

Public Right of Way Evidence Form

Personal Details

Name: ANNE EDWARDS - EVANS
 Address: DOWNE LODGE
105 HILLYARD - DOWNE
 Post Code: BA6 7JJ
 Telephone No: 01689 856349 Date of Birth: 23/12/1933
 Occupation: HOUSEWIFE
 (if retired also give former occupation)

Identification of the Alleged Route

Description of the Route: (mark route on map) See map -
 Start Grid Reference: TQ430615
 End Grid Reference: TQ424616
 Name of Route (if named): THE LANDWAY
 Believed Status of the Route (Footpath, Bridleway, Restricted Byway or Byway Open to All Traffic) FOOTPATH
 Has the route always run on the same route? (If not provide details) YES

Your Use of the Alleged Route

When did you first use the route? 1976
 When did you last use the route? Don't know
 Was there a period between those dates that you did not use the route (If Yes, when & why?) USED BY FAMILY MEMBERS REGULARLY OVER MANY YEARS
 How did you use the route? (e.g. foot, horse, cycle, carriage, motor vehicle) WALKING WITH DOGS
 How often did you use the route? EVERY MORNING
 If you have stopped using the route, why did you stop? OLD AGE!

The Nature of Your Use

What was the purpose of your journeys? SEE ABOVE
 Did you see other people using the route? YES
 Did other people see you using the route? PROBABLY

Did you encounter or have to remove any obstructions when using the route? (e.g. fences, locked gates etc) (If yes give details) *There used to be a stile with a step to go over. Presumably to keep cattle from straying.*

Did you ever ask for permission to use the route? (If yes give details) *NO*

Were you ever given permission to use the route? (If yes give details) *NO*

Have you ever owned/occupied land crossed by the route? *NO*

Have you ever worked for the owner/occupier of the land? *NO*

If yes, were you ever given any instructions regarding the route? (If yes give details)

Additional Information

Were there any stiles, gates or bridges along the route? (If yes, show locations on map) *See ABOVE*

Were there any signs along the route? (If yes, give details & show locations on map) *NO*

Were you ever stopped, prevented or turned back from using the route? (If yes, give details) *NO*

Any Other information you consider relevant *This walk-way has been used for generations by the villagers and farmers of Downe.*

I hereby certify that to the best of my knowledge and belief the facts that I have stated are true.

Signature: *A Edwards - Evans* Date: *23/6/2020*

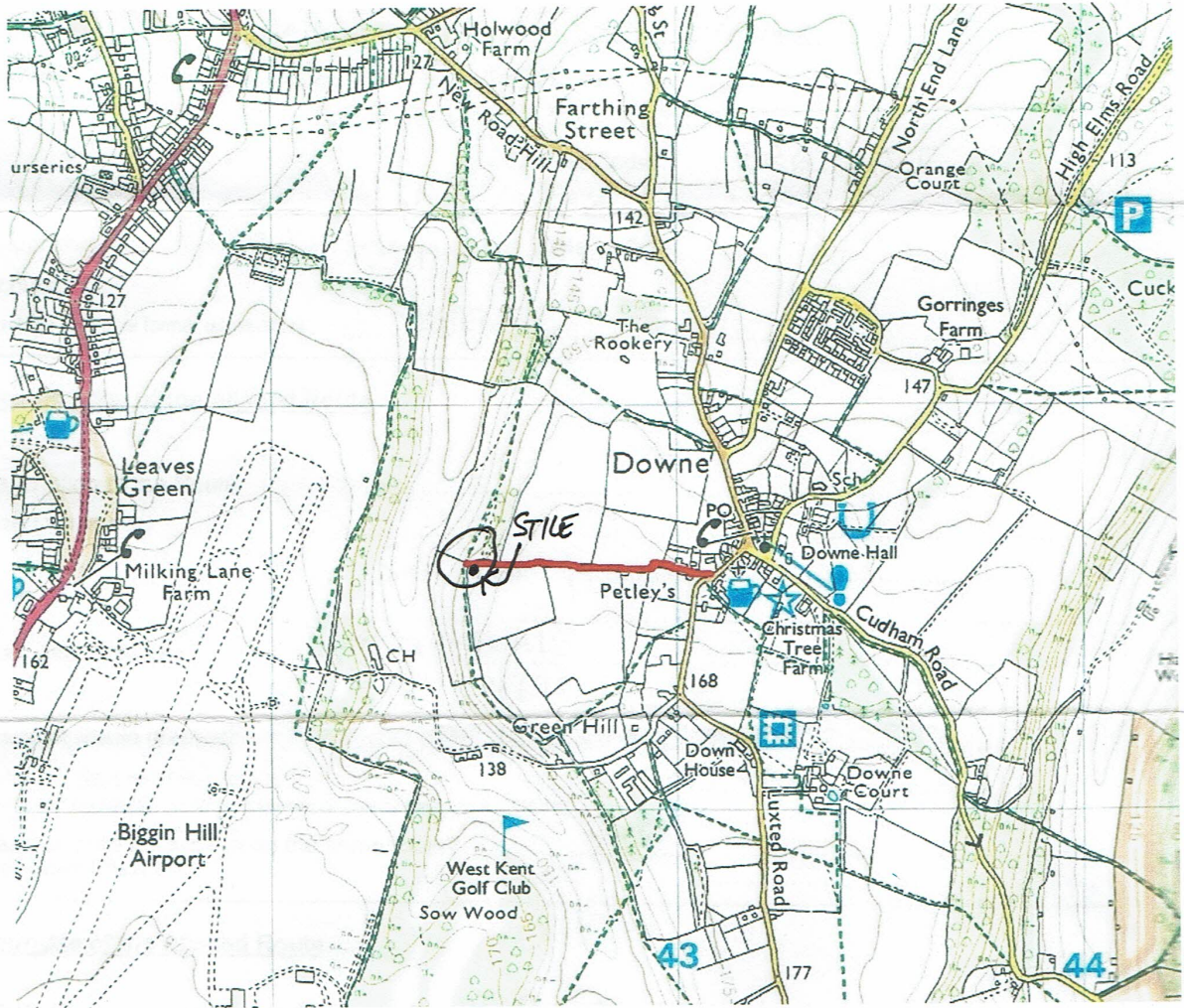
Signature of person taking statement: (If applicable)

Print Name: *ELIZABETH ANNE EDWARDS - EVANS*

Note:

1. You may be interviewed by the investigating Authority to confirm the content of this form
2. You may also be asked to attend a public inquiry to give evidence
3. The information contained within this form will be in the public domain, and may be disclosed to other parties with an interest in this case. By completing this form you are confirming you consent for such disclosure.

“Landway” location on Ordnance Survey map



I confirm that the track marked above in red is the claimed Right of Way known as “Landway” as described in my completed ROW user evidence form attached

Signed *K Edwards-Evans* Name EDWARDS - EVANS

Date 23.6.2020

Public Right of Way Evidence Form

Personal Details	
Name:	TRUDI GARWOOD
Address:	1 EASTCROFT VILLAS, LUXTED RD DOWNE, ORRINGTON, KENT
Post Code:	BR6 7LA
Telephone No:	01959 575091
Date of Birth:	over 18
Occupation:	INSURANCE CONSULTANT
(if retired also give former occupation)	
Identification of the Alleged Route	
Description of the Route:	landway
(mark route on map)	on map
Start Grid Reference:	see attached ordnance survey map
End Grid Reference:	map
Name of Route (if named):	
Believed Status of the Route	Footpath and/or Byway
(Footpath, Bridleway, Restricted Byway or Byway Open to All Traffic)	
Has the route always run on the same route?	YES
(If not provide details)	
Your Use of the Alleged Route	
When did you first use the route?	Since August 1994
When did you last use the route?	March 2020 - lockdown prevented use.
Was there a period between those dates that you did not use the route	- NO -
(If Yes, when & why?)	used to exercise dogs
How did you use the route?	walking with dogs + family
(e.g. foot, horse, cycle, carriage, motor vehicle)	
How often did you use the route?	Most weeks, or monthly
If you have stopped using the route, why did you stop?	Building work and barrier at start of walk, since barns + stables made residential
The Nature of Your Use	
What was the purpose of your journeys?	walking from village to Golf Course
Did you see other people using the route?	Yes, other walkers, and others
Did other people see you using the route?	Yes, other neighbors - Single Street Luxted Rd, + surrounding area

Did you encounter or have to remove any obstructions when using the route? (e.g. fences, locked gates etc) (If yes give details)	NO it was always open and maintained - so access was easy to Golf Course footpaths
Did you ever ask for permission to use the route? (If yes give details)	NO, never told couldn't use the walk or that private land.
Were you ever given permission to use the route? (If yes give details)	NO, never thought it relevant it was always open and
Have you ever owned/occupied land crossed by the route?	NO people living here freely used it
Have you ever worked for the owner/occupier of the land?	NO
If yes, were you ever given any instructions regarding the route? (If yes give details)	N/A

Additional Information

Were there any stiles, gates or bridges along the route? (If yes, show locations on map)	NO. There are gates either side of path into various fields
Were there any signs along the route? (If yes, give details & show locations on map)	NO, can't remember any
Were you ever stopped, prevented or turned back from using the route? (If yes, give details)	NO
Any Other information you consider relevant	Used it originally ^{primarily} when children were collected from Donne Primary school in the 1990's. We used to visit Post office (now gone) and picnic on the Golf Course - never any obstructions or challenges.

It was mainly a farm track, but no gate at Lusted Rd End, so nothing I hereby certify that to the best of my knowledge and belief the facts that I have stated are true.

Signature:  Date: 3/7/2020

to indicate it was private land.

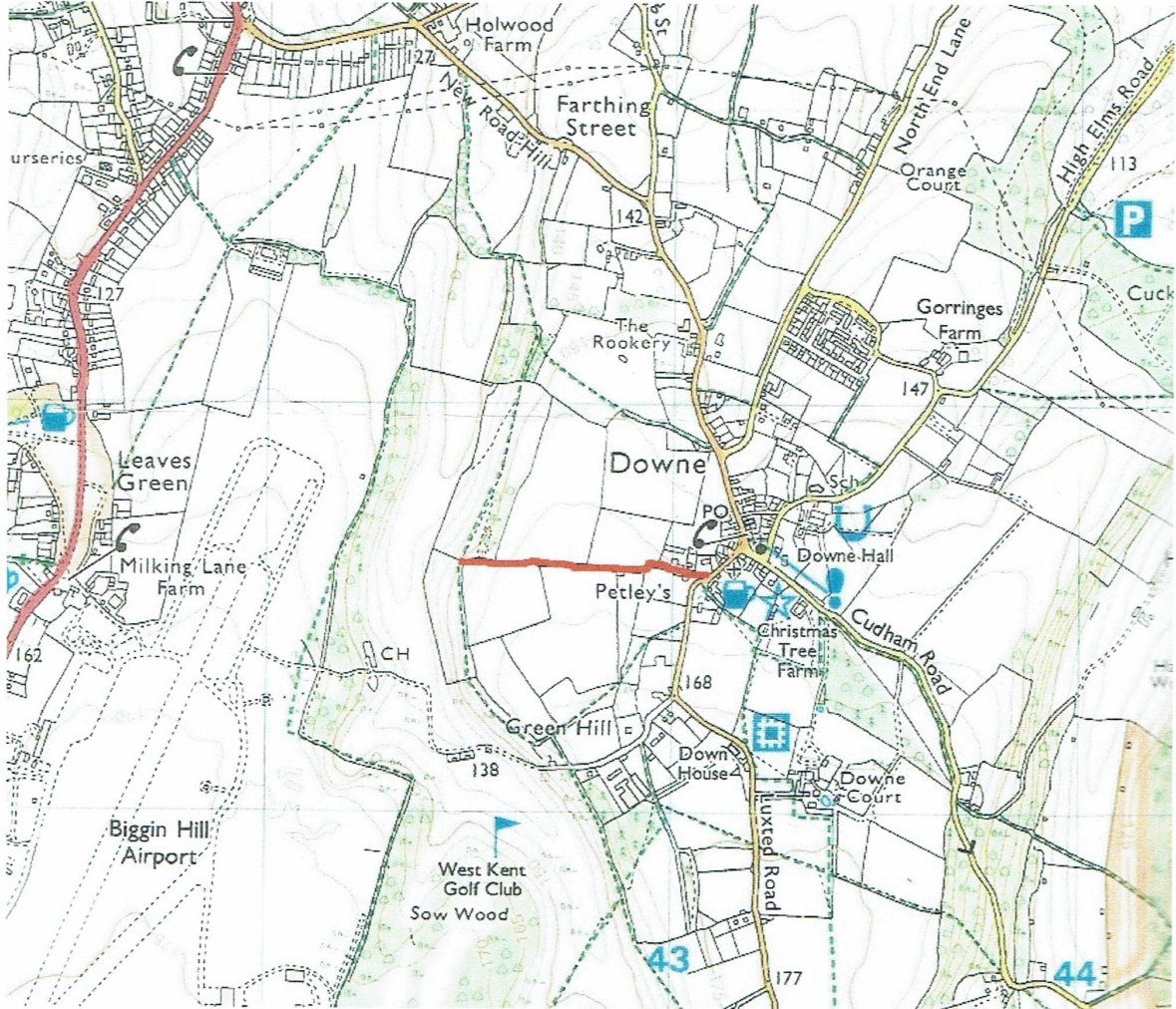
Signature of person taking statement:  (If applicable)

Print Name: TRUDI GARWOOD

Note:

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Signed 

Name TRUDI GARWOOD

Date 3/7/2020

Public right of way evidence form

Name VERITY - ANNE GERRY

Address 30 STANDARD ROAD
DOWNE
KENT BR6 7HLRoute of way (known locally as "Landway")

From Luxted Road

(Grid reference) TQ 430615

To Footpath FP232

(Grid reference) TQ 424616

1. Have you used the above way? YES.

If so: (a) During which years? LAST 40 YEARS

(b) Where were you going to and from? WALKING ROUND DOWNE
VILLAGE(c) For what purpose? PUBLIC WALKING DOGS, TAKING BROWNIES
+ GUIDES ON TRIPS

(d) How many times a year? 30-40 OR MORE

(e) By what means (eg on foot, on horseback)? FOOT

2. Has the way always run over the same route? If not, give details and dates of any changes.

AS FAR AS I CAN REMEMBER

3. Have there to your knowledge ever been any stiles or gates on the way? If so, state (with details of location) where the stiles or gates stood.

CANT REMEMBER

4. If you were working for any owner or occupier of land crossed by the way at the time when you used it, or were then a tenant of any such owner, give particulars and dates. If not, write 'No'.

NO

5. If so, did you ever receive any instructions from him as to the use of the way by the public? If so, what were they?

No.

6. Have you ever been stopped or turned back when using this way, or do you know or have you heard of anyone else having been stopped or turned back? If so, state when the interruption took place and give particulars.

No

7. Were you ever told by any owner or tenant of the land crossed by the way, or by anyone in their employment, that the way was not public? If so, state when and give particulars and dates.

NEVER

8. Have you ever known any locked gates or other obstruction to the way? If so, state when and give particulars.

NOT UNTIL THE NEW HOUSES WHEN A PLASTIC
BLOCKAGE HAS BEEN PUT ACCROSS AND A ROAD SIGN
WITH PRIVATE.

9. Have you ever seen notices such as 'Private', 'No Road', 'No Thoroughfare' or 'Trespassers will be Prosecuted' on or near the way? If so, what did the notices say?

WHEN NEW HOUSES ~~THE~~ NEW ROAD SIGN SAYING
PRIVATE ROAD

10. Have you ever asked permission to use the way?

NO

11. Please give any other information that you think is relevant on an additional sheet.

I hereby certify that to the best of my knowledge and belief the facts that I have stated are true.

I am/~~am not~~ willing to attend a hearing, public inquiry or court to give evidence on this matter, if this should prove to be necessary.

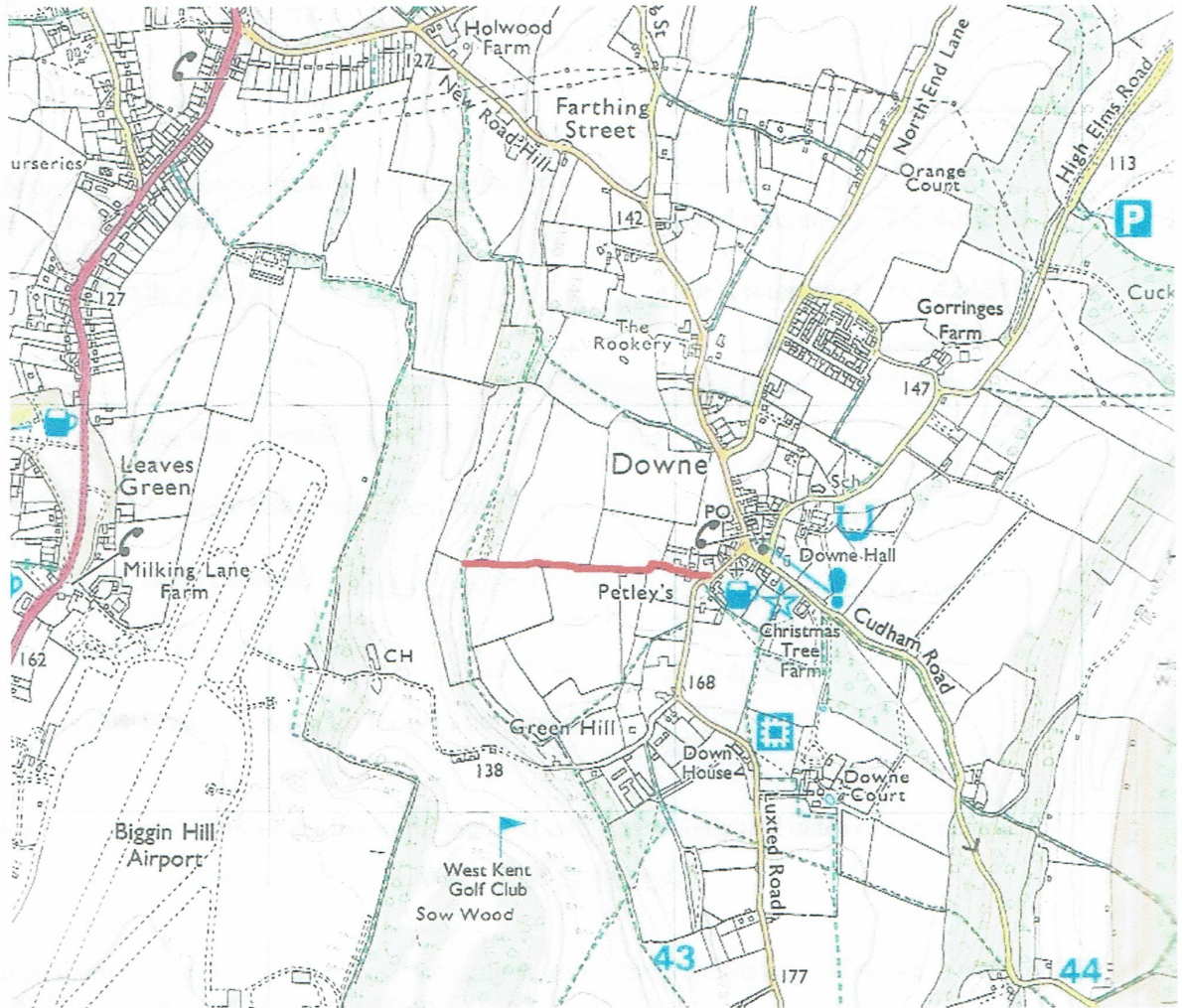
Signature



Date

9/JUNE/2020

"Landway" location on Ordnance Survey map



I confirm that the track marked above in red is the claimed Right of Way known as "Landway" as described in my completed ROW user evidence form attached

Signed *Verity-Anne Gerry*

Name *VERITY-ANNE GERRY*

Date

Public Right of Way Evidence Form

Personal Details	
Name:	RICHARD GREEN
Address:	THE COACH HOUSE LUXTED ROAD DOWNE ORPINGTON KENT
	Post Code: BR6 7JS
Telephone No:	07941 850936
Date of Birth:	14/1/55
Occupation:	COMPANY DIRECTOR PRINT
<small>(if retired also give former occupation)</small>	
Identification of the Alleged Route	
	(LUXTED ROAD)
Description of the Route: <small>(mark route on map)</small>	FROM THE SIDE OF PETLES/LANOWAY ACROSS FIELD PERIMETER TO FOOTPATH TO JOIN FOOTPATH THAT RUNS PARALLEL TO GOLF COURSE (NEST KENT)
Start Grid Reference:	NORTH OR SOUTH DIRECTIONS
End Grid Reference:	
Name of Route (if named):	
Believed Status of the Route <small>(Footpath, Bridleway, Restricted Byway or Byway Open to All Traffic)</small>	
Has the route always run on the same route? <small>(If not provide details)</small>	ROUGHLY YES
Your Use of the Alleged Route	
When did you first use the route?	NOVEMBER 1999
When did you last use the route?	2016/17
Was there a period between those dates that you did not use the route <small>(If Yes, when & why?)</small>	2001 (OUTBREAK FOOT & MOUTH DISEASE IN UK) DAIRY FARMER ASK RAMBLERS NOT TO USE FOOTPATH
How did you use the route? <small>(e.g. foot, horse, cycle, carriage, motor vehicle)</small>	→ FOOT
How often did you use the route?	→ ONCE A MONTH
If you have stopped using the route, why did you stop?	BUILDERS STARTED WORK DEVELOPING SITE GATES HAVE BEEN ERECTED TO STOP ENTRANCE TO FOOTPATH
The Nature of Your Use	AND A PHOTO OF A WALKER BY RICHARD WAS TAKEN NEAR OLD FARMHOUSE AND POSTED ON "FACEBOOK" BY ONE OF THE RESIDENCES OF THE DEVELOPMENT
What was the purpose of your journeys?	→ EXERCISE
Did you see other people using the route?	→ YES
Did other people see you using the route?	→ YES
	ACCUSING HIM OF BEING SUSPICIOUS CHARACTER

Did you encounter or have to remove any obstructions when using the route? (e.g. fences, locked gates etc) (If yes give details) NO BUT THERE USE TO BE WOODEN TURNSTILES

Did you ever ask for permission to use the route? (If yes give details) NO

Were you ever given permission to use the route? (If yes give details)

Have you ever owned/occupied land crossed by the route? NO

Have you ever worked for the owner/occupier of the land? NO

If yes, were you ever given any instructions regarding the route? (If yes give details)

Additional Information

Were there any stiles, gates or bridges along the route? (If yes, show locations on map) STILES AT GOLF COURSE END AS THESE FIELDS HAD LOTS OF COWS GRAZING

Were there any signs along the route? (If yes, give details & show locations on map) NO

Were you ever stopped, prevented or turned back from using the route? (If yes, give details) NO

Any Other information you consider relevant THERE HAS NEVER BEEN A PROBLEM USING THIS FOOTPATH UNTILL THE OLD FARM BUILDINGS WERE DEVELOPED INTO APPROX 4 DWELLINGS AND THE NEW OWNERS DECIDED TO DO AWAY WITH RAMBLERS RIGHTS

I hereby certify that to the best of my knowledge and belief the facts that I have stated are true.

Signature: R. Green Date: 21/6/20

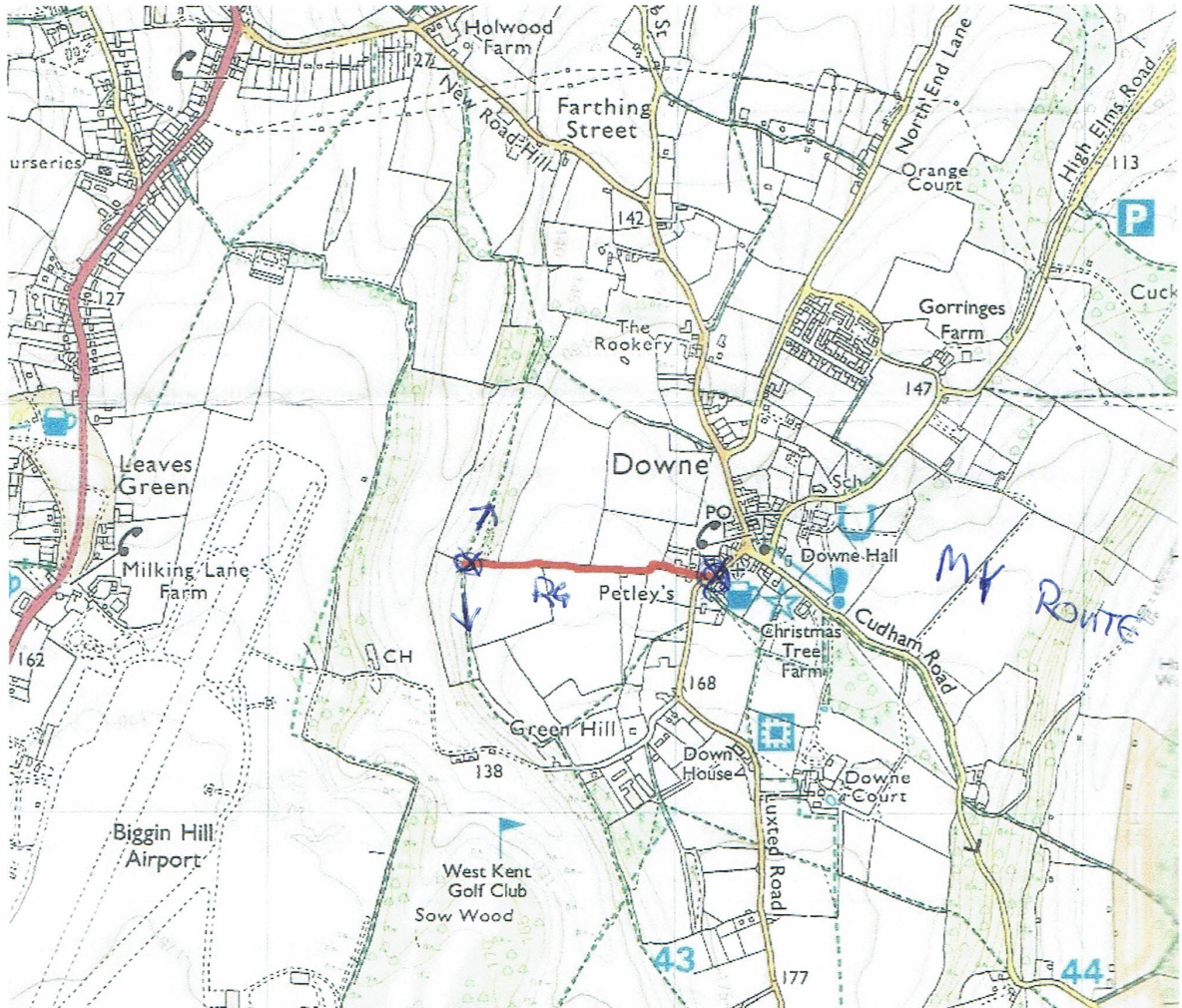
Signature of person taking statement:

Print Name: RICHARD GREEN

Note:

1. You may be interviewed by the investigating Authority to confirm the content of this form
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“Landway” location on Ordnance Survey map



I confirm that the track marked above in red is the claimed Right of Way known as “Landway” as described in my completed ROW user evidence form attached

Signed *R. Green*

Name *RICHARD GREEN*

Date *21/6/20*

Public right of way evidence form

Name **Gordon Hoppe**

Address **STONEINGS FARM
STONEINGS LAKE
KNOCKHILL KENT
TN16 7PN**

Route of way (known locally as "Landway")

From **Luxted Road** (Grid reference) **TQ 430615**

To **Footpath FP232** (Grid reference) **TQ 424616**

1. Have you used the above way?

If so: (a) During which years? **1930^s - 2020**

(b) Where were you going to and from? **HOME To SCHOOL
HOME To VILLAGE**

(c) For what purpose? **SHOPS - SCHOOL - BUS**

(d) How many times a year? **100⁺ is past
NOT SO MUCH AS 1950^s**

(e) By what means (eg on foot, on horseback)? **FOOT**

2. Has the way always run over the same route? If not, give details and dates of any changes.

VERY MUCH SO

3. Have there to your knowledge ever been any stiles or gates on the way? If so, state (with details of location) where the stiles or gates stood.

NOT THAT I RECALL

4. If you were working for any owner or occupier of land crossed by the way at the time when you used it, or were then a tenant of any such owner, give particulars and dates. If not, write 'No'.

NO

5. If so, did you ever receive any instructions from him as to the use of the way by the public? If so, what were they?

NONE

6. Have you ever been stopped or turned back when using this way, or do you know or have you heard of anyone else having been stopped or turned back? If so, state when the interruption took place and give particulars.

**AS A CHILD WARNED ABOUT CATTLE
AT FAR END OF ROAD**

7. Were you ever told by any owner or tenant of the land crossed by the way, or by anyone in their employment, that the way was not public? If so, state when and give particulars and dates.

NOT AT ALL

8. Have you ever known any locked gates or other obstruction to the way? If so, state when and

give particulars. MANY YEARS AGO THERE WAS A WIRE FENCE AT THE FAR END, AS CATTLE WERE KEPT IN THE FIELDS RUNNING ALONG TOP OF COCK COULLE

9. Have you ever seen notices such as 'Private', 'No Road', 'No Thoroughfare' or 'Trespassers will be Prosecuted' on or near the way? If so, what did the notices say?

I RECALL THAT SOME OF THE LAND TO THE LEFT (GOING TOWARDS GOLF COURSE) DID HAVE PRIVATE SIGNS BUT NOT ON FOXGARTH

10. Have you ever asked permission to use the way?

NO

11. Please give any other information that you think is relevant on an additional sheet.

SEE SEPARATE SHEET

I hereby certify that to the best of my knowledge and belief the facts that I have stated are true.

I am/~~am~~ not willing to attend a hearing, public inquiry or court to give evidence on this matter, if this should prove to be necessary.

Signature



Date 9-6-20

STONEINGS FARM

**Stoneings Lane
Knockholt
Kent
TN14 7PN**

01959 534894

June 9th 2020

I grew up in Luxted Road about 1 mile from the centre of Downe village and attended Downe school for most of my childhood up the age of 11 years, this was during to war years and we were encouraged to avoid the traffic on Luxted Road. The Landway turns into a footpath and for safety we were encouraged to use the route from the point by the pond to walk along the top of the golf course through to Bird House Lane and then to Luxted.

I together with other children continued to do this right up to moving to Secondary School in 1947 where we were taken to Orpington in a converted van!

When I was coming up to the age of 11 years I joined the Fellowship of Youth run by the Baptist Church and continued there until I was called up for National Service. The activities of FOY included evening rambles which invariably set out along the Landway and continued on a circular path to the top of the Golf Course turning right to join the footpath returning to the village via the top of North End Lane.

Ask anyone who was a youngster from the village at that time and they will confirm that this route was used regularly as in those days you could see a great deal more of the golf course and also see the Spitfires and other aircraft leaving and joining the airfield. It was also very useful for sledging down the golf course banks. This route was in regular use by villagers taking an evening or Sunday afternoon walk and it would not be unusual to see many other people along the same paths or sitting on the golf course banks at the end of the Path.

It would seem that the practices of youth carry on into older life for as part of the Baptist Church I have spent many happy hours in the village where I have been involved in both the Sunday School and children's work for the subsequent years when we continued to use the Landway footpath right up to last year.

When I married in 1966, sadly we could not afford a house in Downe, resulting in my living in Cudham and Knockholt but Downe has always been "My Home" and I visit there (lockdown permitting) on a regular basis.

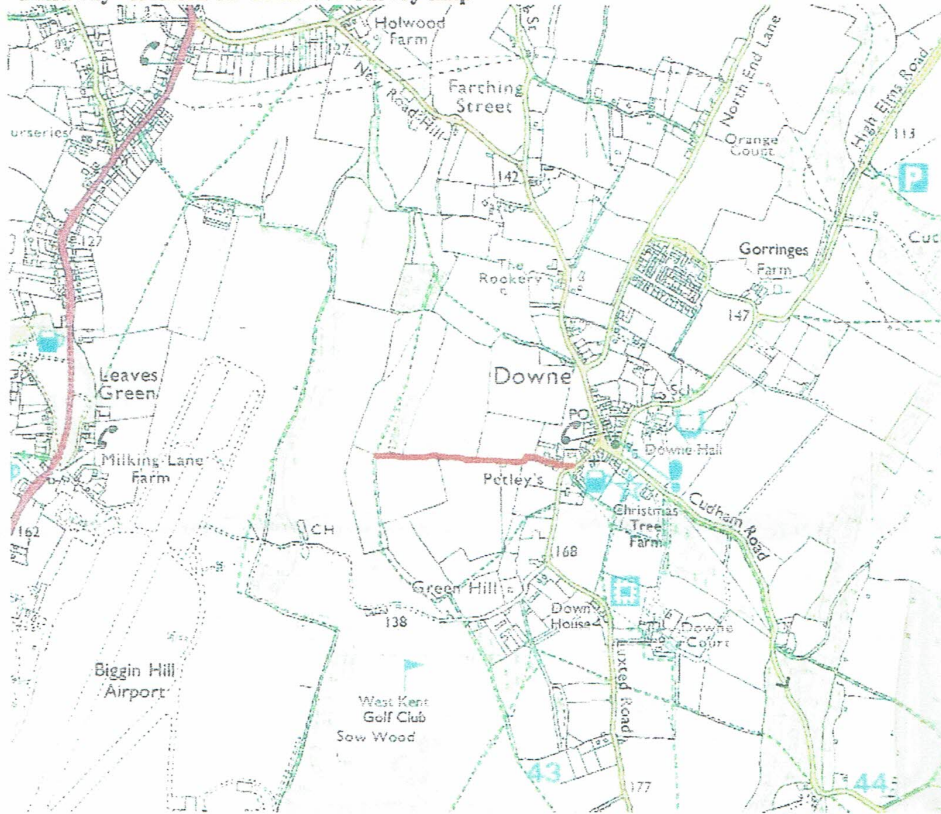
It is fair to say that the makeup of the village has changed over the years with many of the residents not understanding the love of the whole area that those of my generation grew up with and enjoyed. This does not, however give the right to any individual or small group of residents to seek to withdraw a Right of Way which to my knowledge has existed since my childhood.

I am, therefore, pleased to add my name to those who seek to have this unauthorised restriction removed and the pathway along the Landway to the junction of the footpath FP232 opened up allowing free access to all who wish to use it.



Gordon R Hoppe.

"Landway" location on Ordnance Survey map



I confirm that the track marked above in red is the claimed Right of Way known as "Landway" as described in my completed ROW user evidence form attached

Signed

Name *Gordon Horne*

Date

9/6/20

Public Right of Way Evidence Form

Personal Details

Name: EMERSON PAUL
 Address: BEECHWOOD, HANGROVE HILL
DOWNE, OLSINGTON
 Post Code: BR6 7LG
 Telephone No: 01959 467036 Date of Birth: MAY 1975
 Occupation: INSURANCE
 (if retired also give former occupation)

Identification of the Alleged Route

Description of the Route: Route linking Luxto Road to footpath on
 (mark route on map) West Kent Golf Club adjacent to Petleys Farm
on Luxto Road
 Start Grid Reference: See attached map
 End Grid Reference: " - " - "
 Name of Route (if named): Laneway
 Believed Status of the Route: Footpath
 (Footpath, Bridleway, Restricted Byway or Byway Open to All Traffic)
 Has the route always run on the same route?
 (If not provide details)

Your Use of the Alleged Route

When did you first use the route? April 2015
 When did you last use the route? MARCH 2020
 Was there a period between those dates that you did not use the route
 (If Yes, when & why?)
 How did you use the route? Foot
 (e.g. foot, horse, cycle, carriage, motor vehicle)
 How often did you use the route? One / Twice Per Month
 If you have stopped using the route, why did you stop?
The route has been gated and marked as "PRIVATE"

The Nature of Your Use

What was the purpose of your journeys? Trail Running + Dog Walking
 Did you see other people using the route? Yes
 Did other people see you using the route? Yes

Did you encounter or have to remove any obstructions when using the route? (e.g. fences, locked gates etc) (If yes give details)	No
Did you ever ask for permission to use the route? (If yes give details)	No
Were you ever given permission to use the route? (If yes give details)	N/A
Have you ever owned/occupied land crossed by the route?	No
Have you ever worked for the owner/occupier of the land?	No
If yes, were you ever given any instructions regarding the route? (If yes give details)	/
Additional Information	
Were there any stiles, gates or bridges along the route? (If yes, show locations on map)	No
Were there any signs along the route? (If yes, give details & show locations on map)	No
Were you ever stopped, prevented or turned back from using the route? (If yes, give details)	No
Any Other information you consider relevant	

I hereby certify that to the best of my knowledge and belief the facts that I have stated are true.

Signature: E. Paul Date: 22/6/20

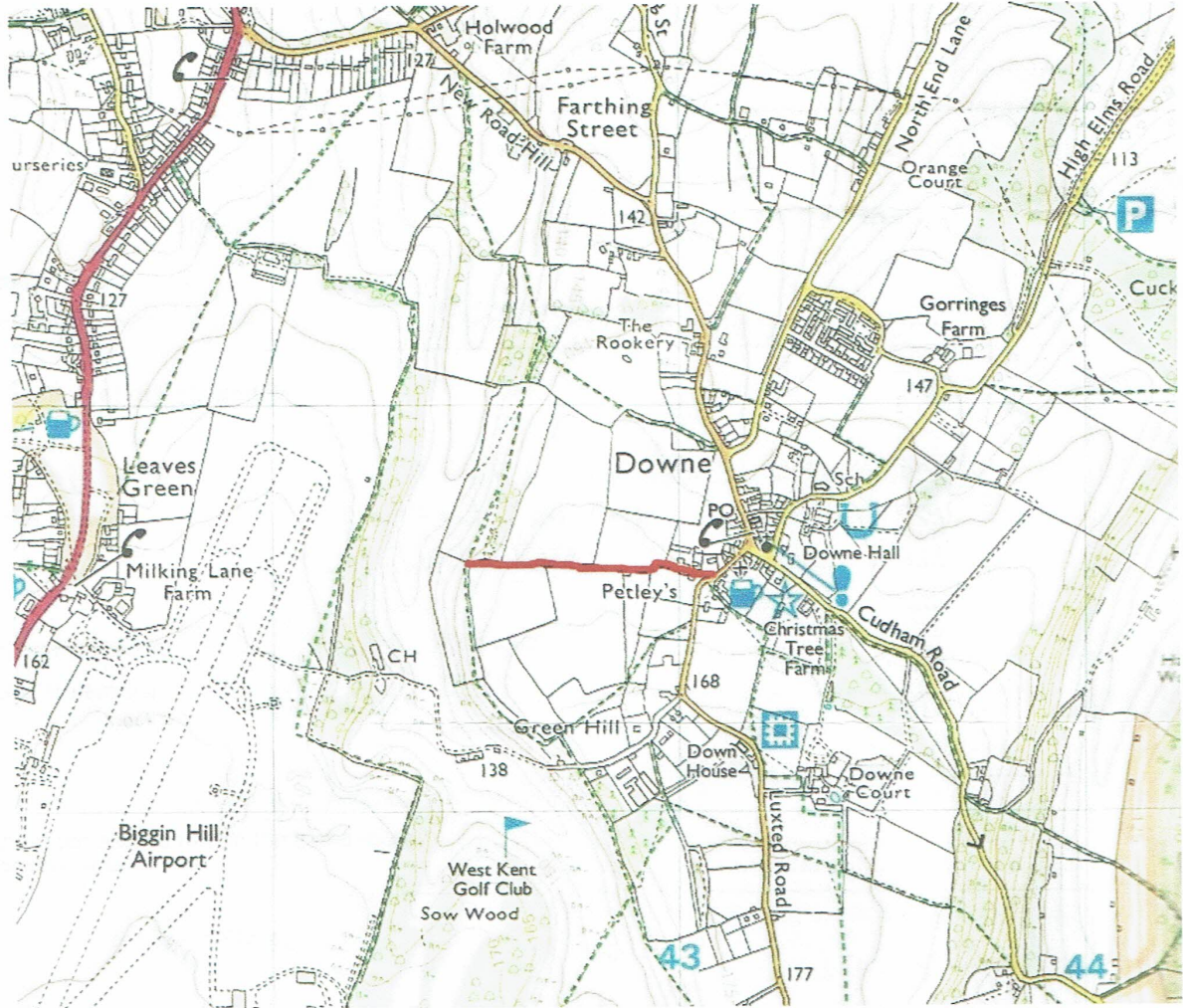
Signature of person taking statement: _____
(If applicable)

Print Name: E. PAUL

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"Landway" location on Ordnance Survey map



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Signed *E. Paul*

Name E. PAUL

Date 22.6.20

RIGHT OF WAY EVIDENCE FORM

**"THE LANDWAY"
Luxted Road Downe**

Brenda Powell

Supplementary response to question 11

Records go back to 1297 where a Conveyance to William de Petteleys bought land here.

There have been numerous owners over the years and there has always been a farm there. Including an earlier farmhouse. The existing farmhouse was built in circa 1900 by Mr Jessup.

The track must be an ancient track/byway as it the only means of access to the fields.

These old tracks were used by villagers as short cuts when delivering their masters messages to the 10 or so grand houses and their distinguished notable owners.

These paths are the origin of the public footpaths we have today.

In fact, Charles Darwin wrote to his sister after viewing Down House and surrounds, "The charm of the place to me is that almost every field is intersected by one or more footpaths. I never saw so many walks in any other county."

The Landway track probably did not end where it does today. It is more likely to have been a short cut through to Leaves Green and Keston, but terminated when the airfield was created around early 1900.

West Hill was used to get to Leaves Green via Milking Lane until WW11 when access has been denied except for Air Show Days.

I firmly believe that over the centuries this track has been used by villagers for use as stated

BRENDA POWELL



Date: 10th June 2020

Public right of way evidence form

Name Mrs Brenda Powell

Address 25 The Forstal, Hadlow Kent TN11 ORT
(Formerly of : 4 Captains Croft Luxted Road Downe for 58 years until 2017)

Route of way (known locally as "Landway")

From **Luxted Road** (Grid reference) **TQ 430615**

To **Footpath FP232** (Grid reference) **TQ 424616**

1. Have you used the above way? Yes

If so: (a) During which years? 1970's 1980's 1990's

(b) Where were you going to and from? To The Farmhouse from Luxted

(c) For what purpose? Visiting tenant's family and walking the track

(d) How many times a year? Circa 4 times a year

(e) By what means (eg on foot, on horseback)? On foot

2. Has the way always run over the same route? If not, give details and dates of any changes.
Not been for a walk there for some 15 years. Tenant died.

3. Have there to your knowledge ever been any stiles or gates on the way? If so, state (with details of location) where the stiles or gates stood.

I cannot recall any.

4. If you were working for any owner or occupier of land crossed by the way at the time when you used it, or were then a tenant of any such owner, give particulars and dates. If not, write 'No'.

No

5. If so, did you ever receive any instructions from him as to the use of the way by the public? If so, what were they?

None

6. Have you ever been stopped or turned back when using this way, or do you know or have you heard of anyone else having been stopped or turned back? If so, state when the interruption took place and give particulars.

I have heard that people are being told the track is private since the conversion of the outbuildings

7. Were you ever told by any owner or tenant of the land crossed by the way, or by anyone in their employment, that the way was not public? If so, state when and give particulars and dates.

No

8. Have you ever known any locked gates or other obstruction to the way? If so, state when and give particulars.

No - but I don't recall walking to the very end as I always had children with me

9. Have you ever seen notices such as 'Private', 'No Road', 'No Thoroughfare' or 'Trespassers will be Prosecuted' on or near the way? If so, what did the notices say?

"Private: notice appeared for a short time by Luxted Road junction with the track.

10. Have you ever asked permission to use the way? **No**

11. Please give any other information that you think is relevant on an additional sheet.

I hereby certify that to the best of my knowledge and belief the facts that I have stated are true.

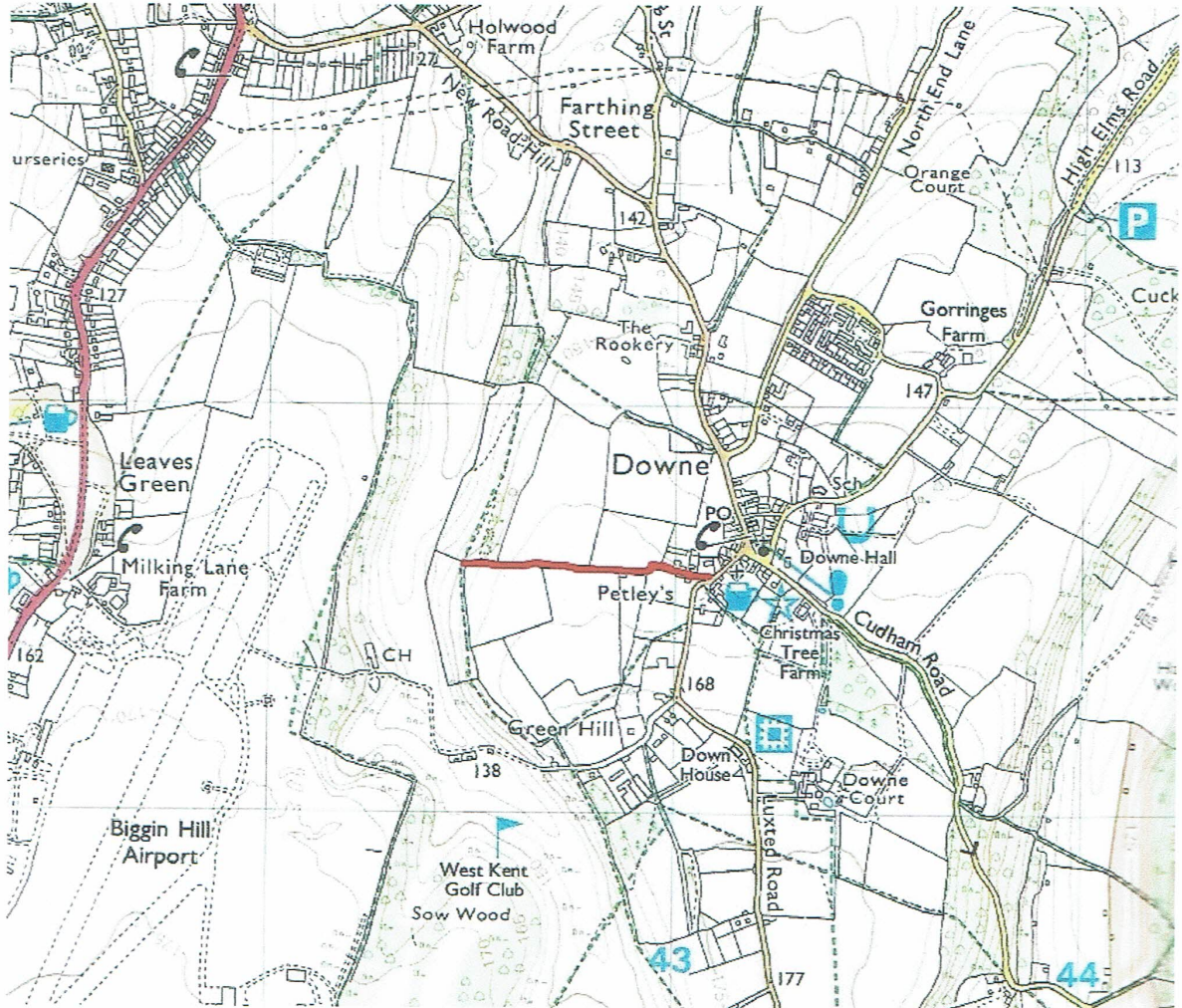
I am not willing to attend a hearing, public inquiry or court to give evidence on this matter, if this should prove to be necessary.

Signature



Date 10th June 2020

“Landway” location on Ordnance Survey map



I confirm that the track marked above in red is the claimed Right of Way known as “Landway” as described in my completed ROW user evidence form attached

Signed *B Powell*

Name MRS. BRENDA POWELL

Date 10th JUNE 2020.

Public right of way evidence form

Name MRS. ANN VALERIE ROBERTSAddress BRENDEN, CLARENCE ROAD,
BIGGIN HILL, WESTERHAM, KENT. TN16 3JA

Route of way (known locally as "Landway")

From **Luxted Road**(Grid reference) **TQ 430615**To **Footpath FP232**(Grid reference) **TQ 424616**1. Have you used the above way? YESIf so: (a) During which years? 1997-2020(b) Where were you going to and from? BIRDHOUSE LANE TO PUB
AT DOWNE VILLAGE(c) For what purpose? DOG WALKING, SOCIAL(d) How many times a year? 5(e) By what means (eg on foot, on horseback)? FOOT

2. Has the way always run over the same route? If not, give details and dates of any changes.

YES

3. Have there to your knowledge ever been any stiles or gates on the way? If so, state (with details of location) where the stiles or gates stood.

NOT UNTIL RECENTLY. SEE QUESTION 8

4. If you were working for any owner or occupier of land crossed by the way at the time when you used it, or were then a tenant of any such owner, give particulars and dates. If not, write 'No'.

No

5. If so, did you ever receive any instructions from him as to the use of the way by the public? If so, what were they?

6. Have you ever been stopped or turned back when using this way, or do you know or have you heard of anyone else having been stopped or turned back? If so, state when the interruption took place and give particulars.

No

7. Were you ever told by any owner or tenant of the land crossed by the way, or by anyone in their employment, that the way was not public? If so, state when and give particulars and dates.

No

8. Have you ever known any locked gates or other obstruction to the way? If so, state when and give particulars. TWO PADLOCKED GATES HAVE RECENTLY BEEN ERECTED ONE INTO THE FIELD AT THE REAR OF PETLEY HOUSE AND ONE AT THE END OF LANDWAY WHERE IT CONNECTS WITH FP232.

9. Have you ever seen notices such as 'Private', 'No Road', 'No Thoroughfare' or 'Trespassers will be Prosecuted' on or near the way? If so, what did the notices say?

YES THE RECENTLY ERECTED SIGN SAYS "PRIVATE ROAD ACCESS ONLY TO:-" (4 HOUSE NAMES). SIGN ON OPEN GATEWAY "PRIVATE PROPERTY. NO THROUGH ROAD. NO PUBLIC RIGHT OF WAY." NEW PADLOCKED GATE SIGN SAYS "PRIVATE LAND, NO PUBLIC ACCESS OR RIGHT OF WAY."

10. Have you ever asked permission to use the way?

No

11. Please give any other information that you think is relevant on an additional sheet.

Although I am not a Downe resident I have enjoyed this walk over many years with different dogs. I can park the car in Downe Village & walk through landway. Other ways into I hereby certify that to the best of my knowledge and belief the facts that I have stated are true.

these paths do not have parking places.

I am/~~am~~ not willing to attend a hearing, public inquiry or court to give evidence on this matter, if this should prove to be necessary.

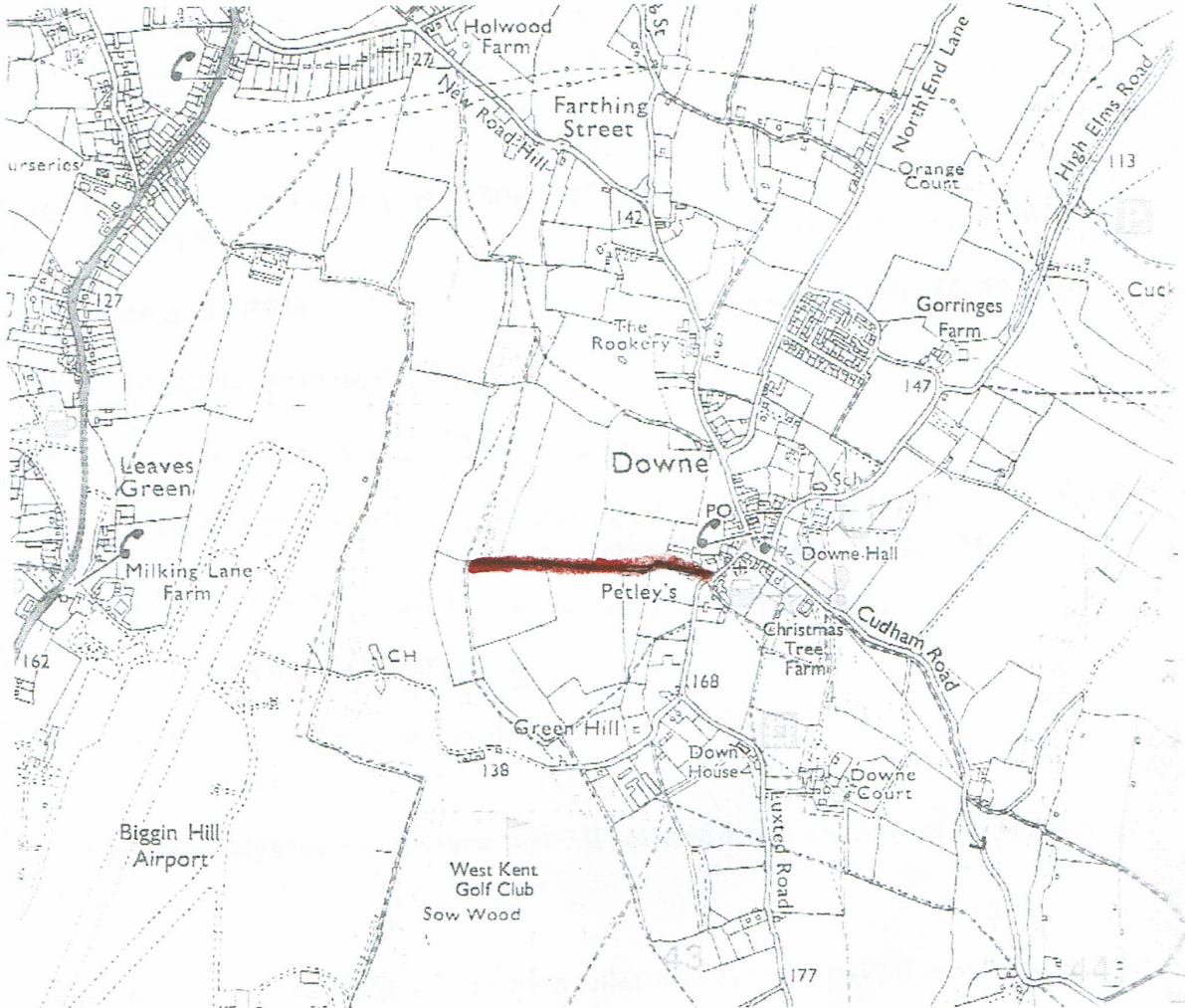
Signature

A. R. Roberts

Date

11/6/2020

"Landway" location on Ordnance Survey map



I confirm that the track marked above in red is the claimed Right of Way known as "Landway" as described in my completed ROW user evidence form attached

Signed *Ann Roberts*

Name *ANN ROBERTS*

Date *11/6/2020*

Public right of way evidence form

Name MISS SHONA SESSIONS

Address 47 ASHFORD WAY
HASTINGS
EAST SUSSEX
TN34 2HQRoute of way (known locally as "Landway")

From Luxted Road

(Grid reference) TQ 430615

To Footpath FP232

(Grid reference) TQ 424616

1. Have you used the above way?

- If so: (a) During which years? 1968-1990 regularly
1990-DATE Occasionally
- (b) Where were you going to and from? Down to Biggin Field + Return
Down to Keston Church + return, Home to fields/woods + rtn.
- (c) For what purpose? As a child I played in the woods, fields + pits.
Walked to school + walked to Keston Church to catch bus. Walked
- (d) How many times a year? 300 Dogs
- (e) By what means (eg on foot, on horseback)? FOOT, BICYCLE, CAR,
MOTORBIKE

2. Has the way always run over the same route? If not, give details and dates of any changes.

ALWAYS SAME ROUTE

3. Have there to your knowledge ever been any stiles or gates on the way? If so, state (with details of location) where the stiles or gates stood.

GATE + STILE AT END OF FIELD 1 (SEE MAP). ~~FIELD 2~~
STILE AT GOLFLINKS END/CORNER OF WOODS WHICH WAS ALSO AT
TIMES FENCED OFF DEPENDING ON AREA FARMER WANTED CATTLE
TO ACCESS FOR GRAZING + WATER -

4. If you were working for any owner or occupier of land crossed by the way at the time when you used it, or were then a tenant of any such owner, give particulars and dates. If not, write 'No'.

MY FATHER FARMED THIS + HOLWOOD FARM FOR 45 YEARS UNTIL
1989. I LIVED AT PETLEYS FARM HOUSE 1965 - 1990 WHILST
IT WAS OWNED BY A.T. HOWIE

5. If so, did you ever receive any instructions from him as to the use of the way by the public? If so, what were they?

PUBLIC ACCESS ON FOOT WAS NEVER DENIED.
OCCASIONALLY ACCESS TO VEHICLES WAS GRANTED
+ THE GATE AT END OF FIELD 1 UNLOCKED -

6. Have you ever been stopped or turned back when using this way, or do you know or have you heard of anyone else having been stopped or turned back? If so, state when the interruption took place and give particulars.

NO NEVER UNTIL NOW

7. Were you ever told by any owner or tenant of the land crossed by the way, or by anyone in their employment, that the way was not public? If so, state when and give particulars and dates.

NO

8. Have you ever known any locked gates or other obstruction to the way? If so, state when and give particulars.

WHERE FENCES + OR GATES WERE IN PLACE TO RESTRICT/DIRECT CATTLE TO GRAZE/WATER, STILES WERE IN PLACE FOR WALKING ACCESS

9. Have you ever seen notices such as 'Private', 'No Road', 'No Thoroughfare' or 'Trespassers will be Prosecuted' on or near the way? If so, what did the notices say?

NO

10. Have you ever asked permission to use the way?

NO

11. Please give any other information that you think is relevant on an additional sheet.

I hereby certify that to the best of my knowledge and belief the facts that I have stated are true.

I am/ am not willing to attend a hearing, public inquiry or court to give evidence on this matter, if this should prove to be necessary.

Signature

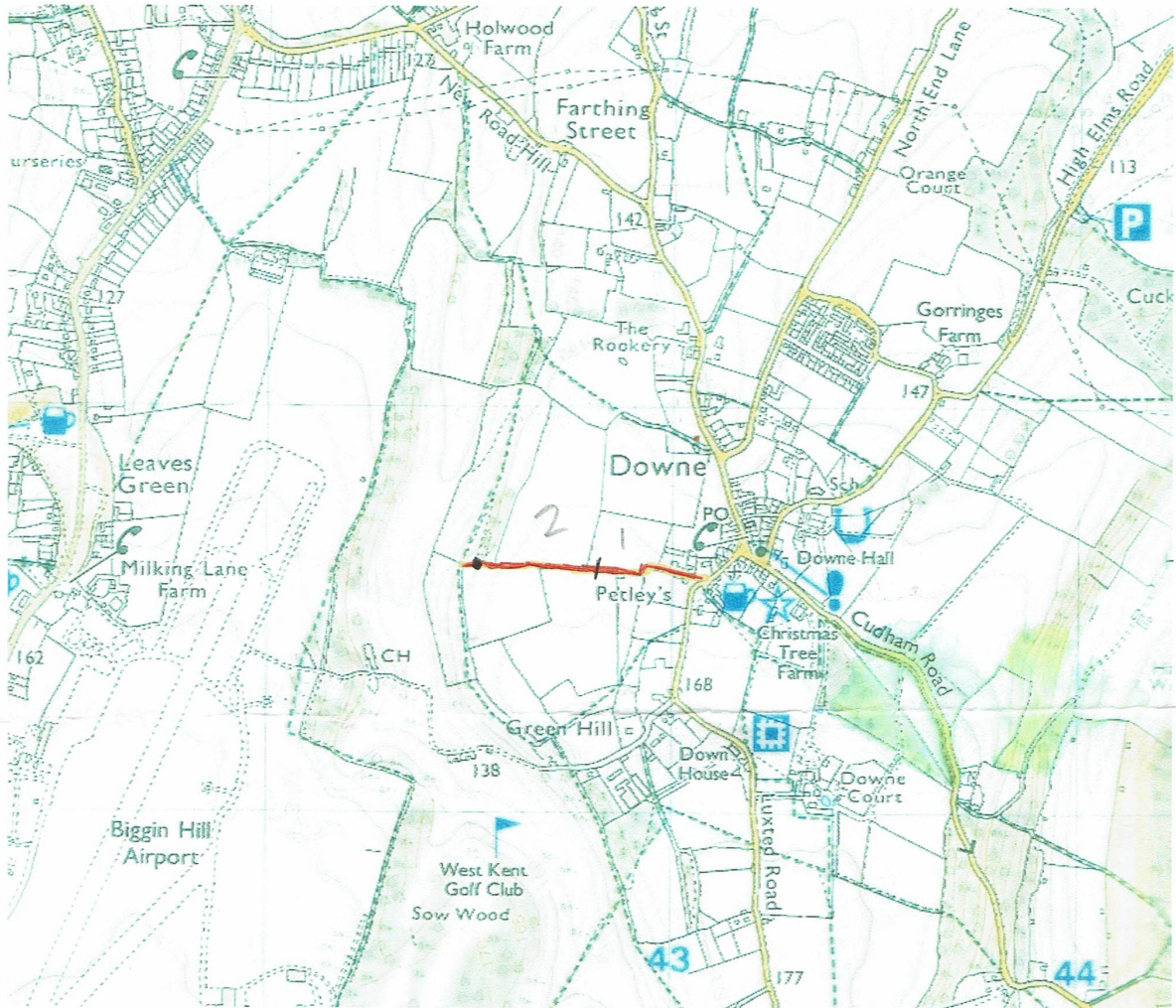


Date

21/6/20

Having lived at the Farm House with my parents + sister for 20 yrs plus I can say it was never a problem to have the landway open for the public to walk along. I recall no damage or noise problems and have only fond memories of exchanging pleasantries with people walking by. If the owners want to exclude the properties could they not gate off from the corner of 'landway house' along the boundary of 'the old farm house' - leaving landway open?

“Landway” location on Ordnance Survey map



I confirm that the track marked above in red is the claimed Right of Way known as “Landway” as described in my completed ROW user evidence form attached

Signed *SHONA SESSIONS*

Name SHONA SESSIONS

Date 21/6/20

Public right of way evidence form

Name MRS P.J. SHAW

Address DUNEDIN
HIGH ELMS ROAD
DOWNE
KENT BR6 7JN

Route of way (known locally as "Landway")

From Luxted Road (Grid reference) TQ 430615

To Footpath FP232 (Grid reference) TQ 424616

1. Have you used the above way? YES

If so: (a) During which years? 1967 to 2017

(b) Where were you going to and from? MY HOME IN HIGH ELMS

(c) For what purpose? ROAD AND BACK IN A CIRCULAR ROUTE.
WALKING MY DOGS

(d) How many times a year? 2 OR 3 TIMES PER WEEK, SO
APPROX 260 / YEAR

(e) By what means (eg on foot, on horseback)? ON FOOT

2. Has the way always run over the same route? If not, give details and dates of any changes.

YES

3. Have there to your knowledge ever been any stiles or gates on the way? If so, state (with details of location) where the stiles or gates stood.

YES
AT THE END OF THE LANDWAY
AT THE JUNCTION OF THE LANDWAY AND THE FIELDS
OVERLOOKING WEST KENT GOLF CLUB. See additional
Sheet.

4. If you were working for any owner or occupier of land crossed by the way at the time when you used it, or were then a tenant of any such owner, give particulars and dates. If not, write 'No'.

NO .

5. If so, did you ever receive any instructions from him as to the use of the way by the public? If so, what were they?

N/A.

6. Have you ever been stopped or turned back when using this way, or do you know or have you heard of anyone else having been stopped or turned back? If so, state when the interruption took place and give particulars. **NO, I HAVE NO KNOWLEDGE OF**

ANYONE BEING STOPPED OR TURNED BACK

7. Were you ever told by any owner or tenant of the land crossed by the way, or by anyone in their employment, that the way was not public? If so, state when and give particulars and dates. **NO**

8. Have you ever known any locked gates or other obstruction to the way? If so, state when and give particulars. **DURING THE PERIOD I WALKED THE**

LANDWAY I NEVER ENCOUNTERED A LOCKED GATE.

9. Have you ever seen notices such as 'Private', 'No Road', 'No Thoroughfare' or 'Trespassers will be Prosecuted' on or near the way? If so, what did the notices say? **NO, NOT DURING**

THE PERIOD WHEN I WALKED THE LANDWAY

10. Have you ever asked permission to use the way? **NO**

11. Please give any other information that you think is relevant on an additional sheet.

see attached sheet.

I hereby certify that to the best of my knowledge and belief the facts that I have stated are true.

I am/am not willing to attend a hearing, public inquiry or court to give evidence on this matter, if this should prove to be necessary. **I AM WILLING TO ATTEND A**

HEARING BUT I AM NOT WILLING TO ATTEND AN INQUIRY

Signature **OR TO GIVE EVIDENCE**
IN COURT

Date **6/6/2020**

Jan Shaw

Additional comment ref The Landway, Downe, Kent

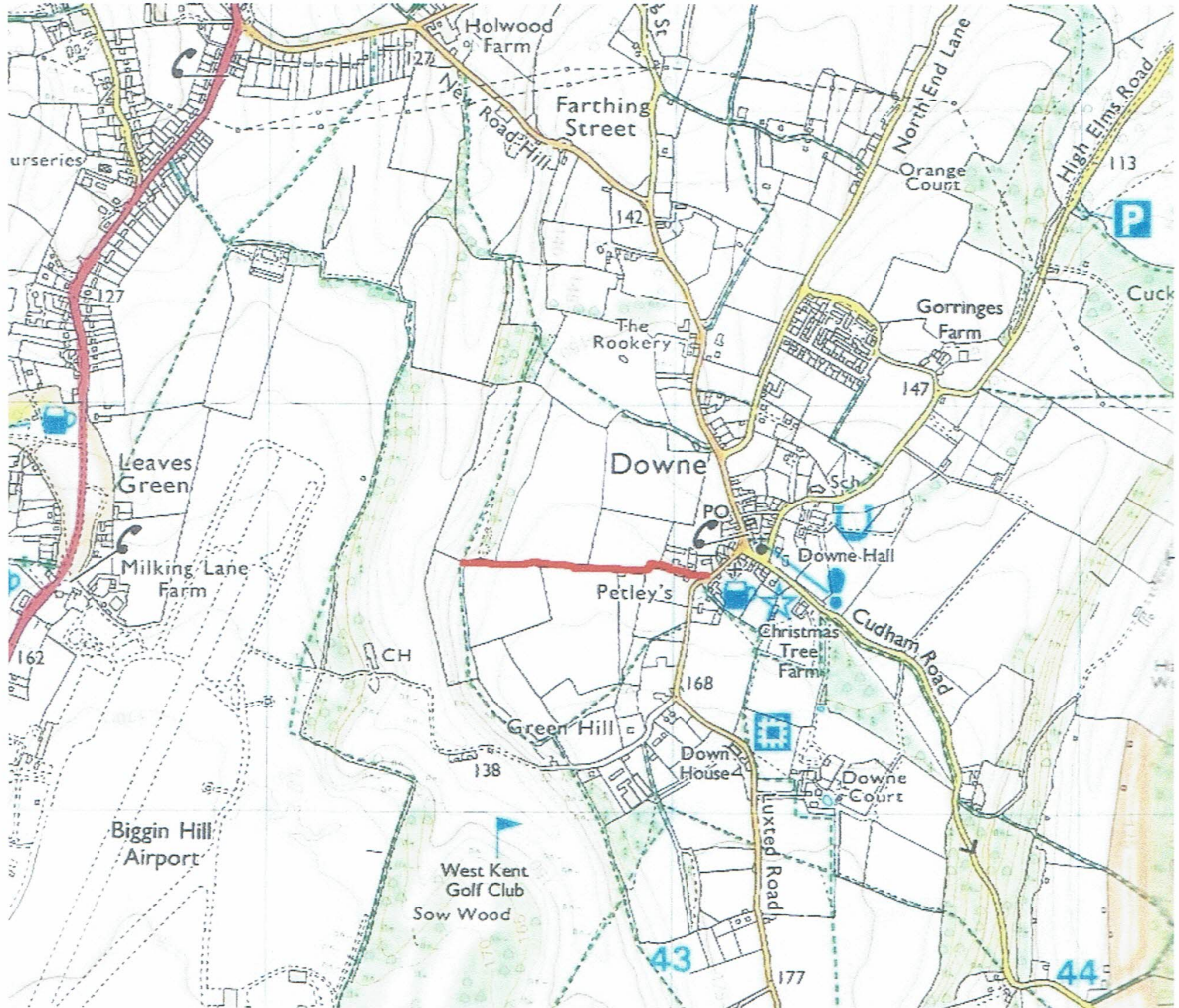
When I started to walk the landway in 1967 Mr Howie, one of the local dairy farmers, grazed his cows on the fields overlooking West Kent Golf Club and at times the fields each side the landway. If his cows were in the fields at the end of the landway the gate between the landway and the fields was of course closed but one just opened it to pass through and secured it afterwards or climbed over it.

On occasion I might met Mr Howie or his stockman Mr Sessions, who lived in the house at the beginning of the landway, and pass the time of day. Neither I nor my family members were ever asked not to use the landway or told that it was private.

It has been much used over the years by many people in the village and visitors especially as a route to thee fields to view celebratory days at Biggin Hill Airfield such as Battle of Britain Days and subsequently Festival of Flight days each autumn.

P. Jane Shaw
June 2020

“Landway” location on Ordnance Survey map



I confirm that the track marked above in red is the claimed Right of Way known as “Landway” as described in my completed ROW user evidence form attached

Signed *Jane Shaw*

Name *MRS P. J. SHAW*

Date *8/6/20*