



monmouthshire  
sir fynwy

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Our Ref/Ein Cyf: 01\_13Mod\_PricBdgeCon2018  
Your Ref/Each Cyf:  
Date/Dyddiad: 13<sup>th</sup> April 2018

Dear Sir/Madam,

**RE: WILDLIFE AND COUNTRYSIDE ACT 1981 SECTION 53 DEFINITIVE MAP MODIFICATION ORDER TO RECORD ROUTES A-B-C-D; B-E-F & C-E AS PUBLIC RESTRICTED BYWAYS IN THE COMMUNITY OF TRELLECH UNITED AT PRICES BRIDGE, WHITELEY.**

On the 11<sup>th</sup> December 2013 Mrs Greatorex-Davies submitted under section 53 of the Wildlife and Countryside Act 1981(WCA) a Definitive Map Modification Order (DMMO) application seeking to add to the Definitive Map and Statement the routes as restricted byways. Subsequently, the Planning Inspectorate has directed Monmouthshire County Council to determine the application by the 13<sup>th</sup> November 2018.

The WCA 1981 section 56(1) defines public restricted byways as routes available to the public on foot, with horseback or leading a horse and with vehicles other than mechanically propelled vehicles.

The consultation plan attached shows the routes to be registered marked by solid black lines:-

- **A-B-C-D** commences from the County road C51-4, at point A, and proceeds in a southerly direction to junction with existing public footpaths 14 and 111 in the Community of Tintern and footpath 108 formerly in the Community of Trellech now known as footpath 122 in the Community of Tintern, at point D.
- **B-E-F** commences from the claimed route A-B-C-D, at point B, and proceeds in a westerly direction to junction with existing bridleway 20A in the Community of Tintern, at point F.
- **C-E** commences from the claimed route A-B-C-D, at point C, and proceeds in a westerly direction to junction with the claimed route B-E-F, at point E.

The routes are not registered on the Definitive Map and Statement. Mr Talbot of Moor Farm, Trellech has obstructed the routes bring into question the public status.

This has resulted in an application for a Definitive Map Modification Order that is supported by 46 evidence forms in which users believe that they have had the right to the use of the routes.

Before producing an evidential report to enable members to make any final recommendation this pre-order consultation is being conducted to investigate the routes as marked on the consultation plan by solid black lines. If you hold any evidence such as title deeds, photographs or other historical documents regarding the status of the routes and wish this evidence to be assessed and included in the evidential report please send this information to me before the 25<sup>th</sup> May 2018.

Furthermore, when considering the status of routes under section 53 of the Wildlife and Countryside Act 1981, need, nuisance, security or suitability cannot be taken into account. These things are considered after the status is confirmed.

If I do not receive a response by the 25<sup>th</sup> May 2018 then I shall assume that you have no relevant evidence regarding the public status of the routes.

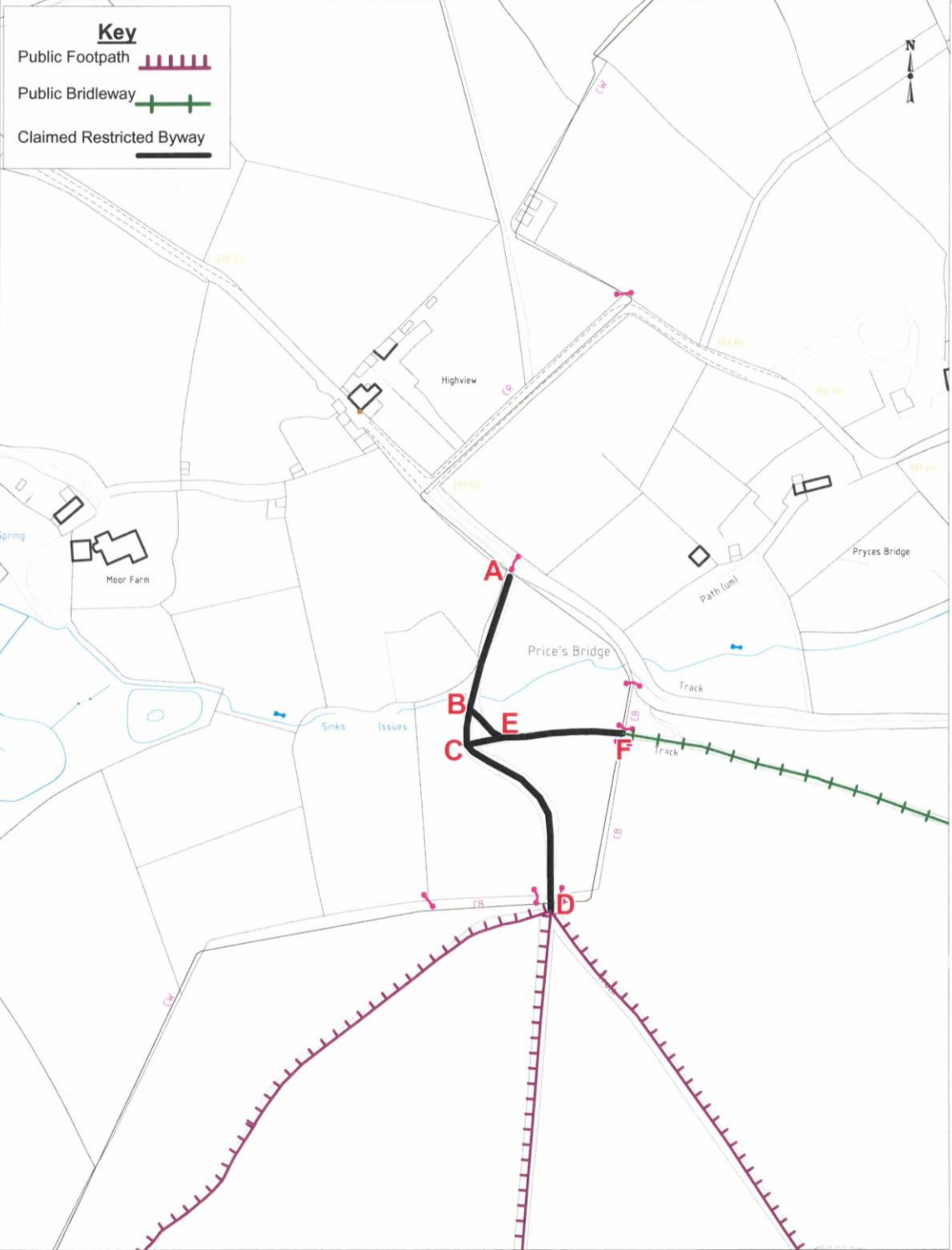
Yours faithfully,  
Mandy Mussell  
Definitive Map Officer

Mae'r Cyngor yn croesawu gohebiaeth yn Gymraeg, Saesneg neu yn y ddwy iaith. Byddwn yn cyfathrebu â chi yn ôl eich dewis. Ni fydd gohebu yn Gymraeg yn arwain at oedi.  
The Council welcomes correspondence in English or Welsh or both, and will respond to you according to your preference. Corresponding in Welsh will not lead to delay.

# Consultation Plan

GR: SO518017

Scale 1:2000 at A4



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## 01\_13MOD\_PB: Pre-Order Consultation Plan [Map] 13<sup>th</sup> April 2018 Appendix 7.2

**Mussell, Mandy**

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**From:** GTALBOT <gilliantalbot247@btinternet.com>  
**Sent:** 25 May 2018 16:42  
**To:** Mussell, Mandy  
**Subject:** Definitive Map Modification Order – Reference: 01\_13Mod\_PricBdgeCon2018  
**Attachments:** Prices Bridge wood issue 11046.jpg; Prices Bridge wood issue 11046 def map.jpg

Dear Ms Mussell

Further to your letter dated 13<sup>th</sup> April 2018 regarding the above, please be advised that we do hold the title deeds to the land in question.

We write to inform you that we will be strongly objecting to the Modification Order and are taking legal advise.

Historically Public Rights of Way have run around the edge of our land but not across it. (see Maps attached)  
There are 'tracks' across our land that are part of our farm but these are not Public Rights of Way as confirmed by Monmouthshire County Council.

Regards

Mr & Mrs Talbot  
Moor Farm, Whitelye

Copy of the Working Map of Public Rights of Way, checked against the Definitive map of Public Rights of Way and subsequent Legal orders. This is without prejudice to unrecorded rights of which the council are unaware and may be proven to exist under the Wildlife and Countryside Act 1981, Section 53.

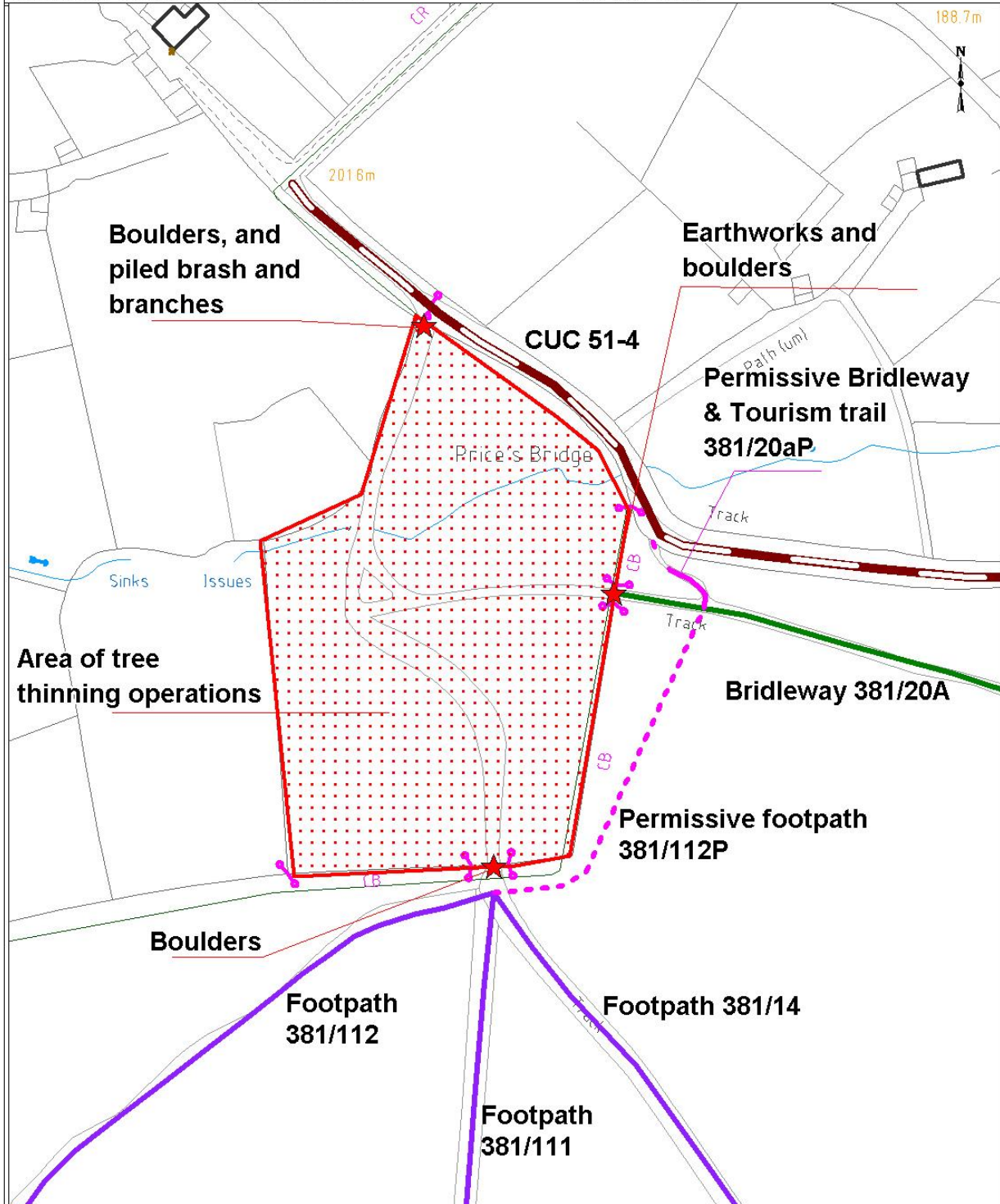
Public Rights of Way  
Monmouthshire County Council  
PO Box 106  
Caldicot  
NP26 9AN



Compiled by Garner.r on 5 November 2013

GR: SO519016

Scale 1:1250 at A4



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Copy of the Working Map of Public Rights of Way, checked against the Definitive map of Public Rights of Way and subsequent Legal orders. This is without prejudice to unrecorded rights of which the council are unaware and may be proven to exist under the Wildlife and Countryside Act 1981, Section 53.

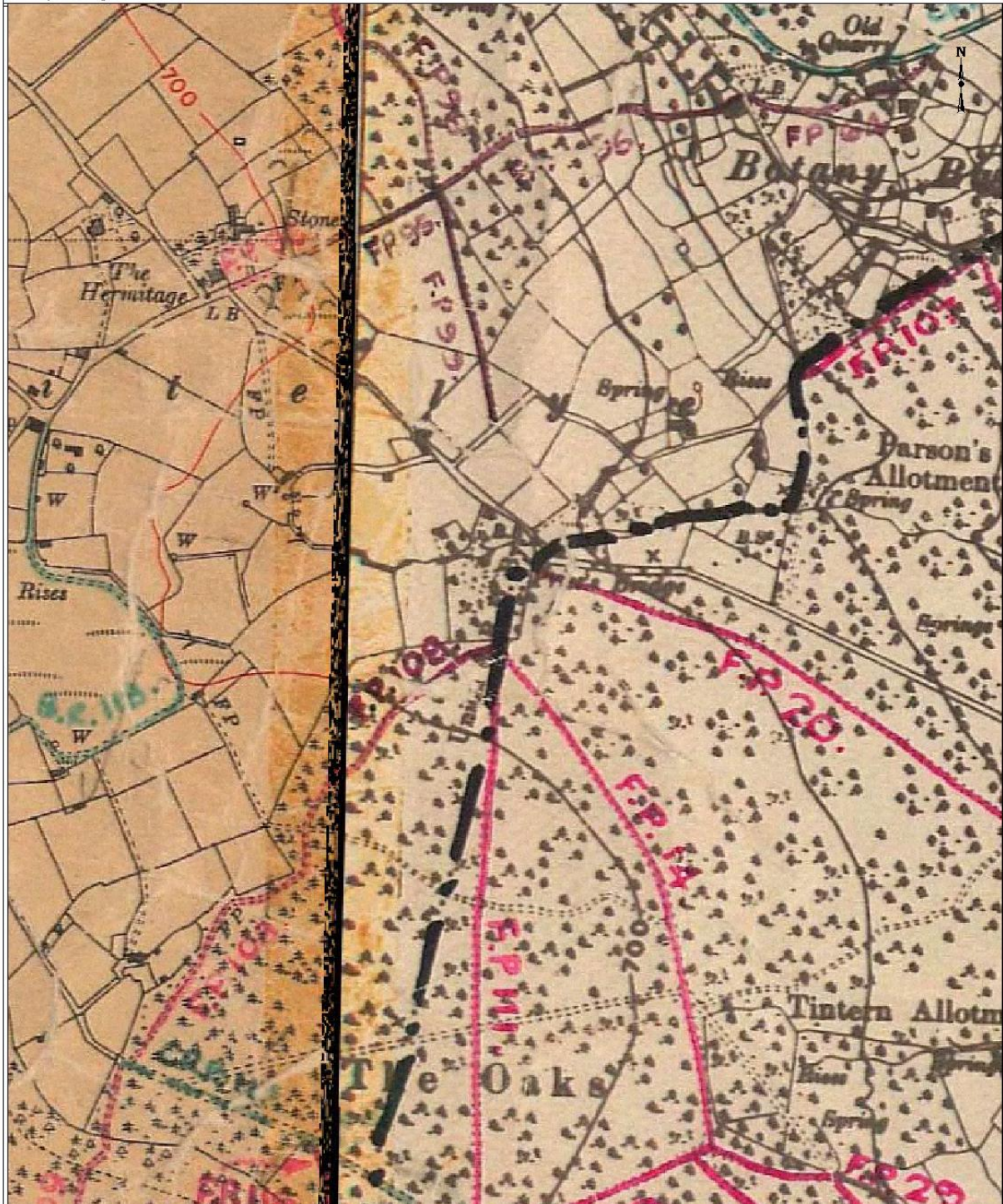
Public Rights of Way  
Monmouthshire County Council  
PO Box 106  
Caldicot  
NP26 9AN



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**01\_13MOD\_PB: Pre-Order Consultation reply - Mr & Mrs Talbot 25<sup>th</sup> May 2018**  
**(Attachments: "Prices Bridge wood issue 11046 def map.jpg")**  
**Appendix 7.5**





COUNTY OF MONMOUTH.

Sheet No. 1

NATIONAL PARKS AND ACCESS TO THE COUNTRYSIDE ACT, 1949.  
SURVEY OF RIGHTS OF WAY.

LOCAL AUTHORITY (Borough, District or Parish Council).....CHESTER AERIAL DISTRICT COUNCIL.....  
PARISH OF.....TINTERN.....

N.B.—The Pamphlet references in this Form are to the January, 1950 Edition of the Memorandum prepared by the Commons, Open Spaces and Footpath Preservation Society entitled "SURVEY OF RIGHTS OF WAY."

Number of Paths coinciding with No. on Map (See Paras. 2 and 3).	Kind of Path (Use Symbols, See Para. 4).	Name of Path, if any, or its destination	Concise description of Path commencing with its starting point. Give features occurring on Path in correct order, and its widths where well defined. If metalled, by whom repaired. (See Para. 5 on Pages 11, 12 and 13).	Brief grounds for belief that way is public.	Signature, description and address of persons carrying out survey and dates.
1, 2	F.P.		Mill Road to Great House following part upper Carn to Parkhouse (disputed)	Used over 50 years	Catherine Emica Harrison Fir Grove, Tintern, Mr. Chapman. 18/8/50
3	F.P.		Trotlock Grange House to the Parks	do.	E.S. Thomas Tintern Parish Council 18/8/50
4	F.P.		Trop Farm to Parkhouse Road,	do.	
5	F.P.		From Green Heaton House to Whitelye	do.	
6, 7	F.P.		Fountain Inn to Parka Bridge	do.	
8	F.P.		Fountain Inn to Parka Brect	do.	
9	C.R.F.		Fountain Inn to Pentycroftan Road	do.	
9A	F.P.		Jubilee Road to Great Drumblund		
9B	F.P.		From Tintern Road, Holwood Lane to Whitelye	Used over 50 years	Muriel Eva Daynard, Gothic Cottage Tintern Hon. 18/8/50
10, 11, 12, 13, 14	F.P.		From Trotlock Road, via Scurry Place to Barbadoes		
18, 19, 20	F.P.		From Tintern Road, to upstream of Landys Road, blocked		
21, 22, 23	F.P.		From Tintern Church to Drockvoir Bridge		
24, 25	F.P.		From Drockvoir Bridge to Trotlock Road		
26, 27	F.P.		From Barbadoes Gate to Holwood Lane		
29, 30, 31, 32, 33, 34	F.P.		From Barbadoes Gate to Barbadoes Green		
35	F.P.		From Forge Road to Holwood Road		
36, 37, 38	F.P.		From Forge Road to Whitelye		
39, 40, 41, 42	F.P.		From Pentycroftan Road to Whitelye		
43, 44, 45	F.P.		From Middle Pond, Pentycroftan and Whitelye		
46	F.P.		From Furnace Road to Whitelye		
47	F.P.		From Black Gate, Barbadoes to Tintern Road		
48, 49	C.R.F.		From Parva Farm to Hartons (blocked)		
50	F.P.		From Furnace to Big Beech and Whitelye		
51, 52	C.R.F.		From Tintern Hill to Church		
53, 53A	C.R.F.		From Tintern Gates to Church		
54	C.R.F.		From Livox to Parkbarrag		
C.R.F. 55 F.P.s 56, 57	F.P.	Part C.R.F.	From Livox Cottages to Livox Farm and Wyefolds		
58	F.P.		From Chapoton Road, Via Redding Farm to Panterry	Used over 50 years	William Ison, F.F. grows, Tintern. E.S. Thomas Tintern Parish Council 18.8.50
59	C.R.F.		From Abbey Road to Wyefolds		
60, 61, 62	F.P.		From Green Lodge to Church Road		
63A, 63	F.P.		From Forge Road to Glyn Road via Glyn Cottage		
64	B.P.		From Chapel Hill Church to Panterry		
66, 67, 68, 69, 70	C.R.B.		From Chapel Hill Church via Common to Dantian		
71, 72	F.P.		From Chapel Hill Church via Common to Dantian		
73, 74, 75, 76	F.P.		From Chapel Hill Church via Common to Glyn Road and Furnace		
77	F.P.		From Drockside to Glyn Road		
78	F.P.		From the Furnace to Dantian		
79	F.P.		From the School to Panterry Church and Dantian		
80	B.P.		From Kiltent to Dantian Road		
81	F.P.		Fordpath through Horks (Disputed by Forestry Commission)		
82	C.R.F.		From Palfrey Station to Wyefolds		
83, 88, 89	F.P.		From Abbey Road to Wyefolds		
89	F.P.		Panterry Church to Volperous Field. Titles out of order	Used over 50 years	H. Ison, Resident at Panterry and Parish Councillor 28/7/50
90	F.P.		Panterry Road to the Cot via Fairbank Pond	do.	E.S. Thomas, Tintern Parish Council



COUNTY OF MONMOUTH

NATIONAL PARKS AND ACCESS TO THE COUNTRYSIDE ACT, 1949.  
SURVEY OF RIGHTS OF WAY.

LOCAL AUTHORITY (Borough, District or Parish Council).....**CHESTER-GENERAL-DISTRICT-COUNCIL**  
PARISH OF.....**TINTERN**

N.B.—The Pamphlet references in this Form are to the January, 1950 Edition of the Memorandum prepared by the Commons, Open Spaces and Footpath Preservation Society entitled "SURVEY OF RIGHTS OF WAY."

Number of as coinciding h No. on Map see Paras. 2 and 3).	Kind of Path (Use Symbols, See Para. 4).	Name of Path, if any, or its destination	Concise description of Path commencing with its starting point. Give features occurring on Path in correct order, and its widths where well defined. If metalled, by whom repaired. (See Para. 5 on Pages 11, 12 and 13).	Brief grounds for belief that way is public.	Signature, description and address of persons carrying out survey and dates.
92	F.P.		From Parish Boundary south of Gethley in a westerly direction to join F.P.48 Trollech Parish		
93	F.P.		From road north of Trollech Grange in a northerly direction through fields passing Lee-puant and on to join F.P.48 in Trollech Parish		
94	F.P.		From the junction with F.P.s 95 and 48 in Trollech Parish in a westerly and N.W. direction passing Skapers-Cottage to join County Road north of Yarbree Cottages.		
95	F.P.		From road west of Trollech Grange in a westerly direction through fields passing south of Crumbland and Crumbland Plantation to join County Road at the Parish Boundary.		
96	F.P.	Connecting F.P.	From a point south of Trollech Grange across 1 field to join road opposite F.P.95		
97	F.P.		Commences at The Cot, through fields in a northerly direction, through Ravensmead Head to join road near Posters-Saison		
98	F.P.		Commences at Parish Boundary at its junction with F.P.202 Devaudon Parish in a N.W. direction through Sychant Head to join road south of Fatruak.		
99	F.P.		From road opposite Fatruak in a N.E. direction to join C.S.S.70		
100	F.P.		From F.P.201 Devaudon Parish, skirting the camp then continues north to join F.P.101		
101	F.P.		From F.P.202 Devaudon Parish in a N.E. direction to join road north of Red House		
102	F.P.		From road north of Red House in a N.E. direction to join F.P.89 at St. Marys Church.		
103	F.P.		From its junction with F.P.102 south of St. Marys Church in a south easterly direction across fields to join County Road		
104	F.P.		From its junction with F.P.90 in a N.W. and northerly direction to join road S.E. of Fatruak.		
105	F.P.		From its junction with F.P.89 in a northerly direction to join C.S.S.64 south of Penbary Farm.		
106	F.P.		From its junction with F.P.58 in a southerly direction, through Upper Linnemell Head to old Linnemell at County road.		
107	F.P.		From Furnace Road alongside Angley River to join County Road,		
108	F.P.	Connecting Path	From F. P.107 in a N.E. direction to join County Road		
109	F.P.	Connecting Path	From the road 53-2 in a N.E. direction to join Class 111 Road 53-2		
110	C.S.S.		From its junction with F.P.30 in a N.W. direction to join C.S.S.111 in Trollech Parish		
111	F.P.		From its junction with F.P.30 north through the Oaks to join F.P.16 and C.S.S.112		
112	F.P.		From its junction with C.S.S.110 and F.P.30 in a S.E. direction passing Cloke Patch and Barbadoes Hill to join F.P.10 at Chapel Hill		
113	F.P.		From its junction with F.P.30 in a northerly direction through Parsons Allotment to join F.P.107 at Odeany Bay		
114	F.P.		From County Road north of Woodlands in a northerly direction through Chad Baddelet to join F.P.27 at Parish Boundary.		

TINTERN



NATIONAL PARKS AND ACCESS TO THE COUNTRYSIDE ACT, 1949.  
SURVEY OF RIGHTS OF WAY.

LOCAL AUTHORITY (Borough, District or Parish Council).....MONMOUTH RURAL DISTRICT.....

PARISH OF.....TRELLECK UNITED.....

N.B.—The Pamphlet references in this Form are to the January, 1950 Edition of the Memorandum prepared by the Commons, Open Spaces and Footpath Preservation Society entitled "SURVEY OF RIGHTS OF WAY."

Number of Paths coinciding with No. on Map (See Paras. 2 and 3).	Kind of Path (Use Symbols, See Para. 4).	Name of Path, if any, or its destination	Concise description of Path commencing with its starting point. Give features occurring on Path in correct order, and its widths where well defined. If metalled, by whom repaired. (See Para. 5 on Pages 11, 12 and 13).	Brief grounds for belief that way is public.	Signature, description and address of persons carrying out survey and dates.
95 96	F.P.	Heritage Path to Botany Bay	Start from Heritage Whitelye Stone Stile down path hedge on left down to bottom of field then over stone stile on down to bottom of next field wall on right then over stone stile in to the wood called Bettys Firs then on down wall on right on down to bottom of wood over stone stile then on down path between two walls about one yard wide then over stone stile down a small wood down some steps on down a lane about 60 yds into the Catbrook-Tintern Road.	I have known this path for 50 yrs	A. Sadler, Forest View Whitelye
97,98,99	F.P.	Bettys Firs Path by Whitelye Farm	Turn in through black gateway by Forest View off the Whitelye to Botany Bay road keep wall on left till you come to the Heritage Botany Bay Path keep straight on till you come to a gate and stile then keep on through the farm yard buildings on right and house on left, keep straight on till you come to gate then on through the wood cart way till you come to a black gate that opens on to the Catbrook-Tintern Road.	do	do
101	F.P.	Coopes	You get over the Coopes stile and walk north; the Path is a footpath and you go over two rough fields till you get to a stile you get over the stile and walk down keeping wall on left till you come to a wet place in bad weather there is a small stone bridge then you come to a stile that leads you on to the green at Catbrook you walk up the Green then you get on to the road that leads from Catbrook to Tintern and one to Llandogo.	do	do
102,103,104,105	F.P.	Kitswood Path	Footpath that leads to the Trelleck Grange you get over Kitswood Stile and travel south west till you get to the bottom of the wood and stile you get over the stile into the field and go south till you get to a stile in the corner of the next field you get over this stile and go down field keeping hedge on left till you come to gate in bottom corner then you steer for stile at back of cowsheds at farm you get over this stile and steer south across field till you come to stile then you go over farm road to another stile the other side of the road then you go on down field and over stile at the Fountain Inn at Trelleck Grange on the Trelleck Grange to Tintern Road.	do	do
106	F.P.	Beeches Path, Branch of Kitswood Path	You get over stile at Beeches Farm and steer south till you come to the Kitswood and Trelleck Grange Path then follow on Trelleck Grange Path.	I have known it for 50 years	do
107	F.P.	Lotment Path	Turn over Stile on right 100 yards below Valley View and go straight down steep Path till you come to stile and gate on Tintern and Catbrook Road, Boundary mark.	Used by the Public for 60 years	do
108	F.P.	Prices Bridge	When you come to end of Council Road by Forest View Whitelye at Forestry Store Sheds you turn left and walk N.E. you go right through the wood till you come to cartway you go over this and go on down about 80 yards till you come to one more cartway you pass over this and walk 20 yards then you come on to the Whitelye to Tintern land and boundary mark at Prices Bridge.	do	do
109	F.P.	Big Beach	When you come to end of Council Road by Forest View Whitelye at Forestry	Used by public for	do



97,98,99	F.P.	Bettys Fire Path by Whitelye Farm	Turn in through black gateway by Mount View off the Whitelye to Botanbay road keep wall on left till you come to the Hermitage Botanbay Path keep straight on till you come to a gate and stile then keep on through the farm yard buildings on right and house on left, keep straight on till you come to gate then on through the wood cart way till you come to a black gate that opens on to the Catbrook-Tintern Road.	do	do
101	F.P.	Coopes	You get over the Coopes stile and walk north; the Path is a footpath and you go over two rough fields till you get to a stile you get over the stile and walk down keeping wall on left till you come to a wet place in bad weather there is a small stone bridge then you come to a stile that leads you on to the green at Catbrook you walk up the Green then you get on to the road that leads from Catbrook to Tintern and one to Llandogo.	do	do
102,103,104,105	F.P.	Kitswood Path	Footpath that leads to the Trelleck Grange you get over Kitswood Stile and travel south west till you get to the bottom of the wood and stile you get over the stile into the field and go south till you get to a stile in the corner of the next field you get over this stile and go down field keeping hedge on left till you come to gate in bottom corner then you steer for stile at back of cowsheds at farm you get over this stile and steer south across field till you come to stile then you go over farm road to another stile the other side of the road then you go on down field and over stile at the Fountain Inn at Trelleck Grange on the Trelleck Grange to Tintern Road.	do	do
106	F.P.	Beeches Path, Branch of Kitswood Path	You get over stile at Beeches Farm and steer south till you come to the Kitswood and Trelleck Grange Path then follow on Trelleck Grange Path.	I have known it for 50 years	do
107	F.P.	Lotment Path	Turn over Stile on right 100 yards below Valley View and go straight down steep Path till you come to stile and gate on Tintern and Catbrook Road, Boundary mark.	Used by the Public for 60 years	do
108	F.P.	Prices Bridge	When you come to end of Council Road by Forest View Whitelye at Forestry Store Sheds you turn left and walk N.E. you go right through the wood till you come to cartway you go over this and go on down about 80 yards till you come to one more cartway you pass over this and walk 20 yards then you come on to the Whitelye to Tintern land and boundary mark at Prices Bridge.	do	do
109	F.P.	Big Beech	When you come to end of Council Road by Forest View Whitelye at Forestry Store Sheds you turn right and go south and walk along cartway and good path till you come out on the Big Beech cartway.	Used by public for 80 years.	do
110, 111	C.R.B.	Sandy Cross	When you come to end of Council Road at Forest View Whitelye at the Forestry Store Sheds you go straight down the metalled Road 7 feet wide metalled by the Forestry Commission till you come to Cross Roads called Sandy Cross and Parish Boundary.	Used by public 100 years	do
112	C.R.F.	Sandy Cross	You go through gateway at Prices Bridge and go over the stream and take the upper Road of the two and go on up for 100 yards then you go up the side and keep on till you get to Sandy Cross and when you are walking this side you are on the boundary of Trelleck and Tintern and going to Sandy Cross you are going south.	Used by public for 40 years	do
113	C.R.B.	Big Beech	You turn in wood at Hale gate off Council Road and keep straight on down walking south till you come to Big Beech and boundary at Tintern it is a cartway about 7 feet wide rather rough for cars.	Used by public time unknown	do
115	F.P.	Big Beech T. Fountain	You go over Stile at B. Beech and Straight across the field to where you can see the gateway the other side walking west then you go along the top of the next field keeping hedge on right till you come to gate at end of lane you go through gateway and keep on down lane till you come to gate the other end you go through gate and steer for rough stile on rails at back and end of cowsheds and at this stile you join F.P. from Kitswood.	Time unknown	do