

Public right of way evidence form

Name 

Address 
 Doube
 Kent BR6 7HT

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? **1987 - 2020**

(b) Where were you going to and from? **Our house on a circular walk**

(c) For what purpose? **Leisure/exercise**

(d) How many times a year? **3/4**

(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.

~~Gate at the entrance~~
 Gate at footpath FP232

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

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.

There have been a few occasions over the 33 years when the gate has been locked, but we can't say exactly when

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?

Only in the last few months when the 'Private' sign appeared
↳ Access to Properties

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.

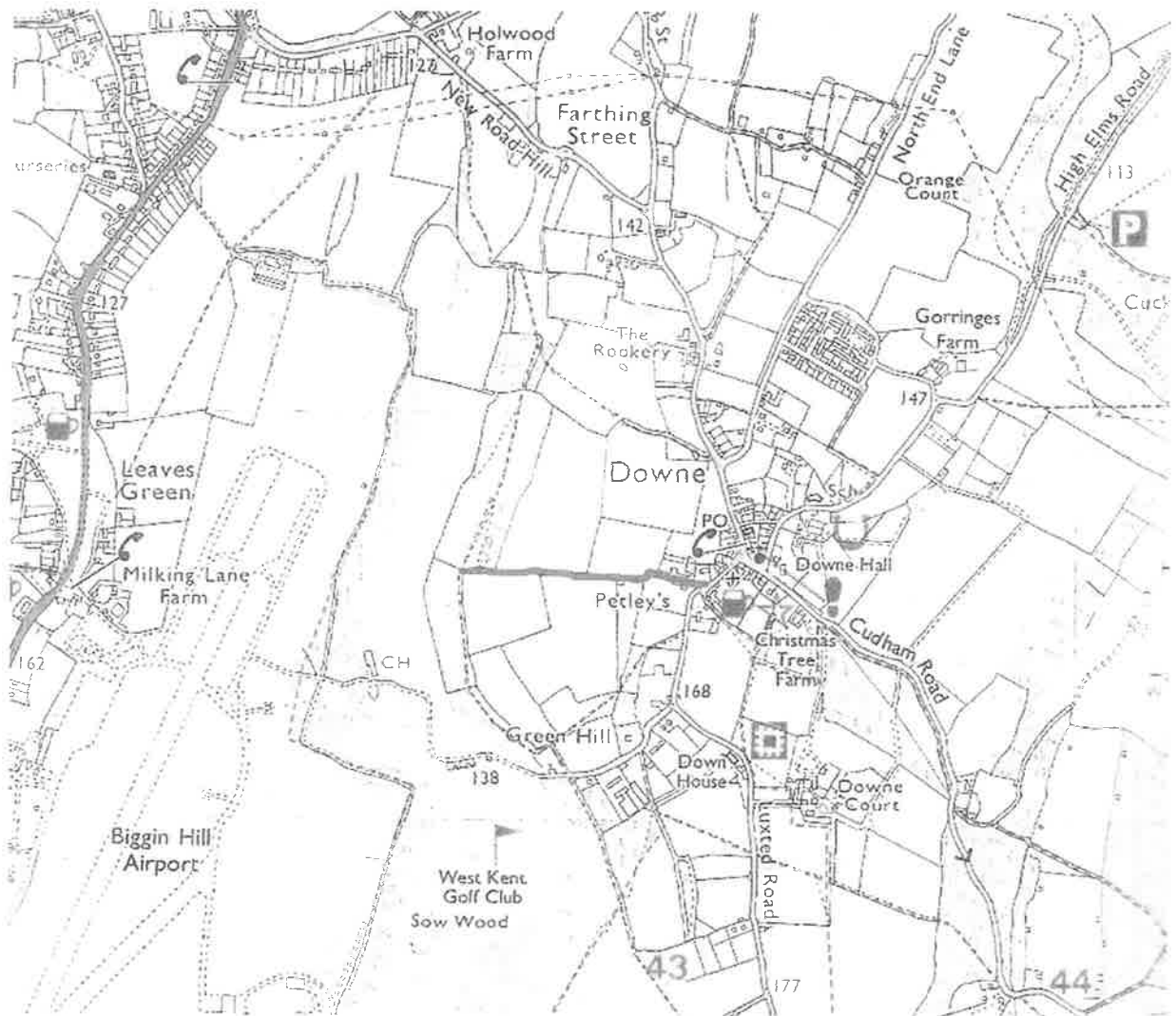
Signature



Date

8/6/2020

“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 

Name 

Date 8/6/2019

Public right of way evidence form

Name

Address

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?

5+ YEARS

(b) Where were you going to and from?

LUXTED ROAD TO GOLF COURSE FOOTPATH

(c) For what purpose?

PLEASURE WALK

(d) How many times a year?

SEVERAL

(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.

NO STILES, ONE GATE AT GOLF COURSE FOOTPATH END

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

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.

RECENTLY A NEIGHBOUR WAS TOLD THE WAY WAS NO LONGER A PUBLIC RIGHT OF WAY.

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

NONE PREVIOUSLY. THE GATE AT THE GOLF COURSE AND NOW HAS A LOCKED GATE WITH A NEW SIGN SAYING "PRIVATISED, NO PUBLIC ACCESS OR RIGHT OF WAY"

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 ONE AT LUXTED ROAD END SAYING "PRIVATE ROAD", ONE MID WAY SAYING "NO PUBLIC RIGHT OF WAY" PLUS THE ONE MENTIONED ABOVE.

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.

NONE (PHOTO'S ARE AVAILABLE)

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

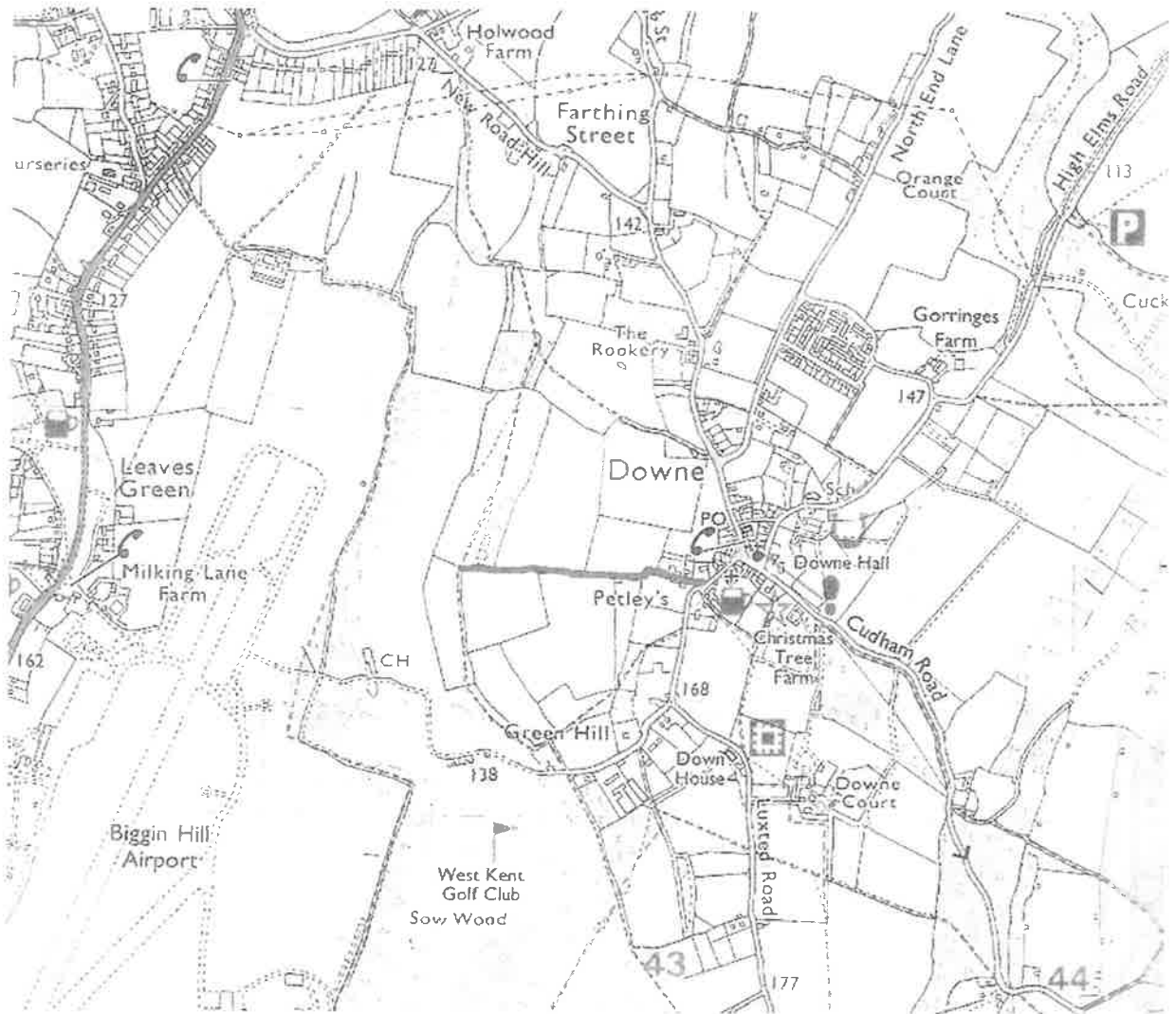
I am/are ~~not~~ willing to attend a hearing, public inquiry or court to give evidence on this matter, if this should prove to be necessary.

Signature

Date

1/6/2020

"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 

Name 

Date 1/6/2020

Public right of way evidence form

Name [REDACTED]

Address [REDACTED]
 [REDACTED]
 [REDACTED]
 [REDACTED]

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? **1985 - 2019**

(b) Where were you going to and from? **A ROUND TRIP FROM
 ROOKERY RD TO FOOTPATH**

(c) For what purpose?
WALKING

(d) How many times a year?
1985 - 2012 PROBABLY 15-20

(e) By what means (eg on foot, on horseback)?
**2012 - 2019 2,13 TIMES A YR. AFTER HIP SURGERY
 FOOT**

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

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.
HALF ALONG A SMALL STILE

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.

NO

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

ONLY THE STILE WHICH WAS EASY TO
CROSS

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.

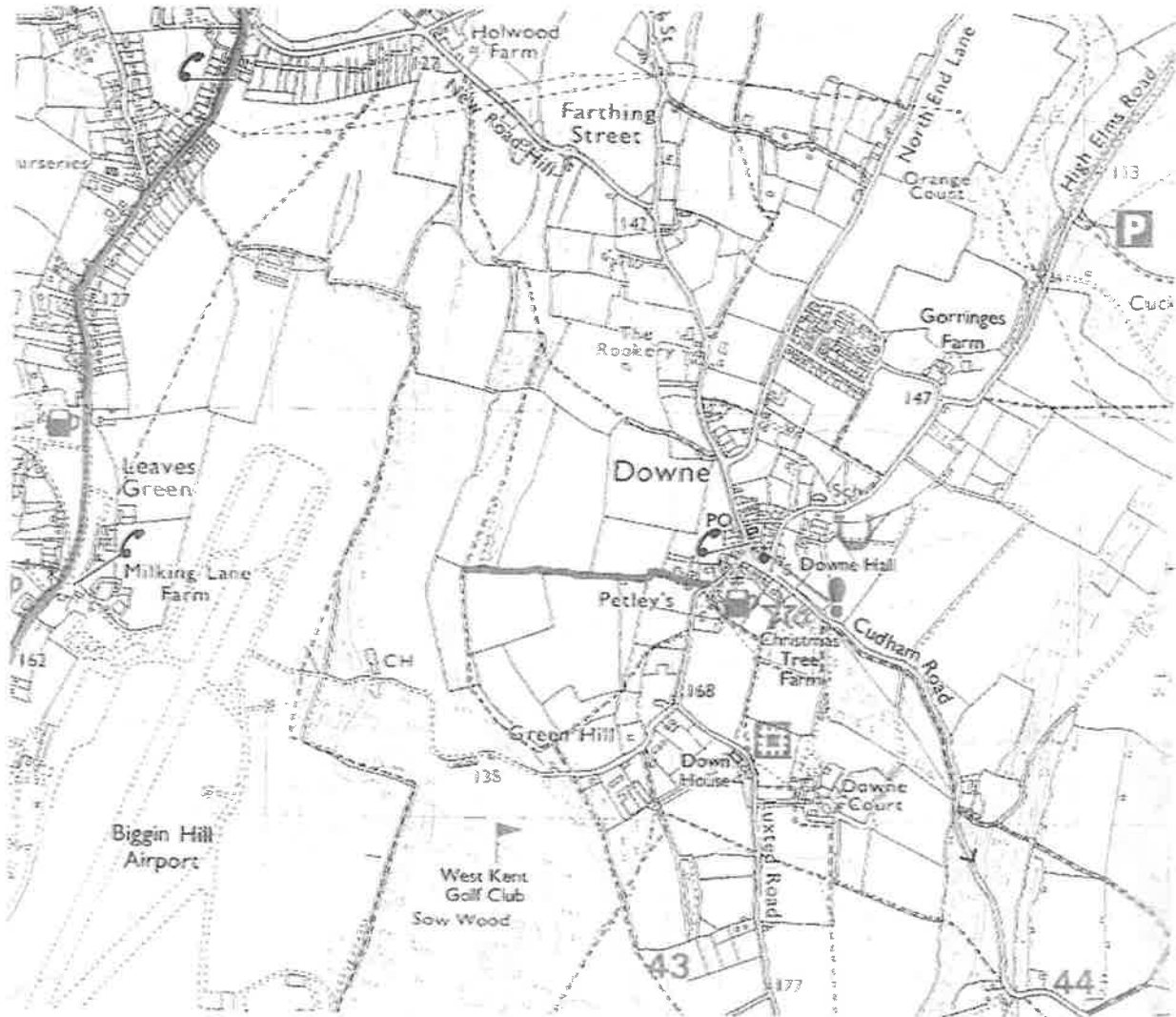
I am/am not willing to attend a hearing, public inquiry or court to give evidence on this matter, if this should prove to be necessary.

Signature



Date 8.6.20

“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 

Date 8.6.20

Public Right of Way Evidence Form

Personal Details

Name: [REDACTED]
Address: [REDACTED]
Post Code: [REDACTED]
Telephone No: [REDACTED] Date of Birth: 01.07.49
Occupation: [REDACTED]
(if retired also give former occupation)

Identification of the Alleged Route

Description of the Route: AS MARKED IN RED
(mark route on map)
Start Grid Reference: TQ 430615 NOT KNOWN
End Grid Reference: TQ 424616 NOT KNOWN
Name of Route (if named): LANDWAY
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? 1995
When did you last use the route? 2020
Was there a period between those dates that you did not use the route
(If Yes, when & why?) NO
How did you use the route? FOOT
(e.g. foot, horse, cycle, carriage, motor vehicle)
How often did you use the route? ONCE A MONTH
If you have stopped using the route, why did you stop? BARRIERS PUT ME OFF USING

The Nature of Your Use

What was the purpose of your journeys? RECREATIONAL WALKING
Did you see other people using the route? NO/YES YES
Did other people see you using the route? NOT USUALLY

Did you encounter or have to remove any obstructions when using the route? (e.g. fences, locked gates etc) (If yes give details)

THERE IS A LOCKED GATE (R-KAT HAND SIDE OF END OF LANDWAY) JUST BEFORE IT MEETS PATH CROSSING - LOOKING OVER GOLF COURSE.
NO

Did you ever ask for permission to use the route? (If yes give details)

NO - IT WAS NOT REQUIRED

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?

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)

YES

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

THE STILE IS NOW OVERGROWN. THIS WAS TO LEFT HAND SIDE OF LANDWAY WHERE IT MEETS FOOT PATH WHICH CROSSES (OVERLOOKING WEST KENT GOLF CLUBS)

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

Signature: [Redacted] Date: 29.6.2020

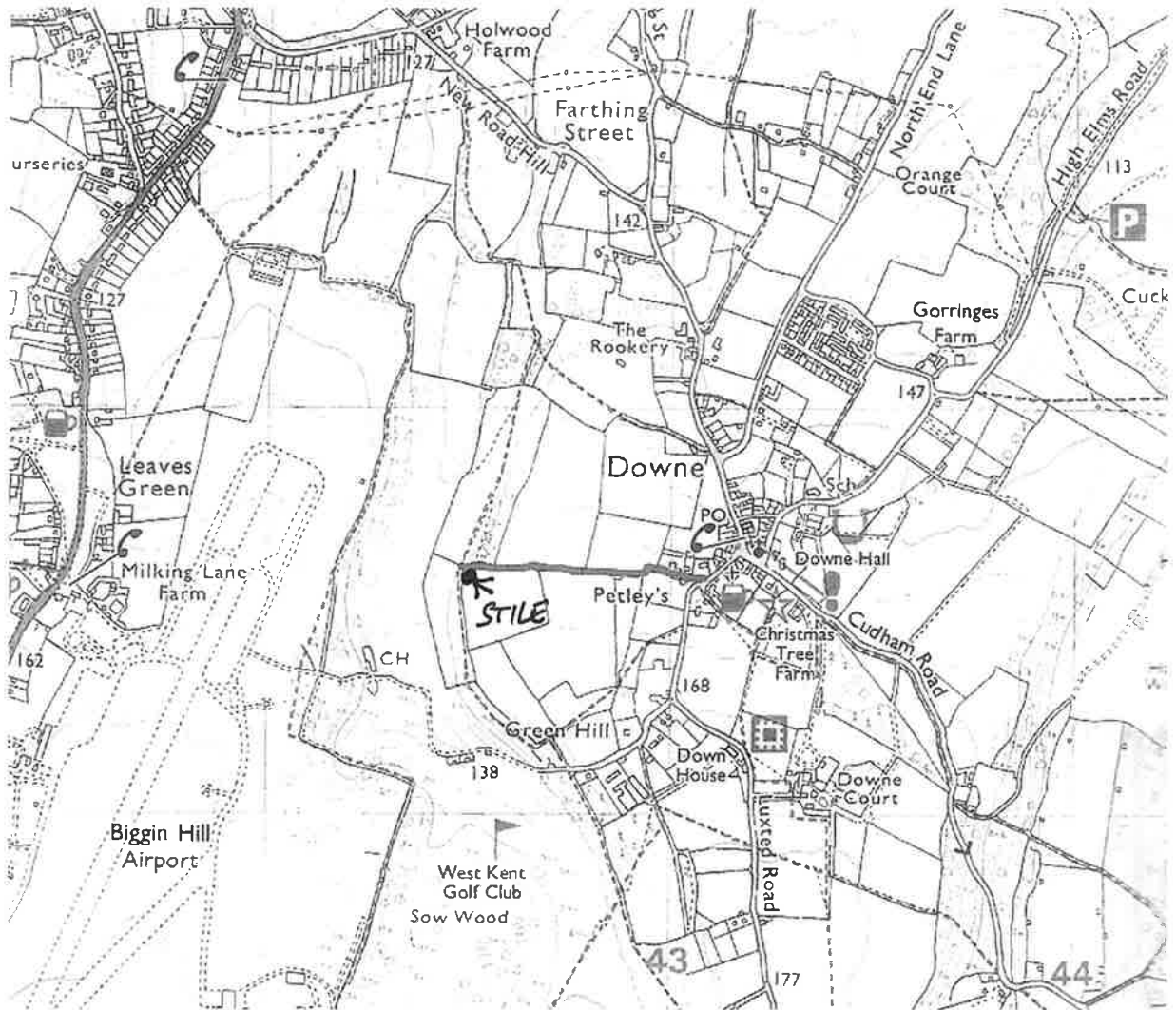
Signature of person taking statement: [Signature] (If applicable)

Print Name: [Redacted]

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

[Redacted signature]

Name

[Redacted name]

Date

29.6.2020

Public right of way evidence form

Name [REDACTED]

Address [REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]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? **1991 - 2018**(b) Where were you going to and from? **walking to the airfare (19
as a child, and regular & local walks**(c) For what purpose? **walking for recreation, enjoying the countryside**(d) How many times a year? **On average 3 or 4 times a month**(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.

It has always been the same

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.

**There is a gate at the end of the track as you
enter the fields before the golf course.**

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

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.

Since the sign has been put up and the barn conversion I have not walked over there

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.

~~Yes~~

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?

A 'Private' sign has been put there in the last couple of years

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 have seen different farmers working the fields over the years. As well as a couple of women who have had horses, that I spoke to in passing whilst walking. 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.

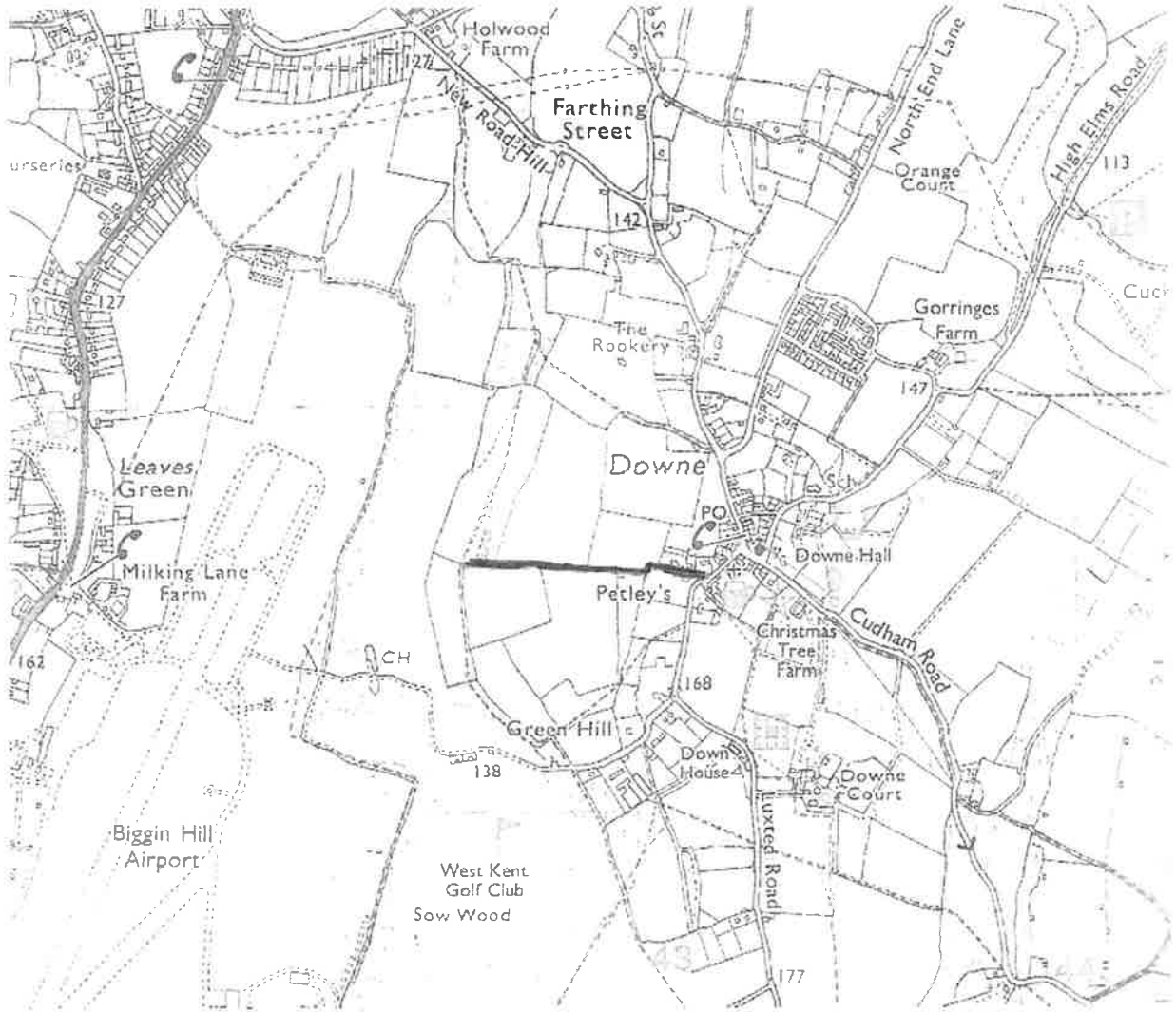
Signature



Date

19/06/2020

“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 

Name 

Date 19/06/2020

Public right of way evidence form

Name

Address

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? *1978 - 2020*

(b) Where were you going to and from? *BIRDHOUSE LANE TO
DOWNA VILLAGE*

(c) For what purpose? *DOG & CHILD WALKING
(ALSO GOING TO LOCAL SHOPS WHICH WERE THERE)*

(d) How many times a year? *40 AT LEAST*

(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.

NOT UNTIL RECENTLY

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 TRACK WHERE IT CONTACTS WITH FOOTPATH 232

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 RECENTLY ERECTED SIGN SAYS "PRIVATE ROAD ACCESS ONLY TO (4 HOUSEHOLDS). SIGN ON OPEN GATEWAY "PRIVATE PROPERTY NO THROUGH ROAD. NO PUBLIC RIGHT OF WAY." NEW PADLOCKED GATE

10. Have you ever asked permission to use the way? SIGN SAYS "PRIVATE LAND NO PUBLIC ACCESS OR RIGHT OF WAY"

NO

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

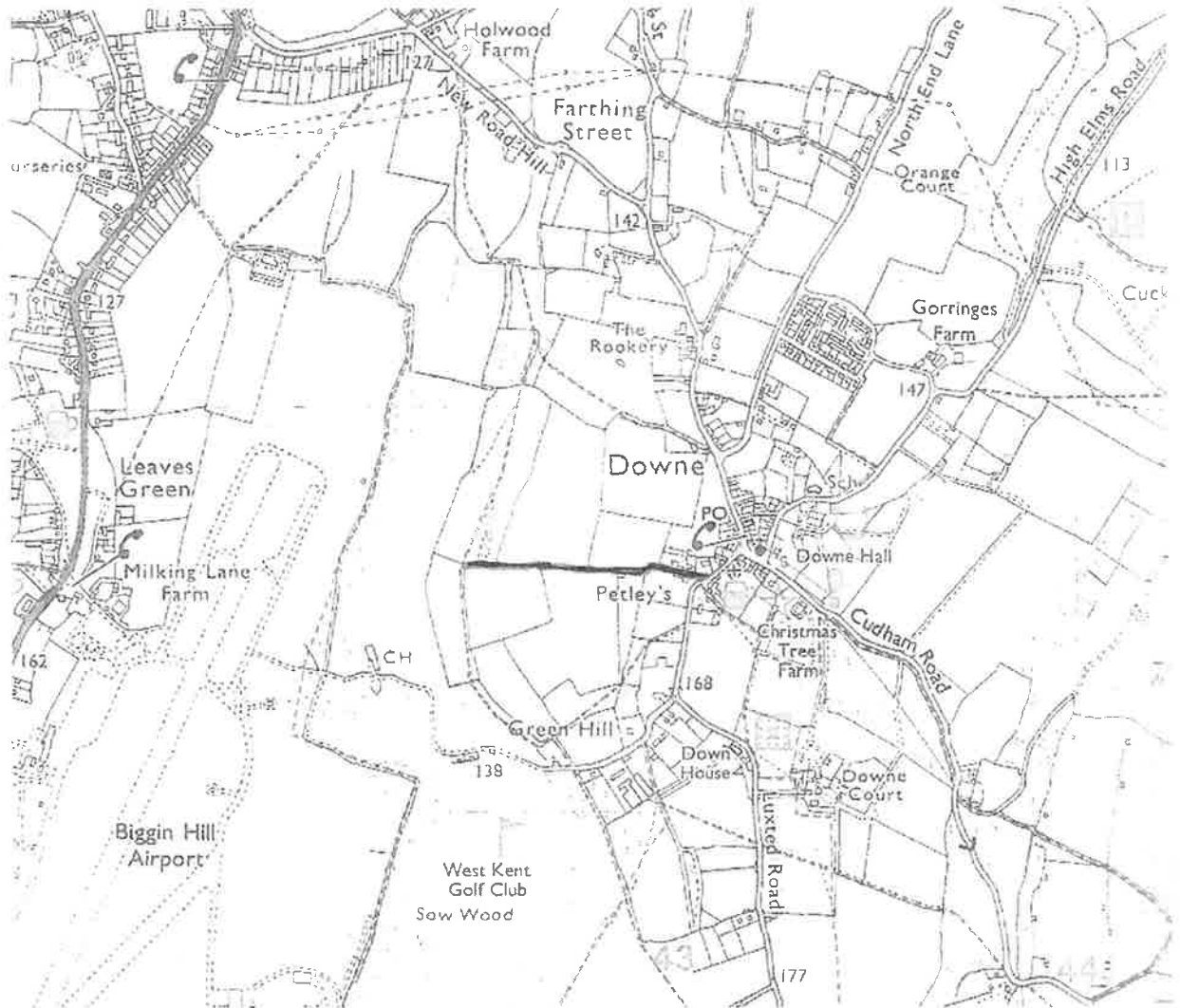
I hereby certify that to the best of my knowledge and belief the facts that I have stated are true.

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 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 

Name 

Date 11-6-2020

Public right of way evidence form

Name

Address

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? 2006 - present day
- (b) Where were you going to and from? walking dogs on path from Rookery Road above West Kent Golf Course.
- (c) For what purpose? ←
- (d) How many times a year? possibly 200
- (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.

There used to be a path that joined the footpath along the top of the golf course from 2006 → 2017? - tree fell over and never moved.

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.

stile where path joined West Kent Golf Course path

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.

None

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.

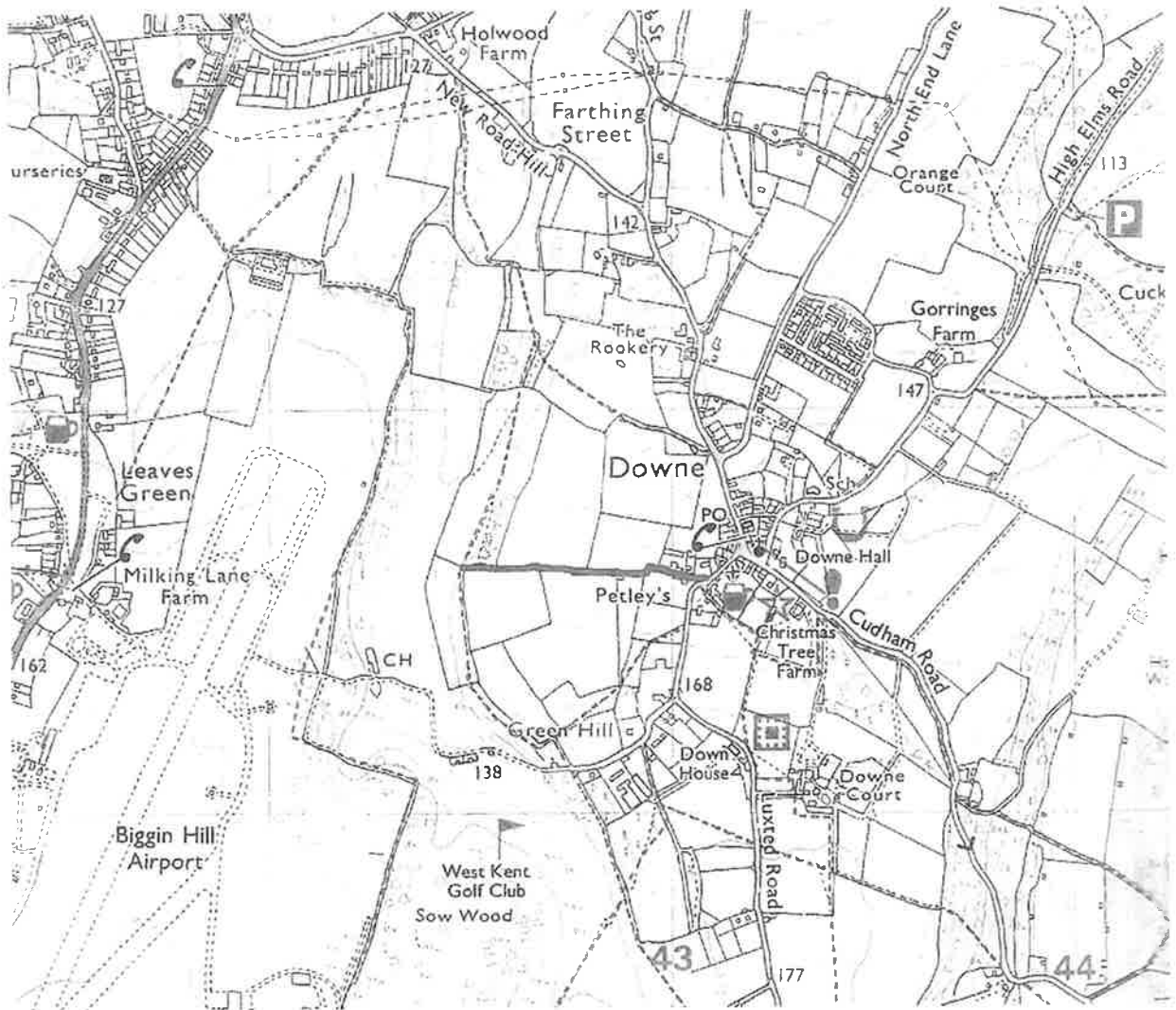
I am/am not willing to attend a hearing, public inquiry or court to give evidence on this matter, if this should prove to be necessary.

Signature



Date 10/6/2020

“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

[Redacted Signature]

Name

[Redacted Name]

Date

10/6/20

Public right of way evidence form

Name

Address

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? **2006 → CURRENT**(b) Where were you going to and from? **HOME → HOME CIRCULAR WALK**(c) For what purpose? **DOG-WALK**(d) How many times a year? **~ 50**(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.

NO

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 N/A

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

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

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.

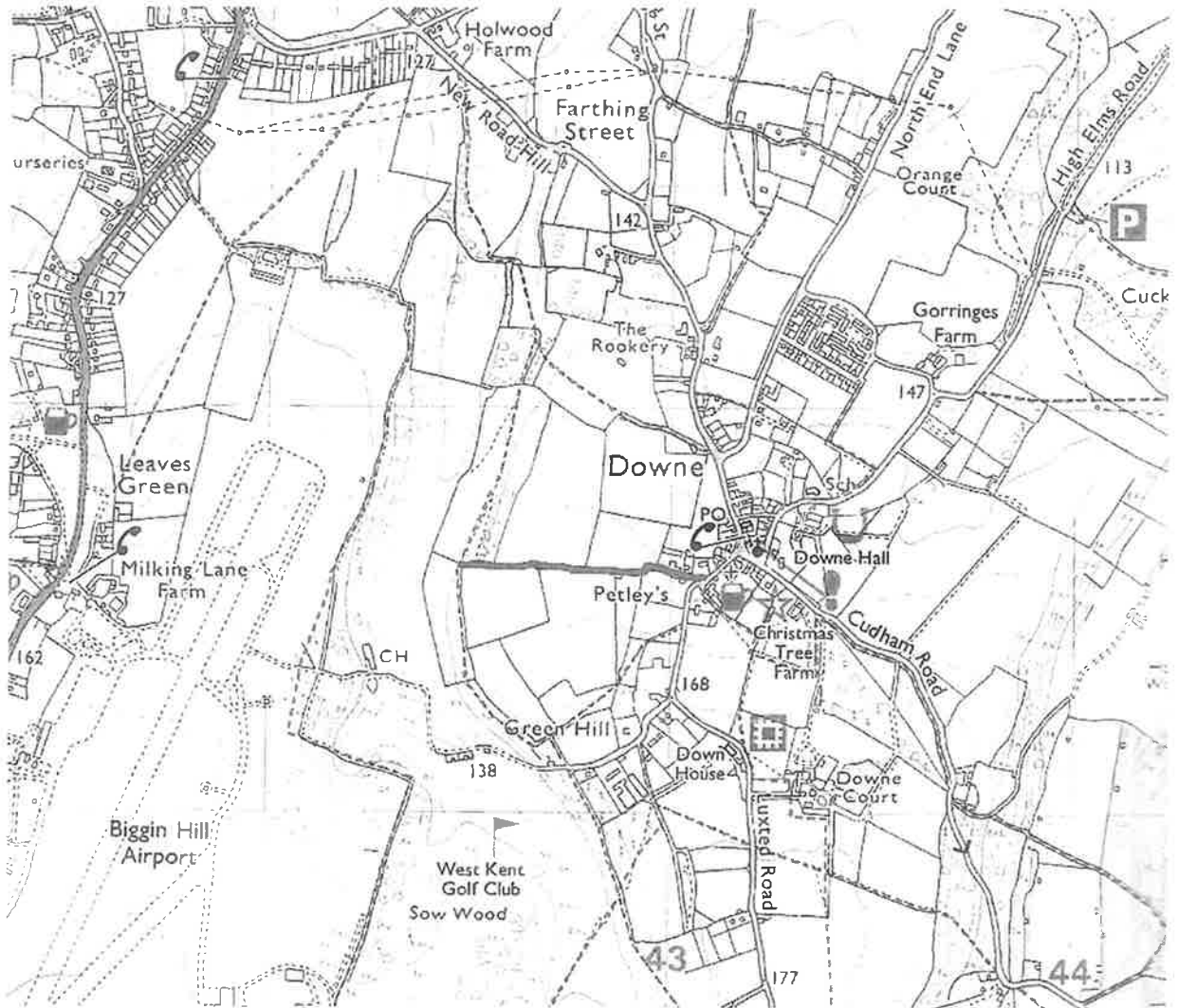
Signature



Date

10/6/20

"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 

Date 10/6/20

Public Right of Way Evidence Form

Personal Details

Name: [REDACTED]
 Address: [REDACTED]
 Post Code: [REDACTED]
 Telephone No: [REDACTED] Date of Birth: [REDACTED]
 Occupation: [REDACTED]
 (if retired also give former occupation) [REDACTED]

Identification of the Alleged Route

Description of the Route: (mark route on map) *It is a pathway opposite to where I live, it is a wide path with a high hedge row, very stony (flint)*
 Start Grid Reference: [REDACTED]
 End Grid Reference: [REDACTED]
 Name of Route (if named): *LAWWAY*
 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? *OCT 2011*
 When did you last use the route? *JUNE 2020*
 Was there a period between those dates that you did not use the route (If Yes, when & why?) *NO*
 How did you use the route? (e.g. foot, horse, cycle, carriage, motor vehicle) *ON FOOT*
 How often did you use the route? *DAILY*
 If you have stopped using the route, why did you stop? *N/A*

The Nature of Your Use

What was the purpose of your journeys? *WALKING WITH FAMILY + DOGS*
 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)	A SMALL FENCE AT
Did you ever ask for permission to use the route? (If yes give details)	THE VERY BOTTOM
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)	NO
Additional Information	
Were there any stiles, gates or bridges along the route? (If yes, show locations on map)	1 GATE AT THE VERY BOTTOM
Were there any signs along the route? (If yes, give details & show locations on map)	NO SIGNS
Were you ever stopped, prevented or turned back from using the route? (If yes, give details)	NEVER
Any Other information you consider relevant	I have walked this path daily since Nov 19 to village in 2011.

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

Signature:  Date: 19/06/20

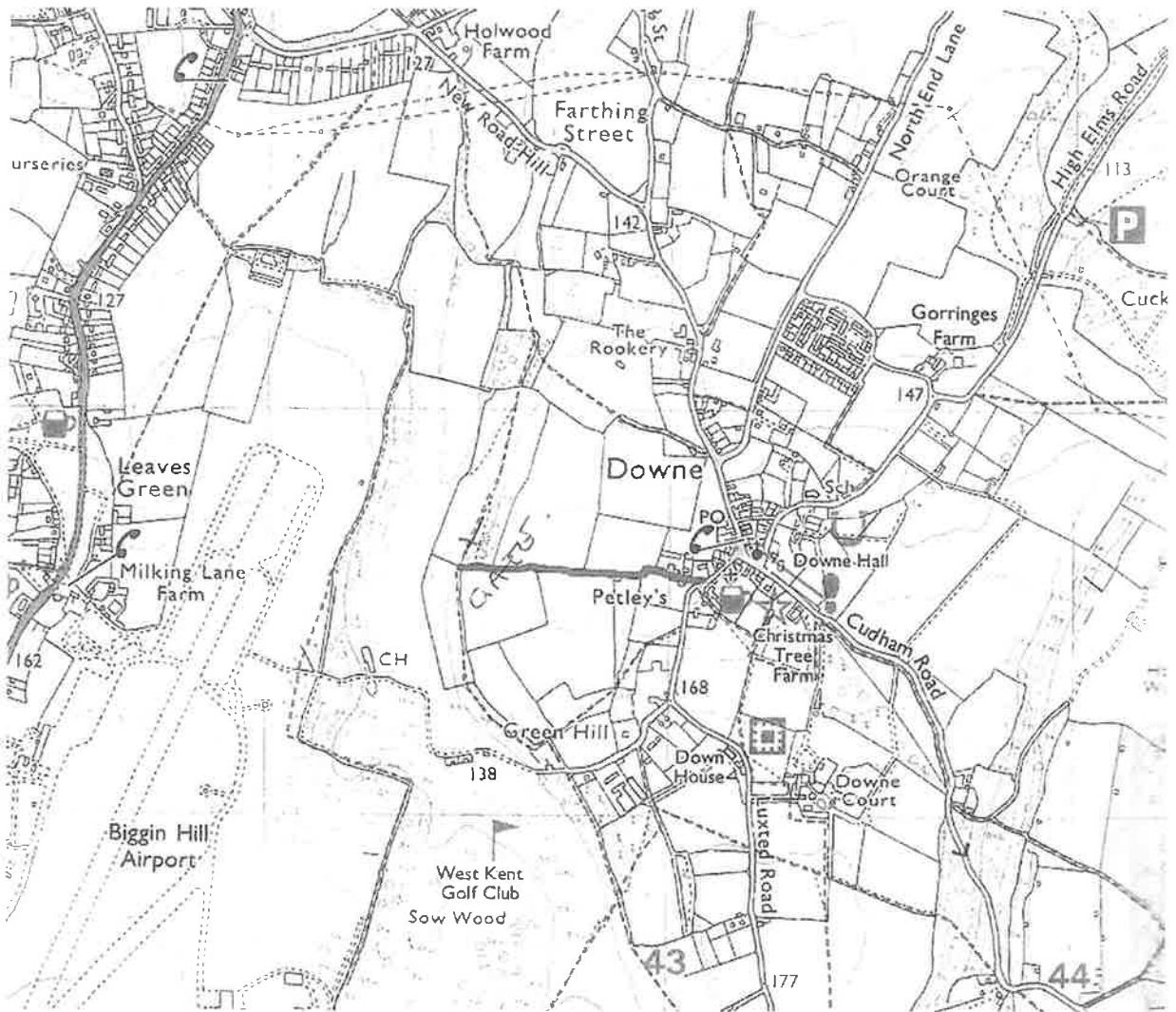
Signature of person taking statement:
(If applicable)

Print Name:

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

[Redacted signature]

Name

[Redacted name]

Date

19/06/2020