

Public Right of Way Evidence Form

Leisure, Tourism and Community Services  
Countryside Recreation Officer  
North Down Borough Council  
Town Hall, The Castle  
Bangor

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Important note

The object of this enquiry is simply to reach the truth of the matter, whatever it may be. Witnesses are therefore asked to answer the questions as fully as possible and not to keep back any information, whether for or against the public claim. This is of particular importance if the information is to be of real value in establishing the status of the way.

Further information on North Down Borough Councils approach to Data Protection can be found at the end of the Evidence Form.

Name:	<u>Location of path</u>
Address:	Name of path:
	Townland:
	Nearest town/village:
Tel.no:	<u>Description of path</u>
Mob:	From:
Email:	To:
	Believed status of path(eg footpath,bridleway)

If necessary continue your answers on an additional sheet

1.a. Have you known the above way as public? b. If so, for how many years? c. Have your friends or family regarded it as public?	
2. How wide is the way?	
3. Does the way link public places? If so, where to where?	
4. Have you used the above way? If so: a. During which years? b. Where were you going to and from? c. For what purpose (eg pleasure, work, shops etc)? d. How many times a year? e. By what means (eg of foot, on horseback, etc)?	

<p>5. Is the way used by other people? If so: a. For what purpose? b. By what means?</p>	
<p>6. Does the way follow a clearly defined route? If so: a. Has the way always run over the same route, or has it been at all diverted? b. If it has been diverted give details and dates. c. Is there an acceptable diversion?</p>	
<p>7. Have there to your knowledge ever been on the way: a. any stiles or gates or b. any notices? If so state (with details of location and dates) where the stiles or gates or notices stood and what was said on the notices.</p>	
<p>8. Who owns/occupies the land crossed by the way?</p>	
<p>9. If you were working for any owner or occupier 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"</p>	
<p>10. If so, did you ever receive any instructions from them as to the use of the way by the public? If so, what were they?</p>	
<p>11. 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 interfered with? If so, state when the interference took place and give particulars.</p>	
<p>12. 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.</p>	
<p>13. Have you ever known any locked gates or other obstruction to the way? If so, state when and give particulars.</p>	
<p>14. 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?</p>	
<p>15. Have you ever been given permission to use the way?</p>	
<p>16. Do you know any other witnesses? If so, provide names and contact details</p>	
<p>17. Do you have/know of any other evidence to support a right of way claim (eg historical/written/maps/photos)?</p>	
<p>18. Can you give any further particulars?</p>	
<p><b>19. Are you willing to sign an affidavit, if this should prove to be necessary?</b></p>	
<p><b>20. Are you willing to attend a hearing, public inquiry or court to give evidence on this matter, if this should prove to be necessary?</b></p>	

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

Signature:

Person taking statement if different:

Date:

### **Data Protection Policy**

North Down Borough Council values your right to personal privacy. We at all times try to be open about the reasons why we collect, hold and use your personal information. We collect information about you in order to fulfil our statutory obligations and provide you and other people with services. Some of the information we gather may be used to help us provide you with improved services. We at all times aim to comply with the Data Protection Principles, ensuring that information is collected fairly and lawfully, is accurate, adequate, up to date and not held any longer than necessary. If your personal data needs to be used for purposes other than those mentioned, we will contact you to seek your consent. You have a right to see information held about you (with a few exceptions allowed for in the Data Protection Act 1998). If you wish to see any personal information held on you please put your request in writing, stating clearly who you are and what information you would like to see to the address below. A fee is chargeable up to £10.00 which covers the cost of gathering, copying and redacting the data.

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