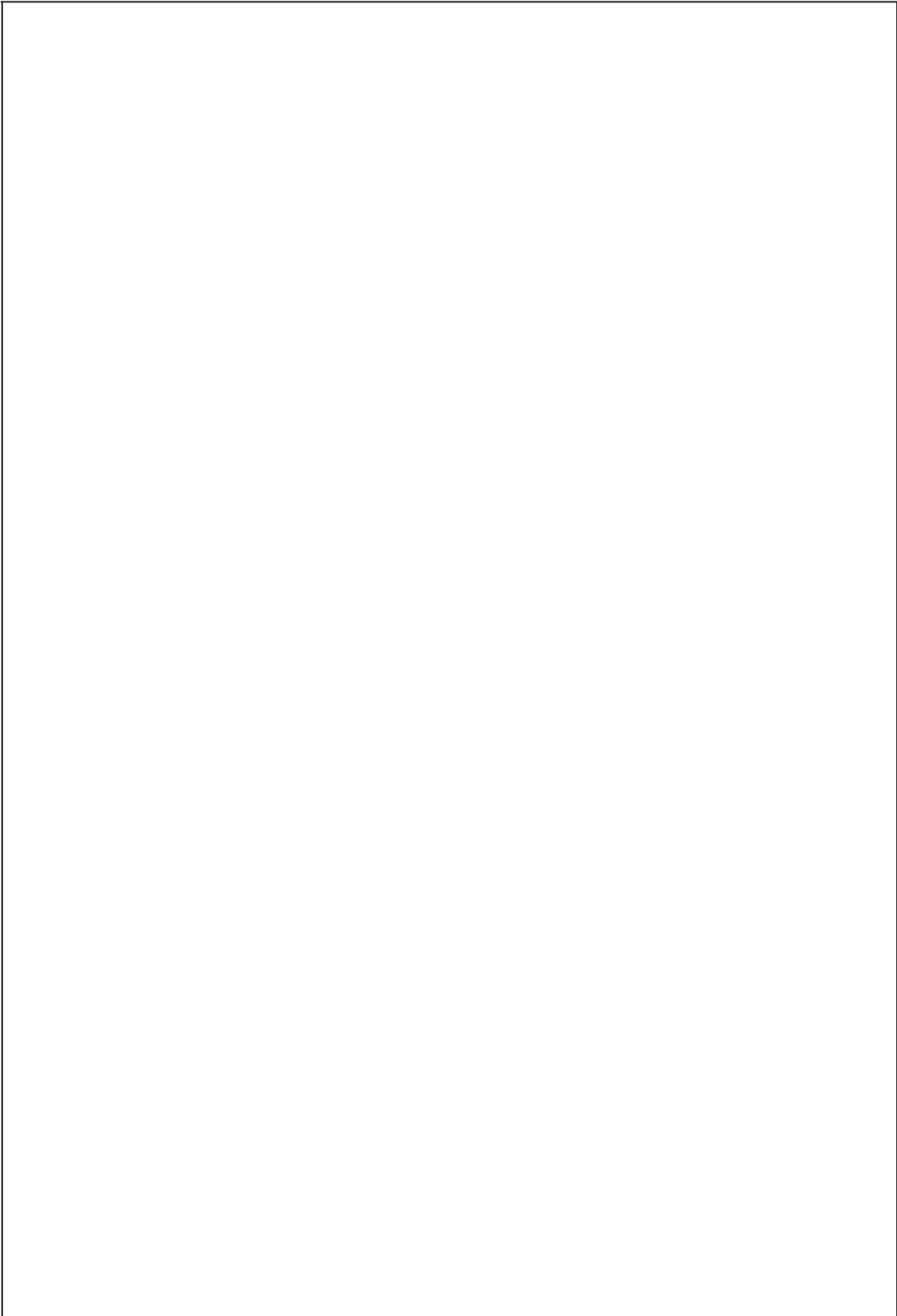
**What Happens Next?**

Once we have received the application for a Definitive Map Modification Order which includes your User Evidence Form, and others, we will carry out an assessment of the application to ensure it has been duly made. It will then be added to our list of applications and dealt with in chronological order. When we are ready to investigate the application, we will write to a cross-section of those who submitted evidence forms, which may include yourself, and offer to meet with you to discuss your evidence in more detail. This can be arranged to occur at your home or in an agreed location. Please do provide your contact details on the separate form so that we may contact you. Your contact details will not be disclosed.

The Freedom of Information Act 2000 provides a general right of access to all information held by Buckinghamshire County Council and the Environmental Information Regulations 2004 give a similar right of access to environmental information held by this Council. This means that the information that you supply may be disclosed to any individual making the appropriate request.

**Blank Page - feel free to use this for further information**





## Your Contact Details

<b>Your Name</b>	
<b>Address</b>	
<b>Phone Number (preferred)</b> Not to be disclosed	
<b>Email Address</b> Not to be disclosed	
<b>Parish (where claimed route exists)</b>	

## PRIVACY STATEMENT

### **Who we are and why you are reading this**

Buckinghamshire County Council (“BCC”) holds and maintains the legal record of Public Rights of Way (“PROW”) across the County – the Definitive Map and Statement. When applications are made to change these records, we require certain information to process the application. You are reading this because you will be providing us with information about an application. BCC is regulated under the General Data Protection Regulation which applies across the European Union (including in the UK). We are responsible as “controller” of that personal information for the purposes of those laws.

Information collected by BCC and how we use and store it

Our lawful basis for collecting and using this data is that ‘processing is necessary for compliance with a legal obligation’. When making an application to change the legal records (detailed above), and depending on the type of application being made, you will be providing us with:

- Your name
- Your address
- Your contact details (telephone number, email)
- A statement of your history of the PROW and/or land in question (this may contain personal family history that you may volunteer in support of your application)
- Your date of birth (optional)

**We will use this data** to process the application. Depending on the application type, this data may end up in the public domain and be referred to the Secretary of State for decisions to be made. The data will be securely retained by the County Council indefinitely under the requisite retention policy. We have a statutory duty to process any applications made and we rely on your data to complete our investigations. As such, if you chose not to supply the required data then we will be unable to process your application.

Please refer to the County Council’s Privacy Policy for more information <https://www.buckscc.gov.uk/services/council-and-democracy/privacy-policy/>.

You may also contact the County Council’s Data Protection Officer by emailing [DataProtection@buckscc.gov.uk](mailto:DataProtection@buckscc.gov.uk) who can provide you with a copy of the privacy policy.