

Wildlife and Countryside Act 1981

The Wildlife and Countryside (Definitive Maps and Statements) Regulations 1993

Definitive Map and Statement for the London Borough of Richmond upon Thames

To: The London Borough of Richmond upon Thames  
Of: Civic Centre  
44 York Street  
Twickenham  
TW1 3BZ

I, John Milner of 14 Marys Terrace, Twickenham, TW1 3JB hereby apply for an order under section 53(2) of the Wildlife and Countryside Act 1981 modifying the Definitive Map and Statement for the area by adding the footpath from Marys Terrace, Twickenham to Arragon Road, Twickenham via Regal House Car Park and shown on the map accompanying this application.

I attach copies of the following documentary evidence (including statements of witnesses) in support of the application.

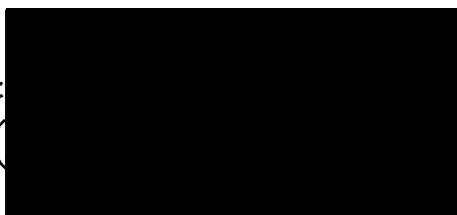
List of Documents

- 16 completed Public Right of Way Evidence Forms (9 of which are from people who have been using this route for more than 20 years, and including one person who was using this route prior to construction of Regal House)
- Maps showing the routes (primary and secondary) used through the car park.
- Photos showing the unobstructed entrances to the car park and pedestrian markings/signs
- A Travelodge planning application photo image showing the unobstructed route from car park through Mary's Terrace garages prior to blockage last year
- Letters notifying the land owners of this application
- Email to Cllr Susan Chappell explaining objectives for application and issues with signage in car park

Dated:

13/09/2010

Signed:





## PUBLIC RIGHT OF WAY EVIDENCE FORM

Please complete one form per person per path

Name  
Address

Date of birth

### Route of way:

From *Marys Terrace* (Grid reference)

*Tuna Regal House car park*

To *Ameyn Road* (Grid reference)

1. Have you used the above way? *yes*

If so:

(a) During which years? *1964 to 2010*

(b) Where were you going to and from? *Marys Terrace to Twickenham Town*

(c) For what purpose? *Shopping, Doctor's, Dentist*

(d) How many times a year? *Weekly*

(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.

*No changes*

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*

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*

continues...

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 the route? If so, what did the notices say?

No

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

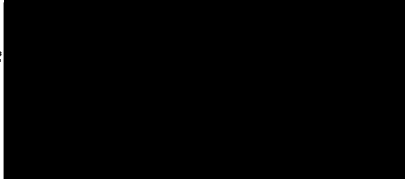
No - ask who?

11. Please give any other information that you think is relevant overleaf.

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 30.08.10

## PUBLIC RIGHT OF WAY EVIDENCE FORM

Please complete one form per person per path

Name  
Address

Date of birth

### Route of way:

From *Mump Terrace* (Grid reference)  
*Ton Regal House Gate path*  
To *Ameyon Road* (Grid reference)

1. Have you used the above way?

If so:

- (a) During which years? *1967 - 2010*  
(b) Where were you going to and from? *Mump Terrace - Town*  
(c) For what purpose? *shops & buses*  
(d) How many times a year? ~~times~~ *weekly*  
(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.

*No changes*

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*

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*

continues...

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 the route? If so, what did the notices say?

No

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

Nobody to ask!

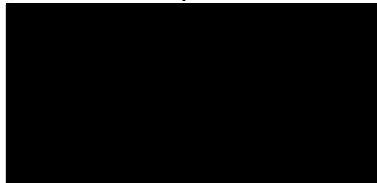
11. Please give any other information that you think is relevant overleaf.

There are some trees on the way.

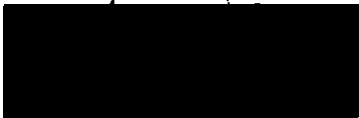
I hereby certify that to the best of my knowledge and belief the facts that I have stated are true.

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



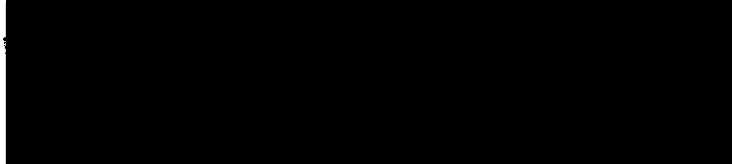
Date 30.08.10



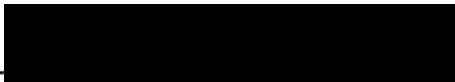
# PUBLIC RIGHT OF WAY EVIDENCE FORM

Please complete one form per person per path

Name  
Address



Date of birth



### Route of way:

From Arragon Road (Grid reference)  
via car park  
To Marys Terrace (Grid reference)

1. Have you used the above way? Yes  
If so:  
(a) During which years? 1973 - 2010  
(b) Where were you going to and from? in and out of Twick  
(c) For what purpose? and to school - as a  
(d) How many times a year? child and now  
(e) By what means (eg on foot, on horseback)? with children.  
on foot

2. Has the way always run over the same route? If not, give details and dates of any changes.  
Yes always 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.  
Just a barricade so big prams and bikes can't get in and out easily

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.

continues...

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.

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

*only if you are in possession of a Buggy wheel chair or large bike.*

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

*NO*

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

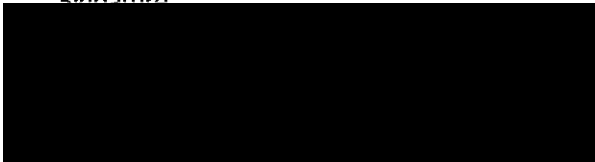
*NO*

11. Please give any other information that you think is relevant overleaf.

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

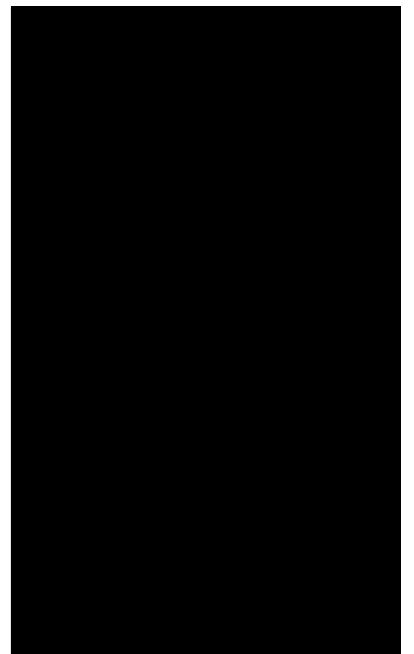
I am ~~am~~ not willing to attend a hearing, public inquiry or court to give evidence on this matter, if this should prove to be necessary.

Signature



Date

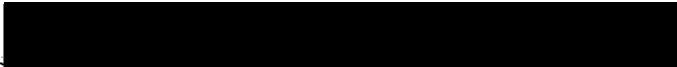
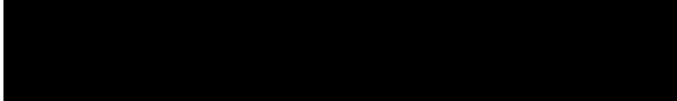

*Sept '10*





## PUBLIC RIGHT OF WAY EVIDENCE FORM

Please complete one form per person per path

Name   
Address   
Date of birth 

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### Route of way:

From *Arragon Road* (Grid reference)  
*via car park*  
To *Marys Terrace* (Grid reference)

1. Have you used the above way? *Yes.*

If so:

(a) During which years? *1965 - 2010*

(b) Where were you going to and from? *in and out Twickenham*  
*avoiding the big road*  
*to and from school.*

(c) For what purpose?

(d) How many 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. *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*

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*

continues...

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 if you happen to be pushing a big buggy and it

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

NO

is not accessible for a wheelchair

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

NO

11. Please give any other information that you think is relevant overleaf.

—

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

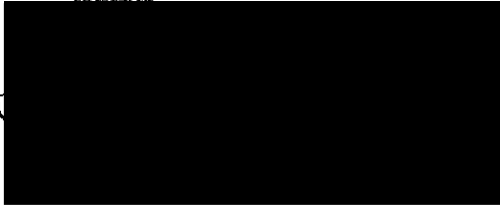
I am ~~not~~ willing to attend a hearing, public inquiry or court to give evidence on this matter, if this should prove to be necessary.

Signature



Date

4th Sept 2010



## PUBLIC RIGHT OF WAY EVIDENCE FORM

Please complete one form per person per path

Name  
Address

Date of birth

### Route of way:

From MARYS TERRACE (Grid reference)  
VIA REGAL HOUSE CAR PARK  
To ARRAGON ROAD (Grid reference)

1. Have you used the above way? YES FOR  
If so: OVER 80 YEARS  
(a) During which years? 1930 → PRESENT  
(b) Where were you going to and from? MY HOME TO TWICKENHAM TOWN CENTRE  
(c) For what purpose? GENERAL  
(d) How many times a year? OVER 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. 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

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. NO

continues...

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 the route? 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 overleaf.

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

2/9/2010

## PUBLIC RIGHT OF WAY EVIDENCE FORM

Please complete one form per person per path

Name  
Address  
Date of birth

[Redacted Name and Address]  
[Redacted Date of Birth]

### Route of way:

From MARY'S TERRACE 9A95 (Grid reference)  
THRO. REGAL HOUSE CAR PARK  
To TWICKENHAM TOWN (Grid reference)

1. Have you used the above way?

If so:

(a) During which years? 1985-2019

(b) Where were you going to and from? MARY'S TERRACE TO TWICKENHAM TOWN

(c) For what purpose? SHOPPING / SOCIAL REASONS

(d) How many times a year? DAILY

(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

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

continues...

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 the route? 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 overleaf.

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 3.9.10

## PUBLIC RIGHT OF WAY EVIDENCE FORM

Please complete one form per person per path

Name  
Address

Date of birth

### Route of way:

From MARY'S TERRACE GARAGES (Grid reference)  
THE REGAL HOUSE CAR PARK  
To ALASOO ROAD (Grid reference)

& TWICKENHAM TOWN

1. Have you used the above way? YES

If so:

- (a) During which years? SEPT 1974 to SEP 2009, & THEN VIA THE FRONT OF REGAL HOUSE  
(b) Where were you going to and from? MARY'S TERRACE TO TWICKENHAM TOWN IN CENTRE  
(c) For what purpose? SHOPPING/SOCIAL OCCASIONS & TO TRANSPORT LINKED  
(d) How many times a year? DAILY  
(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 UNTIL 2009 WHEN I USED THE FRONT ACCESS WAY OF REGAL HOUSE

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

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

continues...

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 the route? If so, what did the notices say? **NO**


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

11. Please give any other information that you think is relevant overleaf.

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

**3.09.2010.**



## PUBLIC RIGHT OF WAY EVIDENCE FORM

Please complete one form per person per path

Name  
Address

Date of birth

### Route of way:

From *Mary's Terrace* (Grid reference)  
*Garages*  
To *Through Regal House* *CARPARK* (Grid reference)  
*Town etc.*

1. Have you used the above way?

If so:

- (a) During which years? *Sept 1974 - Time of Closure Sept 2009* *then via the front of Regal House*  
(b) Where were you going to and from? *from Mary's Terrace to town*  
(c) For what purpose? *Shopping, bus stops*  
(d) How many times a year? *Daily*  
(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, but changed in 2009 to the front of Regal House*

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*

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*

continues...

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 the route? 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 overleaf.

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



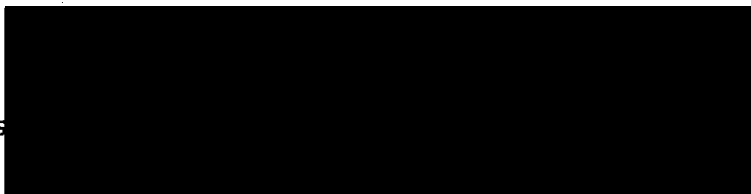
Date

3-9-2010

## PUBLIC RIGHT OF WAY EVIDENCE FORM

Please complete one form per person per path

Name  
Address



Date of birth

### Route of way:

From *Mans Terrace* (Grid reference)

To *Arvagon Road* (Grid reference)  
*via car park*

1. Have you used the above way?

If so:

(a) During which years?

*Since 1985*

(b) Where were you going to and from?

*Twickenham Town Centre - Post office, Supermarket etc.*

(c) For what purpose?

*Shopping, Banking, etc*

(d) How many times a year?

*3 times a week 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 until boarded up - first so pedestrians could still pass - then completely.*

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*

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.

*Never*

continues...

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. *Wooden barrier but pedestrians still able to pass.*

9. Have you ever seen notices such as 'Private', 'No Road', 'No Thoroughfare' or 'Trespassers will be Prosecuted' on the route? 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 overleaf.

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

5-9-10.

I can see no reason why access should not be allowed for the few people who use this way (mainly residents of Marys Terrace). As far as I am aware there has never been any 'incidents' and nobody has appeared bothered by this. There is enough strife in our world - people should make efforts to get on and accommodate each other - what harm can it do?

## PUBLIC RIGHT OF WAY EVIDENCE FORM

Please complete one form per person per path

Name  
Address



Date of birth



### Route of way:

From MARYS TERRACE (Grid reference)

VIA REGAL HOUSE CAR PARK

To ARAGON ROAD (Grid reference)

1. Have you used the above way? YES FOR 19 YEARS

If so:

(a) During which years? 1991 TO 2010

(b) Where were you going to and from? HOME TO TWICKENHAM TOWN CENTRE

(c) For what purpose? GENERAL

(d) How many times a year? OVER 300

(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.

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

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.

continues...

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 the route? If so, what did the notices say?

A 'PRIVATE' SIGN WAS ERRECTED IN THE LATTER YEARS OF THIS PERIOD

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

NO

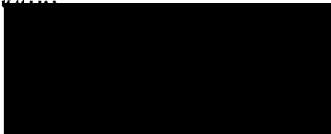
11. Please give any other information that you think is relevant overleaf.

SEE BELOW \*

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

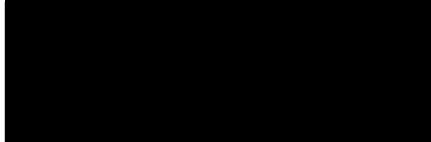
2/9/2010

\* ALTHOUGH THE 'PRIVATE' SIGN APPEARED, MANY RIGHTS OF WAY EXIST OVER PRIVATE LAND SO I DID NOT VIEW THIS AS RESTRICTIVE

## PUBLIC RIGHT OF WAY EVIDENCE FORM

Please complete one form per person per path

Name  
Address



Date of birth



### Route of way:

From MARYS TERRACE (Grid reference)  
VIA REGAL HOUSE CAR PARK  
To ARRAGON ROAD (Grid reference)

1. Have you used the above way? YES  
If so: 19 YEARS  
(a) During which years? 1991 TO 2010  
(b) Where were you going to and from? HOME TO TWICKENHAM CENTRE/LOCAL TRANSPORT  
(c) For what purpose? GENERAL  
(d) How many times a year? DAILY (AT LEAST)  
(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

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

continues...

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 the route? If so, what did the notices say?

'PRIVATE' WHEN POINTED OUT TO ME LAST YEAR BY

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

MY HUSBAND

NO

11. Please give any other information that you think is relevant overleaf.

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

2/9/2010

- Relatively recently fence erected blocking the shorter of the two routes regularly used over the car park.

-  the direct level (+ short) access afforded by this route is invaluable



## PUBLIC RIGHT OF WAY EVIDENCE FORM

Please complete one form per person per path

Name  
Address

Date of birth

### Route of way:

From *Mary's Terrace* (Grid reference)

To *Arrogan Rd via Regal House Car Park* (Grid reference)

1. Have you used the above way?

If so:

- (a) During which years? *2005 - 2010*  
(b) Where were you going to and from? *Town centre, shops, bus stops*  
(c) For what purpose? *food, transport,*  
(d) How many times a year? *daily*  
(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 and through the garages next to car park of Regal House,*

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*

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*

continues...

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 the route? 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 overleaf.

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

30 August 2010  
JO

## PUBLIC RIGHT OF WAY EVIDENCE FORM

Please complete one form per person per path

Name  
Address  
Date of birth

**Route of way:** *Marys Terrace to London Road through Royal House  
Car park.*

From (Grid reference)

To (Grid reference)

1. Have you used the above way? *Yes*  
If so:  
(a) During which years? *August 07 to present*  
(b) Where were you going to and from? *Marys Terrace to London Road*  
(c) For what purpose? *To go to shops, restaurants and bars*  
(d) How many times a year? *Once or twice a week minimum*  
(e) By what means (eg on foot, on horseback)? *Foot ~~occasionally~~ or on a push bike*

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*

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*

continues...

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 the route? If so, what did the notices say? No

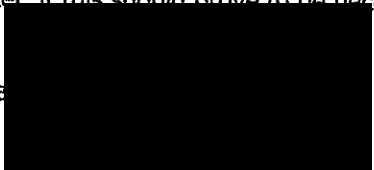
10. Have you ever asked permission to use the way? No

11. Please give any other information that you think is relevant overleaf. None

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 05.09.10

## PUBLIC RIGHT OF WAY EVIDENCE FORM

Please complete one form per person per path

Name  
Address

Date of birth

### Route of way:

From MARLYS TERRACE (Grid reference)  
VIA REGAL HOWE CAR PARK  
To ARAGON ROAD (Grid reference)

1. Have you used the above way? YES

If so:

(a) During which years? 2010

(b) Where were you going to and from? MARLYS TERRACE TO LONDON ROAD

(c) For what purpose? ACCESS TO TOWN CENTRE WITH A PRAM

(d) How many times a year? DAILY

(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

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

continues...

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 the route? If so, what did the notices say? NO

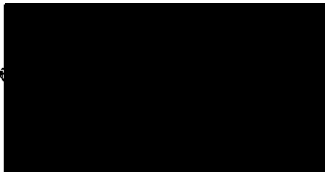
10. Have you ever asked permission to use the way? NO

11. Please give any other information that you think is relevant overleaf.

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

5/9/2010

## PUBLIC RIGHT OF WAY EVIDENCE FORM

Please complete one form per person per path

Name

Address

Date of birth

### Route of way:

From *Mans Trench* (Grid reference)

To *Arayon Road,* (Grid reference) *via Regal House Car Park*

1. Have you used the above way?

If so:

(a) During which years? *2009/2010*

(b) Where were you going to and from? *HOME TO TWICKENHAM TOWN CENTRE*

(c) For what purpose? *SIDING, CATCHING BUS, VARIOUS...*

(d) How many times a year? *DAILY*

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

2. Has the way always run over the same route? If not, give details and dates of any changes. *IT HAD TO CHANGE, WHEN THEY BUILT THE FENCE*

*AT THE END OF THE CAR GARAGES ON MARKS TLE*

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. *N/A*

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.

*\* BLOCKED BY BUILDING WORKS*

continues...

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.

*Recently with the building works they have fenced off so you can not get through.\**

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

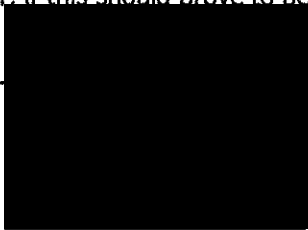
10. Have you ever asked permission to use the way? *NO*

11. Please give any other information that you think is relevant overleaf.

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

*5-09-2010*

*\* Temporary works at the Regal House entrance have now finished and the blockage cleared. 07/09/10*



## PUBLIC RIGHT OF WAY EVIDENCE FORM

Please complete one form per person per path

Name  
Address

Date of birth

### Route of way:

From *Marys Terrace* (Grid reference)

To *Arragon Road* (Grid reference)  
*via Regal House car park*

1. Have you used the above way? *Yes*

If so:

(a) During which years? *2008-2010*

(b) Where were you going to and from? *Home to town centre shops, bus stops and station (avoiding steps)*

(c) For what purpose?

(d) How many times a year? *Most days (>250)*

(e) By what means (eg on foot, on horseback)? *On foot, [redacted], with push chair.*

2. Has the way always run over the same route? If not, give details and dates of any changes. *Until last June I walked through garages and out at pedestrian entrance/exit on Arragon Road. In June [redacted] access was blocked by a fence. I now use the entrance and exit alongside London Road.*

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, [redacted] apart from the fence that was erected last year blocking access from the Marys Terrace garages.*

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*

continues...

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, apart from erection of fence by garages

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

Only one new sign 'private property' by London Road bridge entrance, that is frequently used by members of the public.

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

No

11. Please give any other information that you think is relevant overleaf.

See below.

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

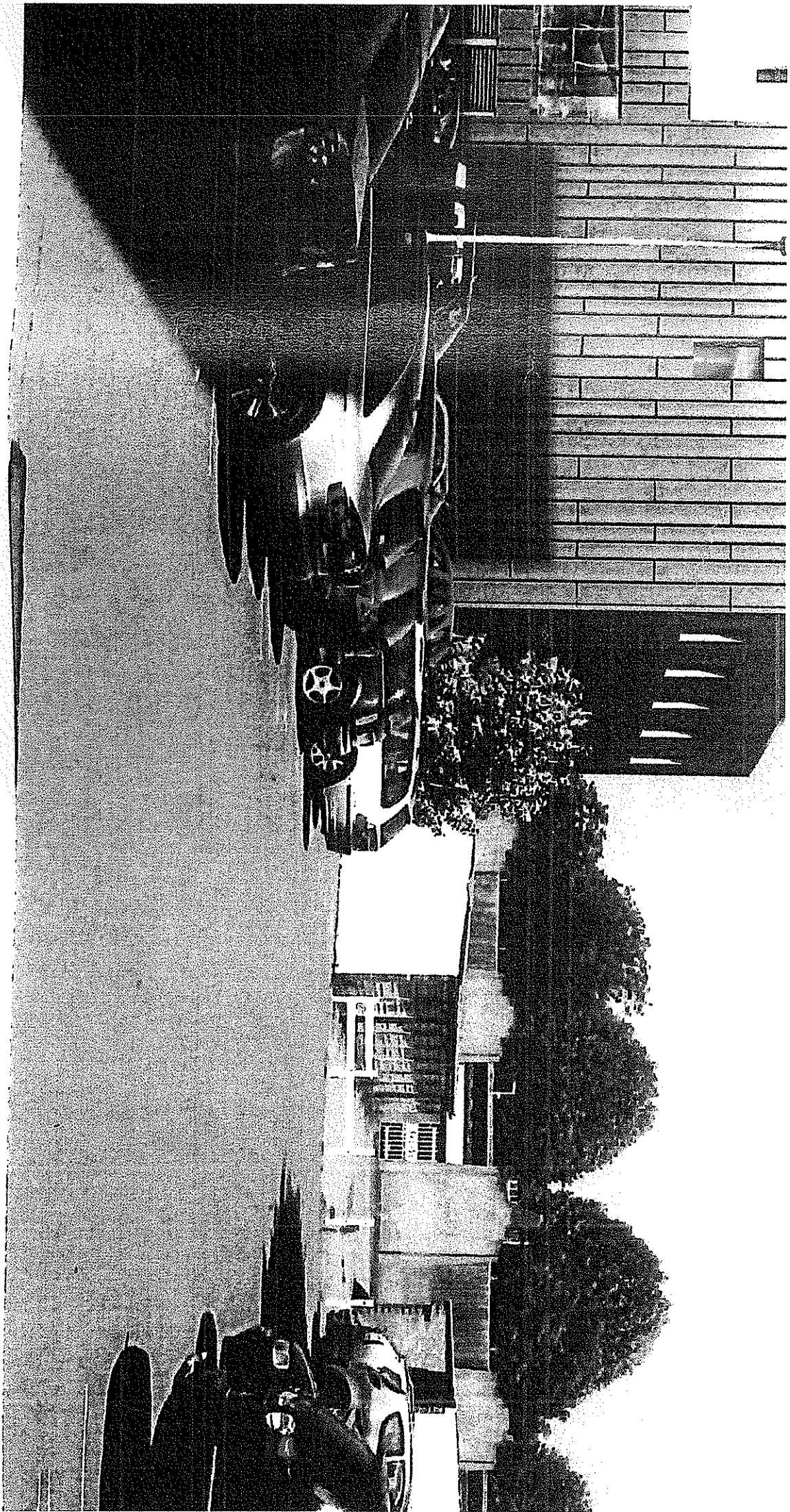
I am/am not willing to attend a hearing, public inquiry or court to give evidence on this matter, if this should prove to be necessary.

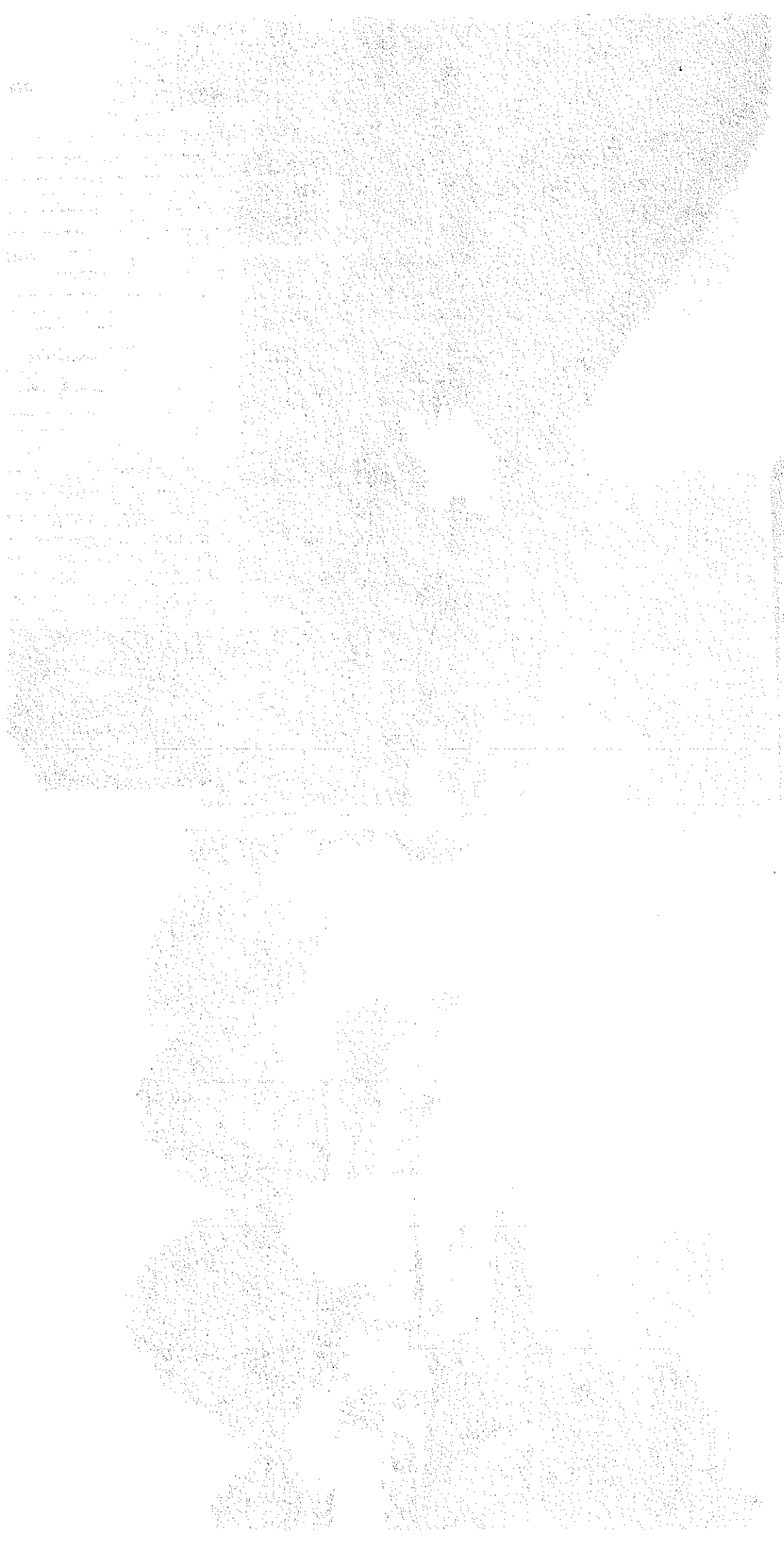
Signature

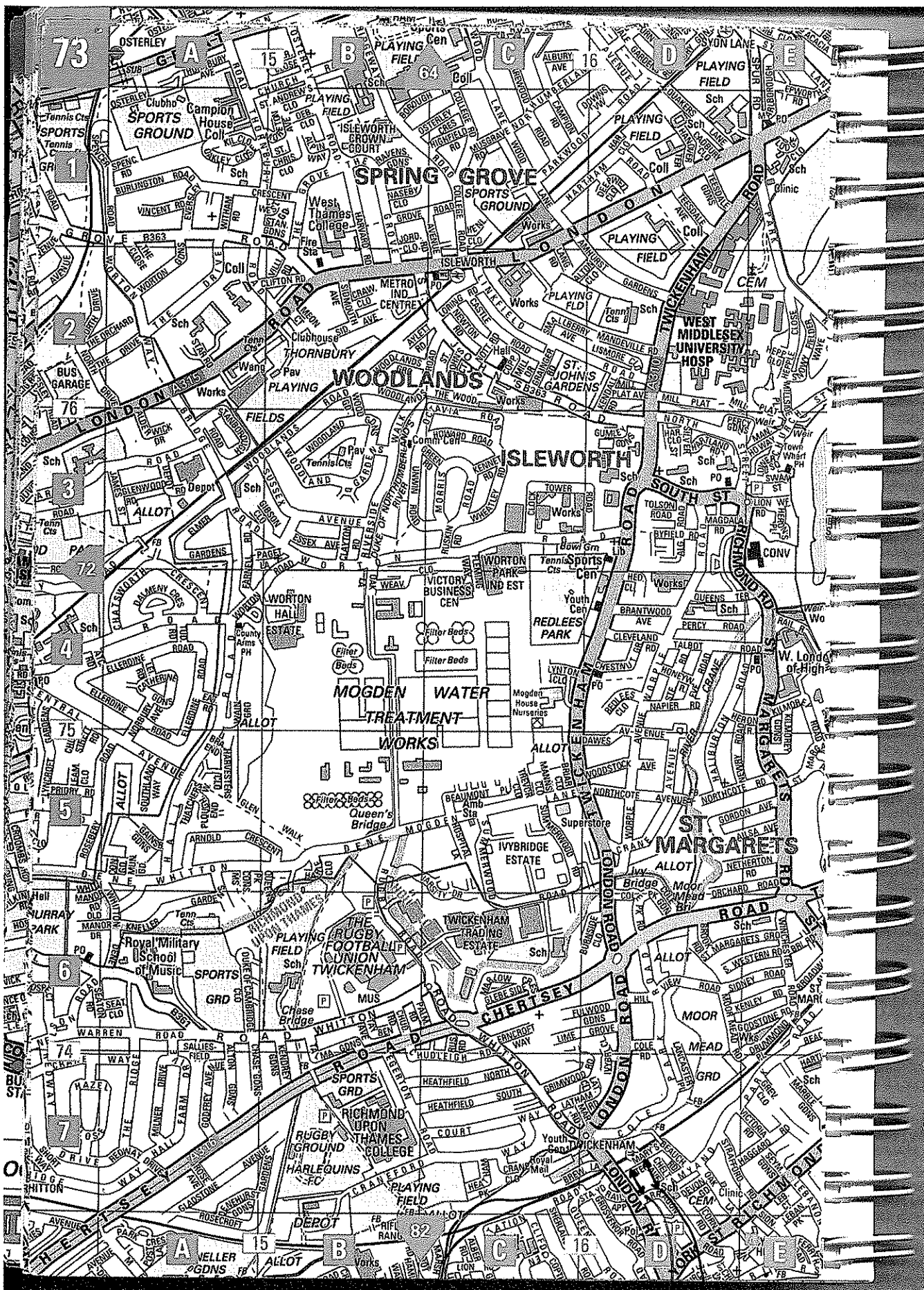
Date 30.08.10

If I had been unable to ~~use~~ pass through the Regal House car park I would not have been able to reach the nearby shops without a significant detour. The next closest route via Station Approach is very hazardous because the path outside the Cabbage <sup>Patch pub</sup> slopes towards the road and is very rough - risk of stumbling/tripping/falling. The next alternative <sup>three times</sup> detour is ~~as long as~~ as long -

This route <sup>was</sup> also the most convenient one for taking my daughter in her pushchair to/from the station and North Tuxkerham avoiding the steps at up to London Road



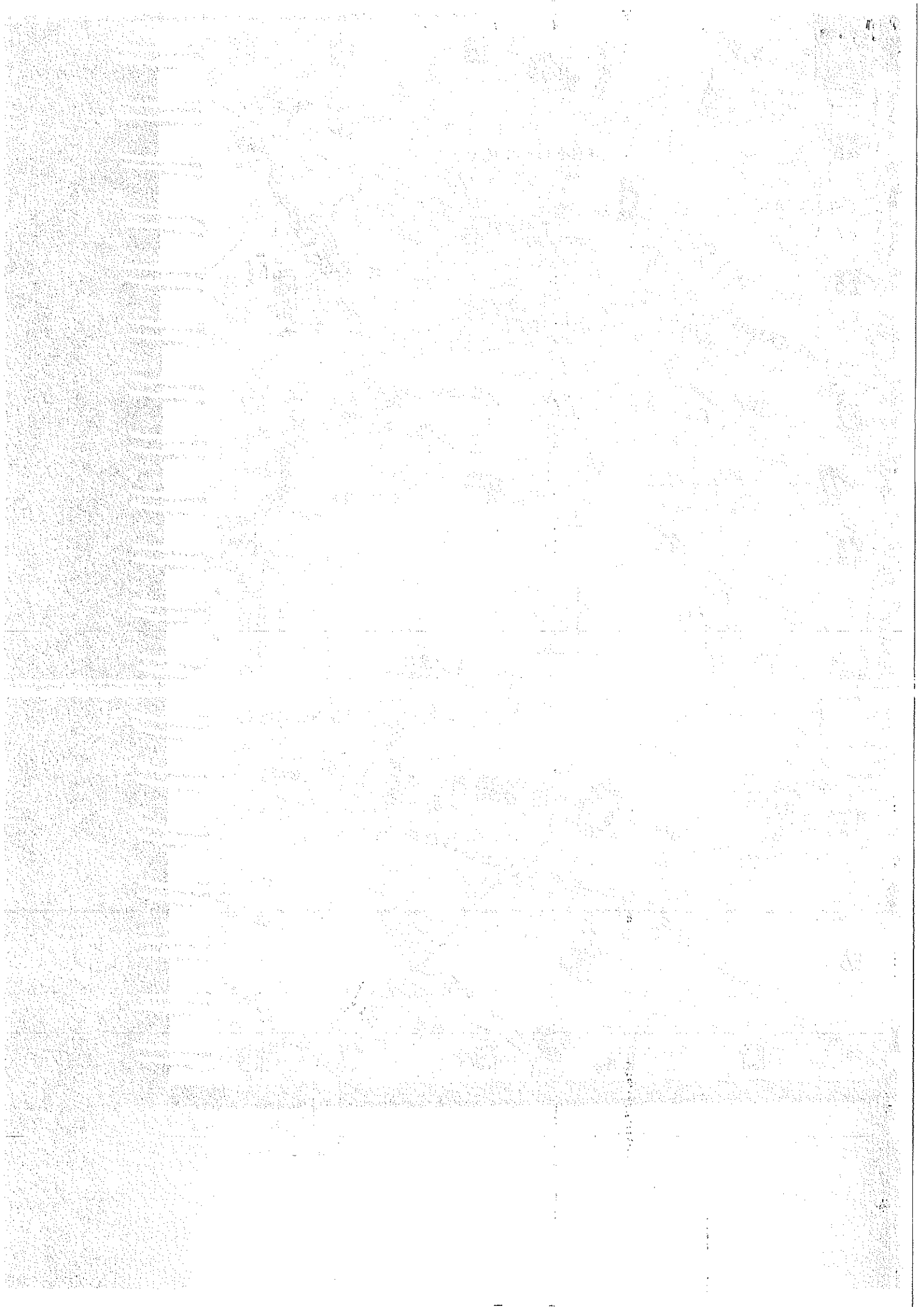


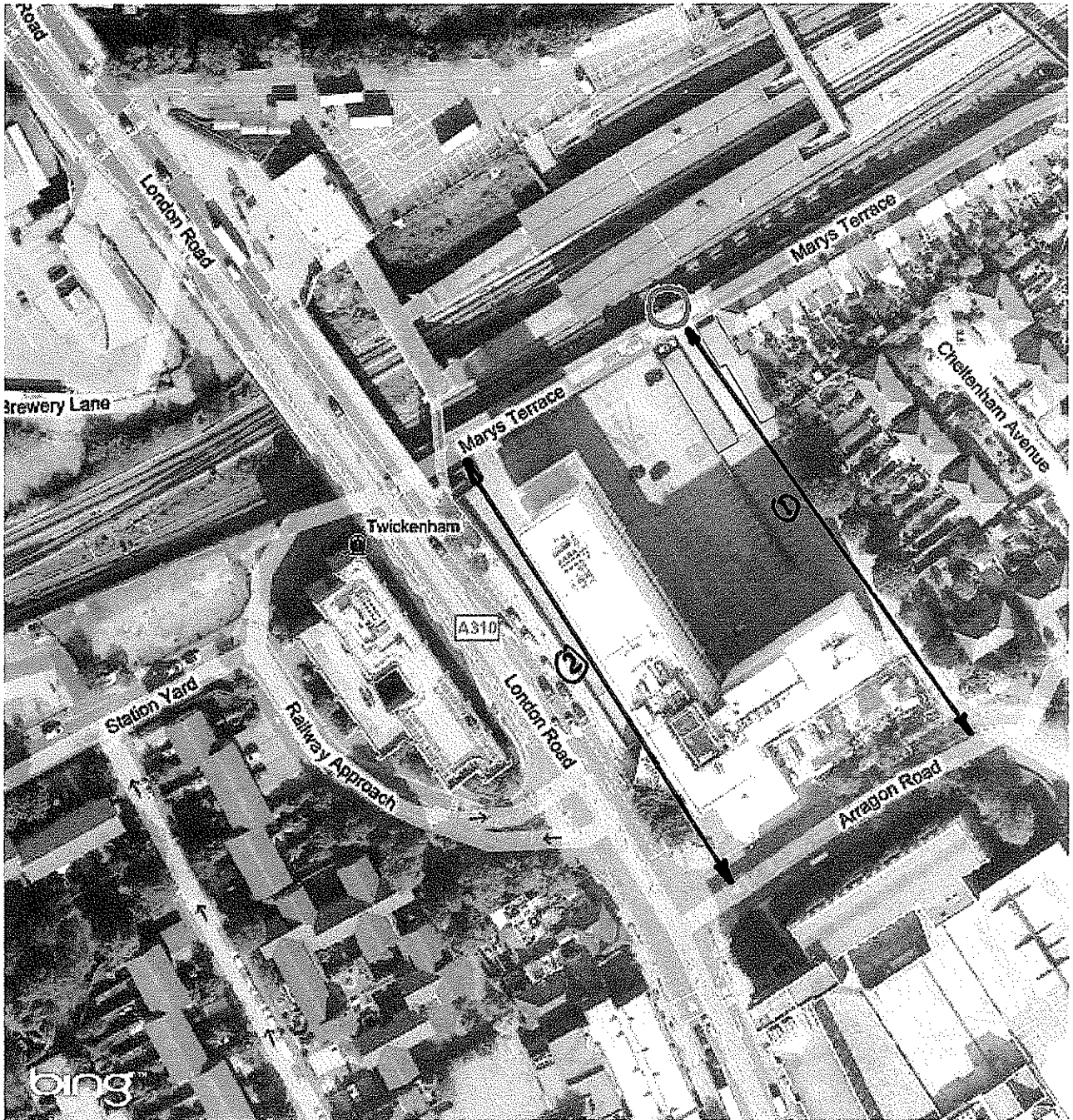


LONDON STREETFINDER

SCALE: 0.5 km GRID SQUARE (0.5)  
 : 1:16666

Route 1. Rear of Regal House  
 Route 2. Front of Regal House





© 2008 NAVTEQ / © AND / © 2007 Intermap / © Getmapping plc / © 2007 Intermap

40 yards Terms of use

**Nearest transport link**

**Tube:** Richmond (1.53mi, 2.46km)  
**Railway:** Twickenham (0.08mi, 0.13km)

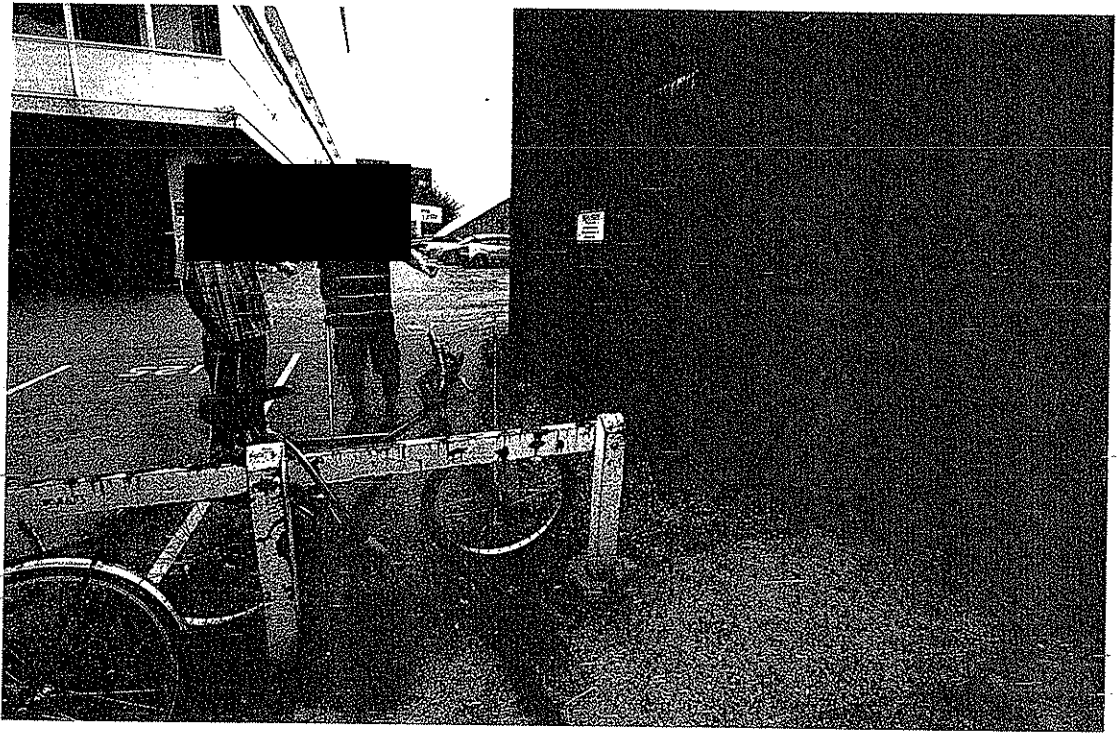
**Did you know?**

**Multimap helps you:** Email maps and directions to friends  
 Book hotels and cottages  
 Find Wi-Fi hotspots  
 Buy aerial photos of your house  
 Locate petrol stations

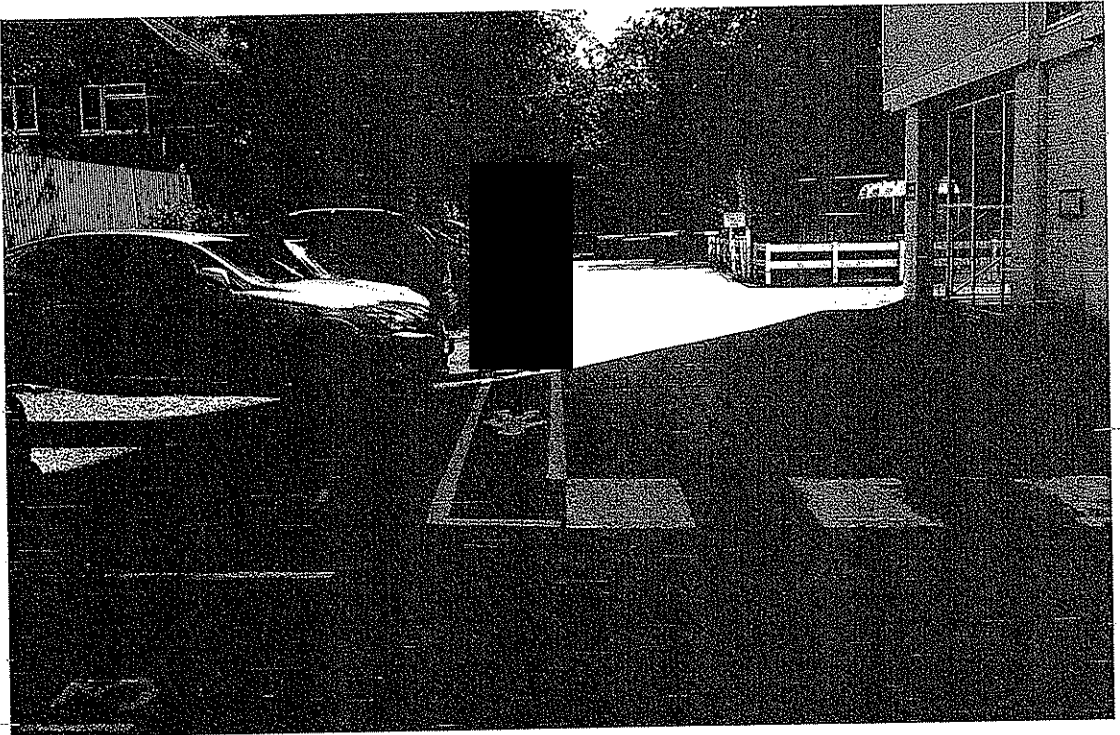




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②

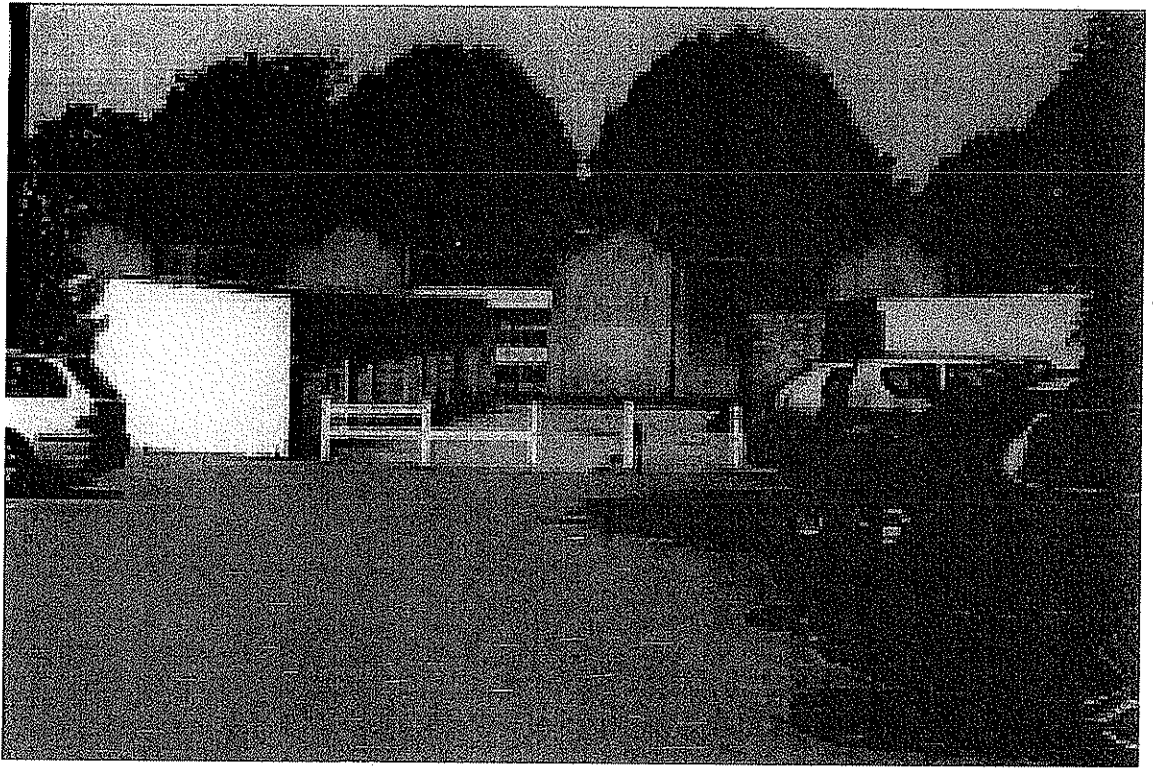


③



Gap between fence and garage can be seen through  
car window.

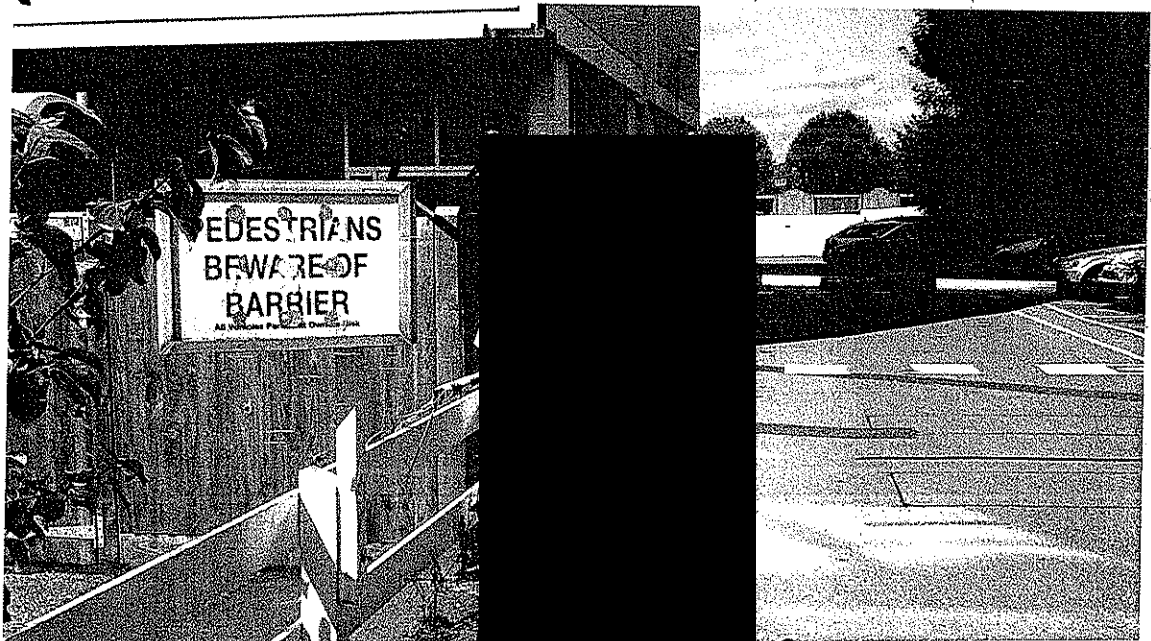
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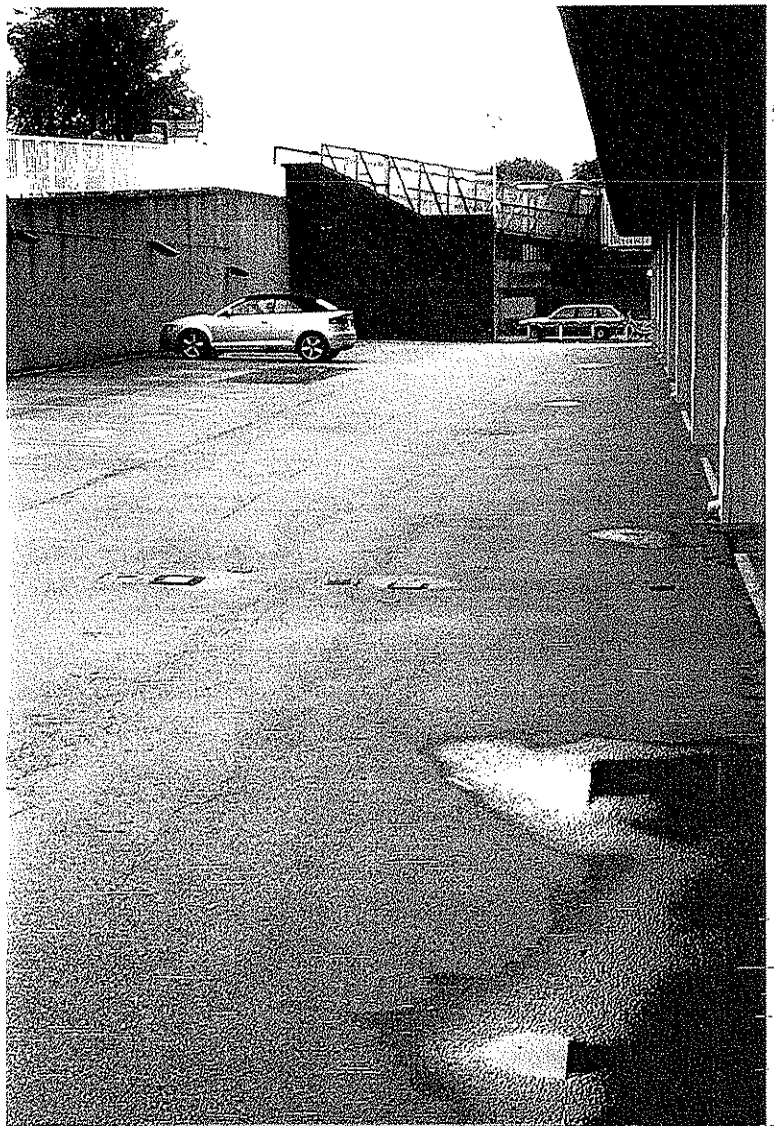


Route from Regal House car park through garages to  
Marys Terrace prior to erection of fence in June 2009  
(from Arragon Road)

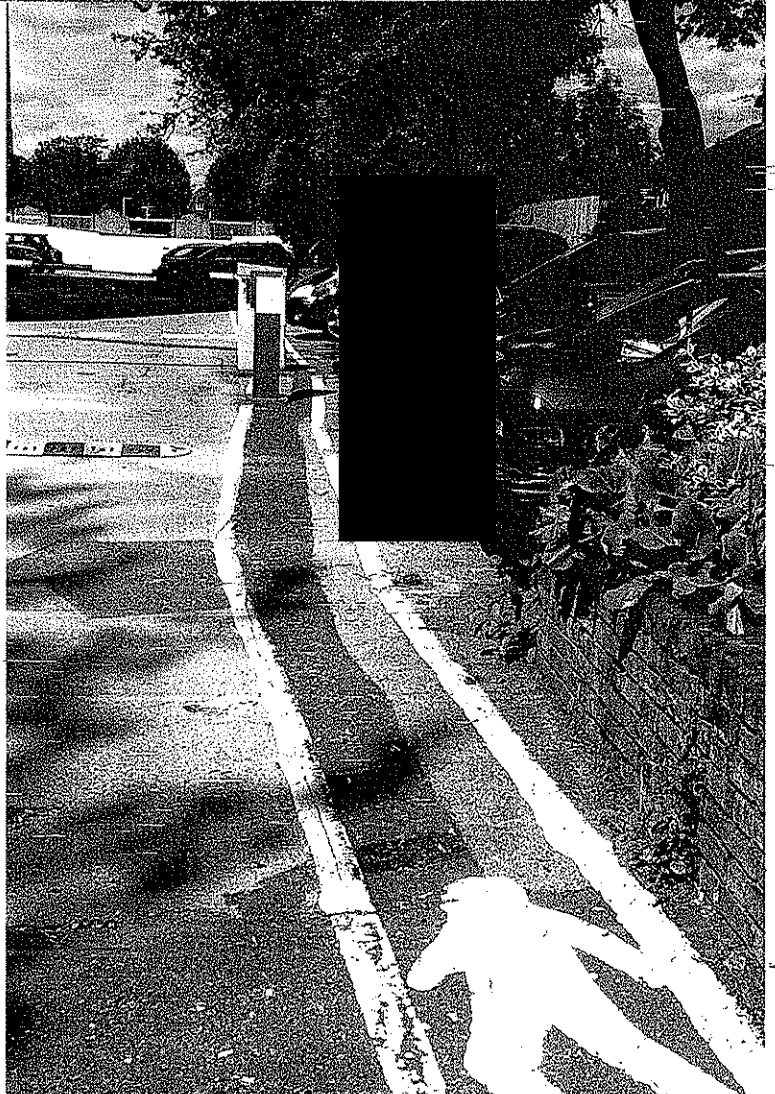
Route from Marys Terrace through garages - blocked  
by fence in June 2009.

Redevelopment route and sign through Regal House  
car park to Marys Terrace garages (from Arragon Road)

7



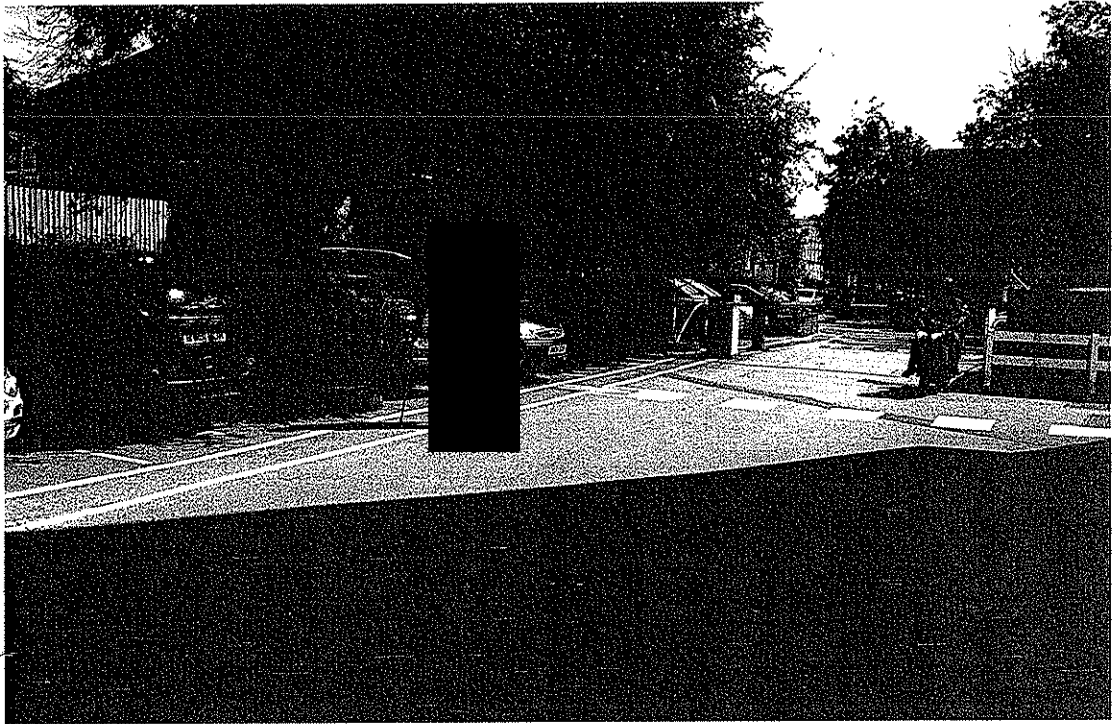
8



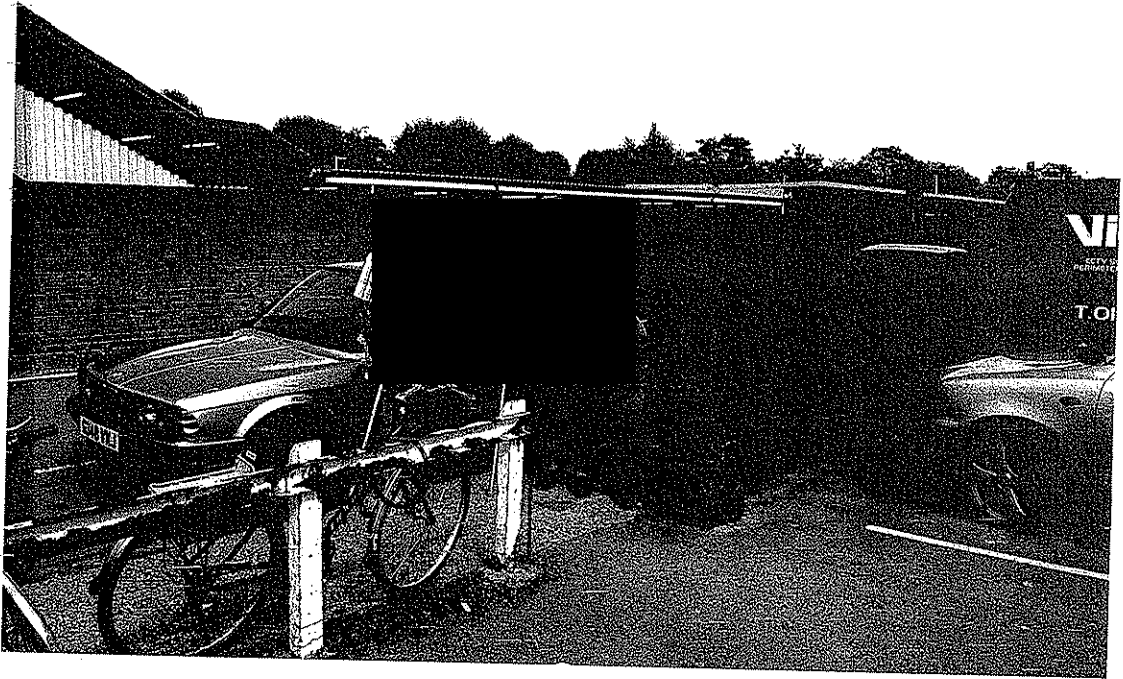
Route past front of ~~the~~ Regal House  
to Marys Terrace (from Aragon Road)

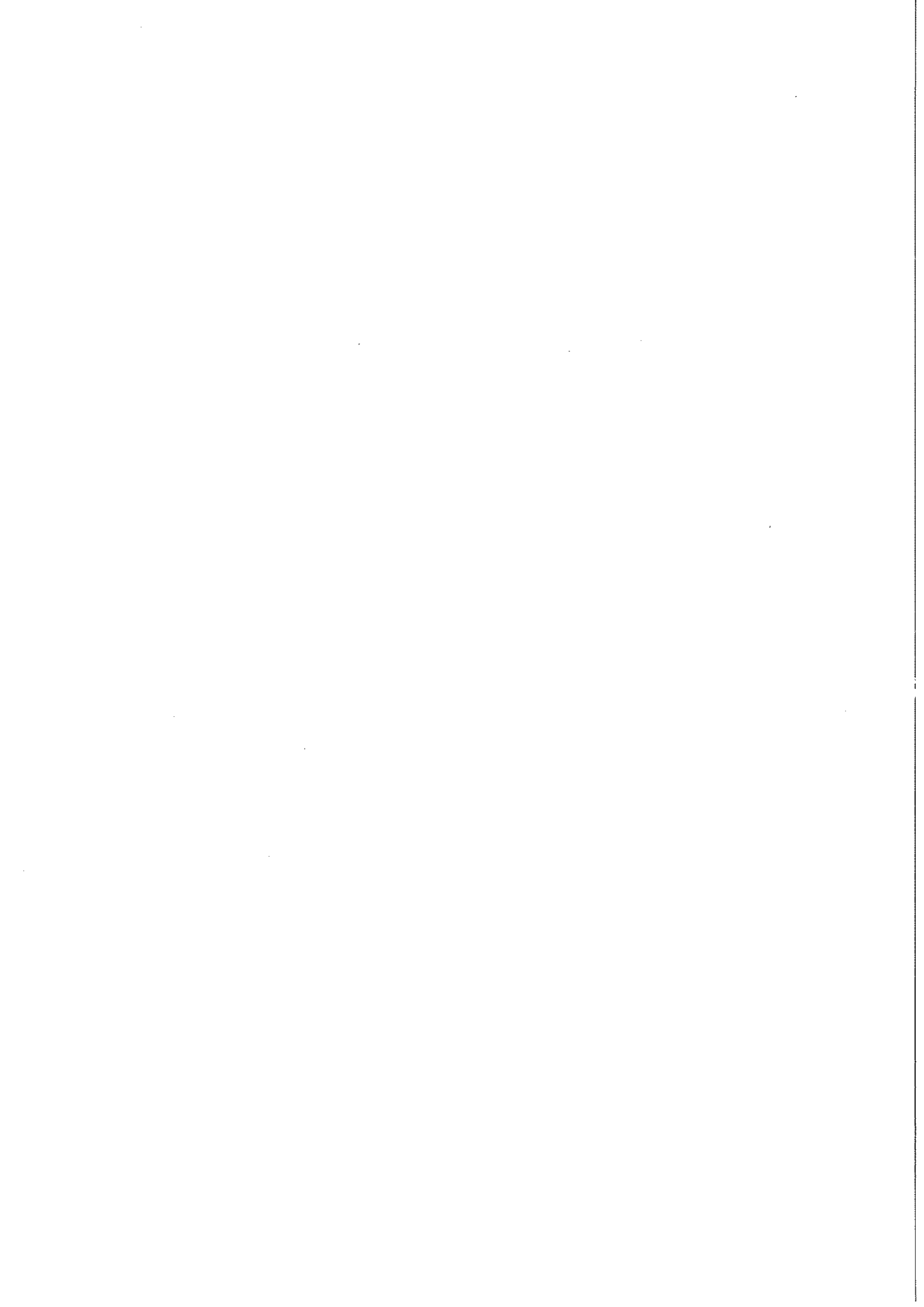
Pedestrian route through Regal House  
car park towards garages on Marys  
Terrace (from Aragon Road)

9



10







14 Marys Terrace  
Twickenham  
Middx  
TW1 3JB

The Landowner of Mary's Terrace Garages, Twickenham  
Castle Lane Securities  
c/o Hamways,  
110 Station Road  
Oxted  
Surrey  
RH8 OQA

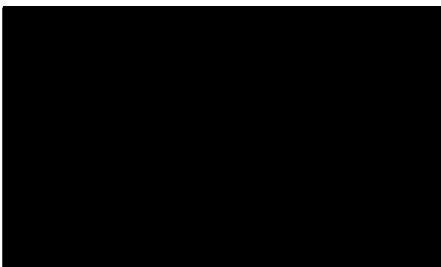
13 Sept 2010

**Re: Notice of Application for a Definitive Map Modification Order for a right of way through Regal House Car Park and Mary's Terrace Garages**

Dear Sir/Madam

Please find enclosed an application to Richmond Council to modify the Definitive Map and Statement by adding the right of way from Mary's Terrace, Twickenham to Arragon Road, Twickenham via the Regal House Car Park and Mary's Terrace Garages.

Yours faithfully



John Milner



14 Marys Terrace  
Twickenham  
Middx  
TW1 3JB

The Landowner of Regal House, Twickenham  
Regal GB Partnership  
c/o Blackfriars Investments Ltd  
Suite 4  
32 Lawn Road  
London  
NW3 2XU

13 Sept 2010

**Re: Notice of Application for a Definitive Map Modification Order for a right of way through Regal House Car Park**

Dear Sir/Madam

Please find enclosed an application to Richmond Council to modify the Definitive Map and Statement by adding the right of way from Mary's Terrace, Twickenham to Arragon Road, Twickenham via the Regal House Car Park.

Yours faithfully



John Milner

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from Susan Chappell

**John Milner**

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**From:** John Milner [johnmilner@tiscali.co.uk]  
**Sent:** 12 September 2010 10:20  
**To:** 'Susan Chappell'  
**Subject:** RE: Right of Way

Hello Susan

I'll have the form, the letters, and a map tomorrow.

I appreciate that time frames may be lengthy if decision goes to appeal.

Our objective is to maintain a route through the Regal House car park that has been used by local residents ever since the construction of Regal House (and before then by one of my neighbours). Our concern is that as soon as the construction hoarding is erected the route to the front of Regal House will be blocked, unless access is reopened through the recently erected fence between the car park and the garages. Re-opening of this route at the rear of Regal House would be our preference as it would not affect the construction of Travelodge, the use of the car park or the garages.

Having been advised there may be an issue with signage in the car park, I recently took a close look, as I was unaware of any 'private property' signs on the route behind Regal House, and had only noticed one new sign on the route to the front of Regal House when forced to take this route due to closure of the route behind Regal House. On very close inspection I discovered two very small and discrete signs at two of the other entrances. Neither I nor my neighbours had ever noticed these signs before because of their size and placement. The signs were/are completely ineffective.

Kind regards  
John

**From:** Susan Chappell [mailto:susanchappell@blueyonder.co.uk]  
**Sent:** 11 September 2010 14:28  
**To:** johnmilner@tiscali.co.uk  
**Subject:** Right of Way

Dear John

Just to let you know I have dropped off all the documents that you gave me with Mr Chesman in Legal Services. He just needs the application form that I sent you and copies of the letter/s that you've sent to the landowners.

I have taken copies of the forms if you'd like them just let me know.

Re the timescales, I've been advised the following:

'Regarding time frames for dealing with these matters they tend to be very lengthy as whatever decision the Council makes is subject to appeal to the Planning Inspectorate. From past experience I would expect the whole process to take at least a year and probably longer. In the meantime there is no registered right of way across the Regal House car park and the owners will not therefore be prevented from undertaking the development on this account.'

Speak soon

Susan

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Wildlife and Countryside Act 1981

The Wildlife and Countryside (Definitive Maps and Statements) Regulations 1993

Definitive Map and Statement for the London Borough of Richmond upon Thames

Certificate of Service of Notice of Application for Modification Order

To: The London Borough of Richmond upon Thames  
Of: Civic Centre  
44 York Street  
Twickenham  
TW1 3BZ

I John Milner of 14 Mary's Terrace Twickenham TW1 3JB hereby certify that the requirements of paragraph 2 of Schedule 14 to the Wildlife and Countryside Act 1981 have been complied with.

Dated: 27 / 09 / 2010

Signed: 

RECEIVED ON  
29 SEP 2010  
LEGAL SERVICES