

FORM D

**WOKINGHAM BOROUGH COUNCIL
DEFINITIVE MAP AND STATEMENT OF PUBLIC RIGHTS OF WAY
WILDLIFE AND COUNTRYSIDE ACT 1981**



**WOKINGHAM
BOROUGH COUNCIL**

**APPLICATION FOR PERMISSION TO NOTIFY LANDOWNERS
BY SITE NOTICE**

To: Public Rights of Way Manager, Wokingham Borough Council, Shute End, Wokingham, Berkshire, RG40 1BN

PATH DETAILS

PARISH:

CLAIMED STATUS OF WAY: Footpath/Bridleway/Restricted Byway/Byway Open to All Traffic *[delete as appropriate]*.

DESCRIPTION OF PATH *[include a map]:*

FROM:

TO:

I/WE ⁽ⁱ⁾

of ⁽ⁱⁱ⁾

have carried out an investigation in an attempt to discover the owners and occupiers of the land over which the alleged way runs. I/ we have made enquiries of: *[delete those that are not applicable]*.

- * Adjoining landowners
- * Local inhabitants
- * Post Office
- * Parish Council
- * Register of Electors
- * Land Registry
- * Other appropriate sources *[please state]*.

I/ we have been unable to discover ownership of the land, and I/ we request the Council to direct that Notice may be served by posting said Notices at either end of the way claimed.

Signed:

Date:

⁽ⁱ⁾ Insert name of applicant(s)

⁽ⁱⁱ⁾ Insert address of applicant(s)

FORM D

NOTES

1. It is a requirement of Para 2 of Schedule 14 to the Wildlife and Countryside Act 1981 that an applicant for a Modification Order shall serve a Notice stating that the application has been made on every owner and occupier of any land to which the application relates.
2. The form of Notice, defined by the regulations, is set out in the Council's **FORM B**, which should be addressed and sent to every owner and occupier of land over which the alleged way runs.
3. It is the duty of the applicant to investigate the ownership and occupation of the land so that the necessary Notice may be served.
4. Where it proves impossible for the applicant to discover the owner and occupier, **if after reasonable enquiries have been made**, the Council is satisfied that it is not practicable to ascertain the name and address of all the owners or occupiers, the Council may direct that the Notice may be served by addressing it to the owner or occupier of the land [describing it] and by affixing it to some conspicuous object or objects at either end of the route concerned.
5. Before the Council can direct that a Notice be posted on the land, the Council must be satisfied that reasonable enquiries have been made. The applicant must, therefore, give details of the enquiries made, which may be conveniently done by completing the details overleaf **[FORM D]**.
6. Failure to serve Notice on any owner and occupier may invalidate the application.