



Northumberland County Council

NORTH NORTHUMBERLAND LOCAL AREA COUNCIL
23 August 2018

REVIEW OF THE DEFINITIVE MAP AND STATEMENT OF PUBLIC RIGHTS OF WAY ALLEGED RESTRICTED BYWAYS NOS 56 & 10 (11) PARISHES OF CHATTON & CHILLINGHAM

Report of the Executive Director of Local Services
Cabinet Member: Councillor Glen Sanderson, Environment & Local Services

Purpose of report

In this report, the Council is asked to give consideration to all the relevant evidence gathered in support and rebuttal of a proposal to add to the Definitive Map and Statement a restricted byway from the C43 road north-east of Chillingham Barns in an easterly direction over the U1095 road (alleged Parish of Chillingham Byway Open to All Traffic No 10 (11)) crossing the Hollow Burn to the Chillingham / Chatton parish boundary then in a general north-easterly and northerly direction to join the U1103 road (Parish of Chatton Byway Open to All Traffic No 49) at Amerside Law.

Recommendation

It is recommended that the Council agree that:

- i) there is sufficient evidence to indicate that public vehicular rights have been reasonably alleged to exist over the route G - A - B - H;**
- ii) the Natural Environment and Rural Communities Act 2006 would not appear to have extinguished the public's motorized vehicular rights over the route G - A;**
- iii) the route G - A be included in a future Definitive Map Modification Order as a Byway Open to All Traffic;**
- iv) the Natural Environment and Rural Communities Act 2006 would appear to have extinguished the public's motorized vehicular rights over the route A - B;**

- v) **the route A - B be included in a future Definitive Map Modification Order as a Restricted Byway.**

1.0 BACKGROUND

- 1.1 By virtue of Section 53 of the Wildlife and Countryside Act, 1981, the County Council is required to keep the Definitive Map and Statement under continuous review and make modification orders upon the discovery of evidence, which shows that the map and statement need to be modified.
- 1.2 The relevant statutory provisions which apply to adding and upgrading a public right of way on the Definitive Map and Statement based on historical documentary evidence is Section 53(3)(c)(i) of the Wildlife and Countryside Act, 1981, which requires the County Council (as Surveying Authority) to modify the Definitive Map and Statement following:

“the discovery by the authority of evidence which (when considered with all other relevant evidence available to them) shows:

“that a right of way which is not shown in the map and statement subsists or is reasonably alleged to subsist over land in the area to which the map relates, being a right of way such that the land over which the right subsists is a public path, a restricted byway or, subject to section 54A, a byway open to all traffic;”

- 1.3 All the relevant statutory provisions and competing rights and interests have been considered in making this report. The recommendation is in accordance with the law and proportionate, having regard to individuals’ rights and the public interest.

2.0 PUBLIC EVIDENCE

- 2.1 In October 2016, Mr T Liddle of Hexham submitted an application to amend the Definitive Map and Statement by adding a restricted byway from a point marked G on the C43 road north-east of Chillingham Barns in an easterly direction for a distance of 475 metres over the U1095 road (alleged Parish of Chillingham Byway Open to All Traffic No 10 (11)) crossing the Hollow Burn to a point marked A on the Chillingham / Chatton parish boundary then in a general north-easterly direction for a distance of 395 metres, then northerly direction for a distance of 330 metres to a point marked H on the U1103 road (Parish of Chatton Byway Open to All Traffic No 49) at Amerside Law.
- 2.2 The application is supported by historical evidence including the 1842 Turnpike Plan, Greenwood’s County Map of 1828, the 1838 & 1844 Tithe Awards for the townships of Chillingham and Chatton, the 1859 O.S. Boundary Records, the 1st Edition O.S. 25” plan of 1866 with the accompanying Book of Reference, the 2nd Edition O.S. 6” plan of 1897, the 2nd Edition O.S. 6” plan of 1899, the 1910 Finance Act records for Chatton & Chillingham and the O.S. 25” plan of 1954.

2.3 The application was also accompanied by the following submission:

Amersidelaw

“1. The alleged route is in the parishes of Chillingham and Chatton. It can be seen on OS Explorer 340.

“2. It starts at GR NU 056267 on the C431 road between Chatton and Chillingham and follows the U1095 eastwards to the parish boundary which lies just beyond the Hollow Burn. This western section of the route is a lane between hedges but is very overgrown due to lack of use as it is currently a legal dead end. It is approximately 5 metres wide.

“3. To the east side of the Burn it turns north east on an undefined line across a field and along a fence line to meet the U1103, which has recently been recorded as BOAT 211/049, at Amerside law st GR NU 063272.

See photograph

Documentary evidence

1824 Turnpike Plan

QRUP/14

“This is the plan for the Alnwick & Eglington Turnpike. It shows the alleged route leading from the Chillingham road, the C431, to the Hollow Burn. From there it shows a route labelled ‘from Belford’ passing close to Amerside Law.

“On the 2nd ed of the OS dated 1897 a milepost (Chatton $\frac{3}{4}$, Alnwick 14) can be seen on the line of this proposed turnpike due west of Amerside Law, which shows that the Chatton to Chillingham road became a turnpike road.

See extract

1828 Greenwood’s map

The alleged route is shown connecting the Chillingham road to Amerside Law. It is shown as a ‘cross road’ between the two turnpike roads.

See extract

1838 Tithe Award for Chillingham

DT 98 L

“The plan shows the western part of the route as an enclosed lane. Once in the parish of Chatton, it is no longer enclosed but is labelled ‘from Amerside Law’. This supports the two previous sources of evidence by showing that there was a through route connecting the two parishes via Amerside Law.

See extract

1844 Tithe Award for Chatton

DT 95 M

“This plan shows the alleged route labelled ‘from Chillingham’, as an enclosed lane in Chillingham parish and unfenced in Chatton parish as it is today. It shows a bridge across the stream indicating that this part of the route did not end at the burn but at the parish boundary, as it does today.

See extract

1859 OS Boundary Records

“This series (OS 26) is known as the Boundary Remark Books. In this document there is sketch of the boundary between Chatton parish, Chatton township and Chillingham parish, Chillingham township as agreed by the meresmen, a representative appointed for this purpose for each of those parishes. The alleged route can be seen on page 12 with the labels ‘from Amerside Law’ and ‘to Chillingham’.

1866 OS 1st ed. 25”

Sheets XX/8 & 12

“These sheets are missing from Woodhorn but have been photographed at the British Library in London. The western part of the route is shown as plot 9 in Chillingham Parish, Chillingham Township. In the OS Book of Reference, this plot is described as ‘public road’.

“The eastern unfenced part of the route is shown as passing through two fields, plots 544 and 541, in the parishes of Chatton, township of Chatton. In the Book of Reference, these plots are shown as: plot 541 = ‘arable & road’, plot 544 = ‘arable & roads’.

See extracts

The 6” OS map in this series can be seen on Roll 5. It shows that the western part of the alleged route is in Chillingham parish & township and the section to the east is in Chatton parish and township.

See extracts

1894 OS Revised 1st ed, scale 1:63,360

NLS map collection

This clearly shows the alleged through route between the Chillingham to Chatton road and Amerside Law..

See extract

1897 OS 2nd edition, scale 1:10,560

NLS map collection

This also shows the alleged route clearly.

See extracts

“The alleged route is shown clearly and is not labelled either FP or BR suggesting that it is of higher status, ie a public road.

See extract

1910 Finance Act Plan for Chillingham parish

Ref: NRO 436/XX.12

“The western part of the route is shown as being part of plot 16. In the Book of Reference for this parish **NRO 2000/56**, this plot is shown as owned by the Earl of Tankerville and occupied by William Grieve. There is no deduction for ‘right of way or user’. But this does not mean that there were no public rights as there was no obligation on the landowner to claim a deduction.

1910 Finance Act Plan for Chatton parish

Ref: 436/XX.12

“The eastern part of the route is shown as being part of plot 103. In the Book of Reference for this parish **NRO 2000/55** on page 15, it shows the hereditament described as Amerside Law, in the ownership of the Earl of Tankerville and occupied again by William Grieve. This time there is a deduction of £13 for ‘right of way or user’.

See extracts

1954 OS scale 1:25,000

NLS Map Collection

This more recent OS map also shows the alleged route clearly as a fenced lane in Chillingham parish, becoming an unfenced lane in Chatton parish. It is drawn the same width for the unfenced section as for the fenced section, which already carries public rights on the List of Streets.

See extract

Conclusion

The evidence suggests that for over a hundred years there was a through route with public rights linking these two parishes along the line described above, rather than just a short section coming to a dead end at the parish boundary as is recorded at present.

Please can you investigate if this alleged route should be recorded on the definitive map as a restricted byway?”

3. LANDOWNER EVIDENCE

- 3.1 By letters dated 30th June 2017 Matthew Simpson, Planning & Development Surveyor for George F White responded on behalf of their client E F Brown & Sons, with the following comments.

- i) "We write on behalf of our client (E F Brown and Sons) who we represent in relation to Northumberland County Council's pre-order consultation relating an application that has been made to add a public right of way to the Definitive Map. As per your letter dated 6 April 2017, we are making representations in order to object to the application.
- ii) "Our client is the freehold owner of all land over which the proposed right of way is proposed, across two Land Registry titles (ND137704 and ND137199).
- iii) "Our client moved into the farm at Amerside Law Farm in 1986 which was purchased from the Murray family who had lived at the farm since approximately 1906. Cllr Anthony Murray who lived at the farm during this time has confirmed via our client, that the proposed public right of way was never used as an access, either by foot or vehicle.
- iv) "The proposed track to the west of the Hollow Burn and along the southern boundary of the field was very occasionally used to herd livestock to fields west of the Chillingham Road (C435). Use of the route for this purpose represents a private use rather than a public one.
- v) "The only access to the farm has always been from the east of Chatton in a southerly direction, which remains unchanged to this day. The Oaky Wood field (the field where '56' is annotated on the attached plan), which during the Murray's occupation of the farm, was either in arable or pasture crop with no public route across the land as proposed.
- vi) "Our client now has all of land under pasture and arable rotation. The proposed route of the public right of way would therefore have a detrimental impact upon our client's farming operations. Allowing the establishment of a public right of way over the land, especially when cattle are present in the field, would present an unnecessary risk to users of the right of way.
- vii) "A number of historic plans have been documented as part of the Council's evidence, however many of the plans do not show the complete route that is proposed on the plan shown between point G and H. The evidence shows that since approximately 1824, map records have altered significantly and have not always shown the complete proposed route between G and H.
- viii) "Furthermore, the Council's evidence base includes extracts from the OS Book of Reference from 1866, which refers to part of the route west of Hollow Burn (Plot 9) as 'public road'. The map that accompanies this reference (sheet XX/12) shows a faint dotted route headed south towards Chillingham Castle.
- ix) "It is understood that a previous proposed public right of way was successfully challenged on behalf of the castle as it was demonstrated that the right of way was private. Therefore, designation of the 'public road' in 1866 over our client's land would have served no purpose in providing public access to the castle or any other land. As described

above, the proposed right of way on our client's land has only ever been used for private access to their and the previous occupant's knowledge. Therefore as with the Chillingham Castle case, a public right of way cannot be claimed in this instance.

- x) "For the reasons outlined above, our client objects to the proposed public right of way over their land and trust that this will be taken into consideration as part of your recommendation report. We look forward to reviewing your recommendation report before being considered by the Rights of Way Committee."

4. CONSULTATIONS

- 4.1 In July 2014 and April 2017, the County Council carried out a consultation with the Parish Council, known owners and occupiers of the land and the local representatives of the "prescribed and local organisations" listed in the Council's "Code of Practice on Consultation for Public Path Orders".
- 4.2 The July 2014 consultation was regarding a proposal to add the U1095 road to the Definitive Map as Parish of Chillingham Byway Open to All Traffic No 10 and the following responses were received.
- 4.3 By letter, dated 17th October 2014, Ms E Bamford responded to the consultation, on behalf of the Ramblers' Association, stating:

"Parish of Chillingham Byway Open to All Traffic No 10 No comment."
- 4.4 By letter, dated 28th October 2014, Mr D Roberts responded to the consultation, on behalf of the Cyclists' Touring Club, indicating he had no comment regarding this particular proposal.
- 4.5 By email, dated 14th November 2014, Tillside Parish Council decided not to make a response to the consultation.
- 4.6 By letter, dated July 2014, Susan Rogers responded to the consultation, on behalf of the British Horse Society stating:
 - i) "The route is very overgrown hedged land which comes to an end at the river which acts as the parish boundary. It is little used but walkers do sometimes force their way along it.
 - ii) In addition to the documentary evidence quoted in the schedule, some of which shows this old road continuing into Chatton Parish, this route is shown to be an off-shoot from the turnpike going via Amerside Law to belford on the 1825 plan for the Alnwick and Eglington Turnpike Trust. These documents can be seen at Woodhorn. The reference for the plan is QRUp14 and for the Trust is 404/260. Alleged BOAT 9 is also shown on this plan as a route from Wooler to the turnpike.

- iii) The BHS would like to see this through route on the definitive map and the route cleared on the ground as it would provide a valuable circular route for riders from Chatton. It is important that this short alleged BOAT, although of little use to the public at present, is recorded so that it can eventually form part of this potentially valuable through route."

4.7 The April 2017 consultation was on a proposal to add the whole of the claimed route (including the U1095 road) as a restricted byway and the following response was received.

4.8 By letter in May 2017 the County Access & Bridleways Officer for the British Horse Society responded to the consultation with the following comments:

- i) "This proposal is well supported by documentary evidence. This evidence suggests that a through route existed to Amersidelaw rather than just being a short recorded county maintainable road with a dead end at the parish boundary.
- ii) "It is understood why this section in Chillingham parish, which is currently on the List of Streets, needs to be recorded as a byway open to all traffic (NERC Act) rather than a restricted byway, although it is unlikely to receive any motor vehicle use as those rights will end at the parish boundary where the alleged route passes into Chatton parish.
- iii) "It is not currently used by horse riders because a large part of it on has rights only for walkers and the other part is blocked by overgrown vegetation.
- iv) "It will provide a useful through route for horse riders enabling them to avoid using a tarmac road frequently used by agricultural machinery."

5. DOCUMENTARY EVIDENCE

5.1 A search has been made, relating to historical evidence and the following copies are enclosed for consideration.

1769 Armstrong's County Map

There is no evidence of a track approximating the claimed route.

1820 Fryer's County Map

There is evidence of a track over the western section of the route recorded as the U1095 road but no evidence of a linking route to Amerside Law.

1828 Greenwood's County Map

There is evidence of a track approximating the claimed route.

- 1820-32 Cary's Map
- There is evidence of a track over the western section of the route recorded as the U1095 road but no evidence of a linking route to Amerside Law.
- 1824 Turnpike Plan (Applicant's Plan)
- There is evidence of a track over the western section of the route recorded as the U1095 road but the track labelled 'From Belford' does not appear to link with Amerside Law.
- 1838 Chillingham Tithe Award (Applicant's Plan)
- There is evidence of a track over the western section of the route recorded as the U1095 road and the track is labelled 'From Amerside Law'.
- 1844 Chatton Tithe Award (Applicant's Plan)
- There is evidence of a track approximating the whole of the claimed route in Chatton township which is labelled 'from Chillingham'.
- 1859 Ordnance Survey Boundary Records (Applicant's Plan)
- There is evidence of a track approximating the claimed route where it crosses the Chillingham / Chatton parish boundary labelled both ' from Amerside Law' and 'to Chillingham'.
- 1860 1st Edition O.S. Map: Scale 1:2,500 & Book of Reference (Applicant's Plan)
- There is evidence of a track over the entire length of the claimed route.
- This section of the claimed route within Chatton parish is annotated in the Book of Reference with the numbers 541 and 544 is identified as 'Arable & Roads'.
- This section of the claimed route within Chillingham parish is annotated in the Book of Reference with the number 9 and is identified as 'Public Road'.
- 1866 1st Edition O.S. Map: Scale 1:10,560
- There is evidence of a track over the entire length of the claimed route. The section in Chillingham parish is shown as an enclosed track.

- 1899 2nd Edition O.S. Map: Scale 1:10,560
- There is evidence of a track over the entire length of the claimed route. The section in Chillingham parish is shown as an enclosed track.
- 1925/6 3rd Edition O.S. Map: Scale 1:10,560
- There is evidence of a track over the entire length of the claimed route although the copy of the plan for the section in Chillingham parish is poor quality. Part of the path in Chatton parish is annotated 'FP'.
- 1932 Hexham RDC Handover Map
- There is clear evidence of a track over the entire length of the claimed route on the Ordnance Survey base map but the length of the U1095 road is not identified as a publicly maintainable highway.
- 1951 Highways Map
- The route of the U1095 road (alleged Restricted Byway No 11) is coloured (in purple) so as to identify it as a publicly maintainable road. It is labelled as being the U1095.
- Definitive Map – original Survey Schedules & Map
- The route of the U1095 road exists on the base map and is coloured brown. Known public roads were generally coloured brown to indicate what the extent of the road network was considered to be.
- 1957 Provisional Edition O.S. Map: Scale 1:10,560
- There is evidence of a track over the entire length of the claimed route. The section in Chillingham parish is shown as an enclosed track'.
- 1964 Highways Map
- The route of alleged Restricted Byway No 11 is coloured (in purple) so as to identify it as a publicly maintainable road. It is labelled as the U1095.
- 1980 O.S. Map: Scale 1:10,000
- There is evidence of a track over the western section of the route recorded as the U1095 road and a length of the claimed route heading south from Amerside law.

2006 The Council's 'List of Streets' (2 May 2006)

A publicly maintainable highway is clearly identified over the G - A part of the claimed route and also the B - H part.

5.4 The entry for the U1095 road, in the 1958 County Road Schedule is:

“U1095 Amersidelaw Road

From C43 800 yards north of Chillingham Post Office to Ford at Hollow Burn on road to Amersidelaw.”

The length of the U1095 road is identified as being 0.28 miles.

5.5 The entry for the U1095 road, in the 1964 County Road Schedule is:

“U1095 Amersidelaw Road

From C43 800 yards north of Chillingham Post Office to Ford at Hollow Burn on road to Amersidelaw.”

The length of the U1095 road is identified as being 0.28 miles.

5.6 The entry for the U1095 road, in the 1974 County Road Schedule is:

“U1095 Hollowburn Ford Road

From C43 some 800 yards north of Chillingham Post Office (NU 057268) eastwards to Ford at Hollow Burn on road to Amersidelaw Moor.”

The length of the U1095 road is identified as being 0.28 miles.

6. SITE INVESTIGATION

6.1 From the C43 road north of Chillingham the path follows the U1095 road. The path is overgrown with vegetation and there is little evidence of pedestrian use and no evidence of any motor vehicle use. As the path progresses it becomes more difficult to negotiate through thicker vegetation before reaching the Hollow Burn. At the time of the site visit the burn was in spate and there was no physical means of crossing. From the east side of the burn the path crosses an arable field with no sign of any physical track. There is a wide headland margin that could accommodate public access around the field boundary. When the path heads northerly it follows the eastern side of the field boundary which appears to be the same route used by the farm machinery. At point B where the path joins the the U1103 road the path is obstructed by a post & rail wooden fence.

7. COMMENTS RECEIVED ON THE DRAFT REPORT

- 7.1 In April 2018, a draft copy of the report was circulated to the applicant and known owners / occupiers of the land who responded to the consultation. No responses were received.

8. DISCUSSION

- 8.1 Section 53(3)(c)(i) of the Wildlife and Countryside Act 1981, requires the County Council to modify the Definitive Map when evidence is discovered which, when considered with all other relevant evidence available to them shows:

that a right of way which is not shown in the map and statement subsists or is reasonably alleged to subsist over land in the area to which the map relates, being a right of way such that the land over which the right subsists is a public path, a restricted byway or, subject to section 54A, a byway open to all traffic; or

- 8.2 When considering an application or proposal for a modification order, Section 32 of the Highways Act, 1980 provides for “any map, plan or history of the locality or other relevant document” to be tendered in evidence and such weight to be given to it as considered justified by the circumstances, including the antiquity of the tendered document, the status of the person by whom and the purpose for which it was made or compiled, and the custody in which it has been kept and from which it is produced.

Byway Open to All Traffic No 10 (11) (Points G - A) only

- 8.3 The route of alleged Byway Open to All Traffic No 10 (11) is identified on the County Council's List of Streets as being the U1095 road. The route has been consistently identified on Ordnance Survey maps since 1860, and is also shown on Greenwood's County Map of 1828.
- 8.4 The County Council accepts that, given the way the regulations were written with regard to the way highway authorities could include publicly maintainable highways in the List of Streets, there was no impediment to public bridleways and public footpaths also being included. That is not to say that any bridleways or footpaths were so shown – just that they could be. It must, therefore, be entirely proper to consider each UCR on a case by case basis, but that does not mean that we should begin with the assumption that each UCR is no more than a public footpath unless higher rights can be proven by other means. In Northumberland there is no evidence to suggest that public footpaths and public bridleways were deliberately shown on the List of Streets (the only obvious exception to this rule relates to the short metalled footpaths within urban areas). The fact that a route is shown on the List of Streets must, therefore, be evidence of some weight that public vehicular rights exist.

- 8.5 Letters from DEFRA, dated 2003 and November 2006, and Rights of Way Circular 1/09 set out the approach Inspectors and order making authorities should take in determining the status of routes included on the List of Streets. In summary, the guidance states that the inclusion of a route on the List of Streets is not a record of what legal rights exist over that highway but may provide evidence of vehicular rights. However, this must be considered with all other relevant evidence in order to determine the nature and extent of those rights. Highway Authorities are recommended to examine the history of such routes and the rights that may exist over them on a case by case basis in order to determine their status.
- 8.6 It is not known on what basis this route was added to List of Streets. It is possible that the route is no more than a public bridleway or even a public footpath, included by virtue of long-standing, unchallenged use by these classes of user. Given that the route would appear to have been in existence for nearly 200 years and is recorded on the List of Streets it would seem reasonable, when applying the relatively low level test that is required at this stage, to conclude that public vehicular rights have been reasonably alleged to exist.
- 8.7 In the absence of evidence that procedures to extinguish vehicular rights were carried out, any rights which previously existed are presumed still to exist. In law, the maxim is 'once a highway, always a highway'.
- 8.8 The route of the U1095 road (points G - A) is unsurfaced and physically impossible to use with a vehicle because of overgrown vegetation, it is likely that the route is one which is used by the general public mainly for the purposes for which footpaths and bridleways are so used; thereby satisfying the criteria for being recorded as a byway open to all traffic.
- 8.9 The representation of a path or track on an Ordnance Survey map is not conclusive evidence that it is a public right of way. It is only indicative of its physical existence at the time of the survey.

Restricted Byway No 56 (Points A - B) & BOAT No 10 (11) (Points G - A)

- 8.10 The County Maps of Fryer and Cary appear to depict a track over the western part of the claimed route while Greenwoods County Map depicts a track over the entire length of the claimed route. If the purpose of the maps was to depict commercial travel routes throughout the County then it is reasonable to assume that the route carried higher rights than public footpath.
- 8.11 All of the Ordnance Survey plans from the 1st Edition map c1860 to the plan in 1957 depict a track over the majority of the claimed route. It is noted however, that the Ordnance Survey plans post 1957 do not depict a track over the middle section of the claimed route crossing the 'Oakey Wood' field.
- 8.12 In the Valuation Books accompanying the plans for the 1910 Finance Act it is noted that there is no deduction for 'right of way or user' in Chillingham parish while in Chatton parish there is a deduction of £13. It is therefore reasonable

to assume that within the land identified as plot 103 there was a route that was considered to be a public highway. However, there is no evidence to suggest that the deduction is definitely associated with the claimed route as Plot 103 also covers land both to the north and east of Amerside law. Also the deduction gives no indication as to the status of any presumed right of way.

- 8.13 The Chatton and Chillingham Tithes Awards combined would suggest that there was a track over the entire length of the claimed route annotated at the parish boundary as 'From Amersidelaw' and 'From Chillingham'. This suggests that the route was public but gives no clear indication as to its status or whether it was for pedestrians, horses or all manner of traffic including carts and carriages.
- 8.14 Although the 1st Edition Ordnance Survey 'Book of Reference' plan depicts the extreme western section of the route recorded as the U1095 road as a 'Public Road' the remainder of the route is identified within larger land parcels and has no unique record for any part of the claimed route.
- 8.15 The comments regarding the detrimental impact the proposal may have on the current farming operations and the public safety concerns for users of the alleged public right of way, although of concern, are not considered relevant in determining whether or not a public right exists over the route.
- 8.16 It is accepted that not all of the historical evidence may show the whole of the alleged route. However, the cumulative evidence would suggest that it is reasonable that a track existed over the route of the alleged public right of way and that the route would have been used by the public. Members must be satisfied that it is also reasonable that the public use of the route would have been more than just pedestrians and horses and whether restricted byway rights have been reasonably alleged to exist over the route. At this stage members are looking at the 'low level' reasonable test and do not need to be satisfied, on the balance of probability, that restricted byway rights exist over the route.
- 8.17 In the light of the evidence submitted it appears that the historical evidence is sufficient to demonstrate that a public vehicular right of way has been reasonably alleged to exist over the route.
- 8.18 The Natural Environment and Rural Communities Act 2006 (NERC Act 2006) had a major impact upon the recording of byways open to all traffic based upon historical documentary evidence. Under section 67 of the Act, any existing, but unrecorded, public rights of way for mechanically propelled vehicles were extinguished unless one of the 'saving' provisions applied. In brief, these saving provisions were: (a) if the main lawful public use between 2001 and 2006 was with motor vehicles; (b) if the route was on the List of Streets (on 2 May 2006) and not also on the Definitive Map as something less than a byway open to all traffic; (c) the route was legally created expressly for motor vehicular use; (d) the route was a road deliberately constructed for public motor vehicular use; or (e) the vehicular highway came about as a result of unchallenged motor vehicular use before December 1930. Saving provision (b) would apply to the G - A and B - H sections of the claimed route. For the A - B section however, none of the above saving provisions apply therefore, if

the track were to be recorded as a restricted byway, it would be an offence for any member of the public to use the route with a mechanically propelled vehicle without the landowner's permission.

Restricted Byway No 56 (Points B - H)

- 8.19 The section of the alleged route included in the application between points B - H is already recorded on the Definitive Map as part of Byway Open to All Traffic No 49 and does not require further modification.
- 8.20 Advice from the Planning Inspectorate in their 'consistency guidelines' states that it is important to have the correct width, where known, recorded in the definitive statement. At its narrowest, between hedges, the width of the route recorded as the U1095 is 6 metres. It is proposed to record the byway open to all traffic with a width reflecting the above physical characteristics therefore a minimum width of 6 - 7 metres would be proposed. The remainder of the route is undefined and it is considered appropriate therefore, that if the route were to be included in any future modification order as a restricted byway, a minimum width of 5 metres should be recorded over that part of the route.

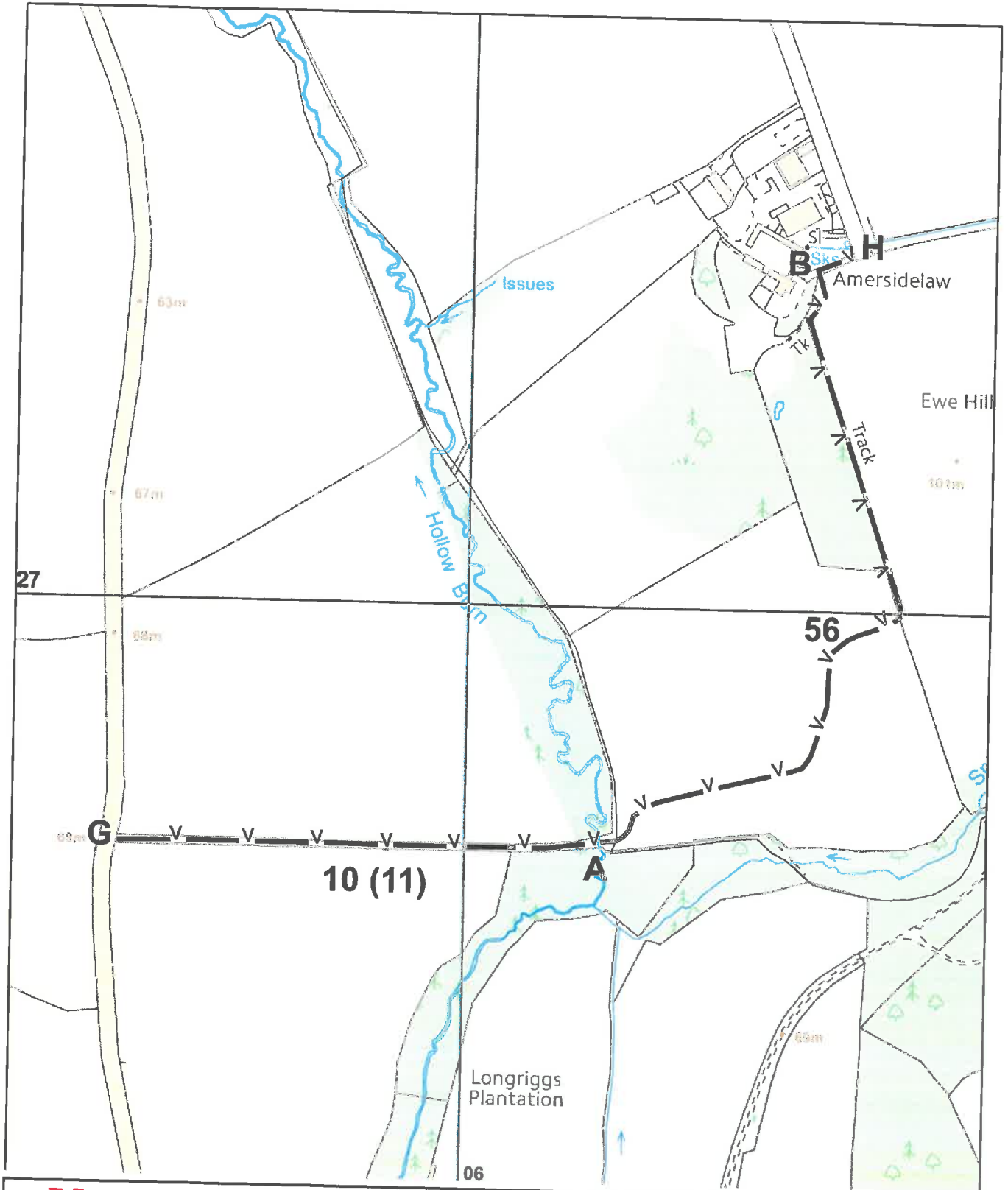
9. CONCLUSION

- 9.1 In the light of the evidence submitted it appears that public vehicular rights have been reasonably alleged to exist over the route.
- 9.2 The route G - A be included in a future Definitive Map Modification order as a byway open to all traffic.
- 9.3 The route A - B be included in a future Definitive Map Modification order as a restricted byway.
- 9.4 The route B - H is already recorded on the Definitive Map as part of Byway Open to All Traffic No 49 and does not require further modification.

BACKGROUND PAPERS

Local Services Group File B/11/56z & B/12/10, 11z

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NORTHUMBERLAND

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Wildlife and Countryside Act 1981 Public Rights of Way

Alleged Restricted Byway



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O.S. Map NU 02 NE

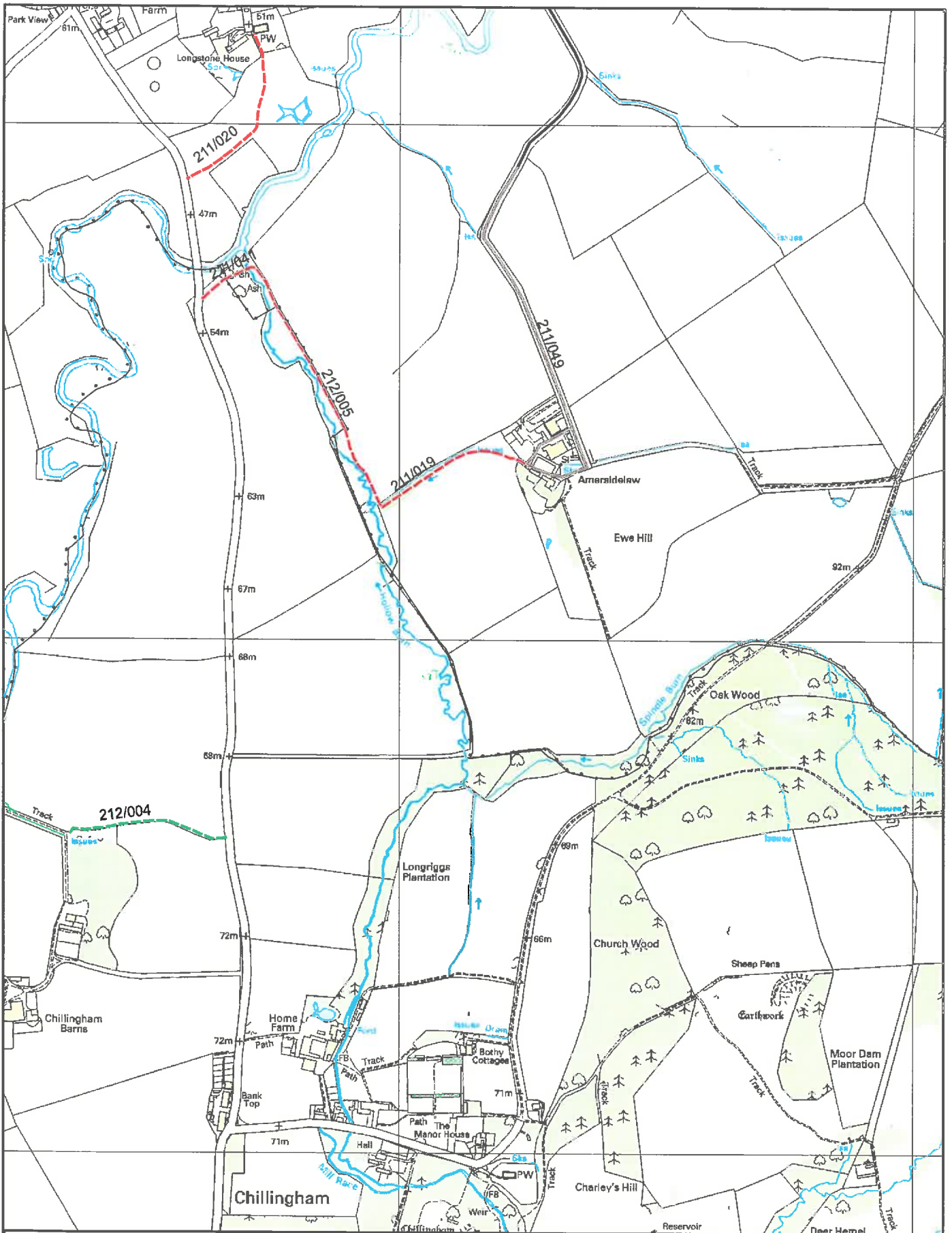
Definitive Map No 39

Scale: 1/5,000

Former District(s) Berwick

Parish(es) Chatton/
Chillingham

Date: March 2018



Northumberland

Northumberland County Council
Sustainable Transport

Contact: John McErlane
Telephone: 01670 624136
Email: John.McErlane@northumberland.gov.uk

Legend

- Footpath
- Bridleway
- Restricted Byway
- Byway Open to All Traffic

This is a computer generated extract of the Working Copy of the Definitive Map of Public Rights of Way

Scale: 1:10,000

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PUBLIC RIGHTS OF WAY

WILDLIFE AND COUNTRYSIDE ACT 1981, PART III
DEFINITIVE MAP AND STATEMENT FOR THE COUNTY OF NORTHUMBERLAND

APPLICATION FOR MODIFICATION ORDER

Former Borough/District BERWICK

Parish CHATTON & CHILLINGHAM Rights of Way No. _____
(on Definitive Map)

To: Asset & Infrastructure Manager
Northumberland County Council
County Hall
Morpeth
Northumberland
NE61 2EF

I/We TED LIDDLE (Name)

of CHAPEL HOUSE, WHITLEY CHAPEL, STEEL (Address)

HEXHAM, NE47 6HD

hereby apply for an order, under Section 53 (2) of the Wildlife and Countryside Act 1981, modifying the Definitive Map and Statement for the County of Northumberland, by:-

① Adding the (~~footpath~~) (~~bridleway~~) (restricted byway) (~~byway open to all traffic~~) (*Delete whichever is inapplicable*)
from CR NU 056267 on the Chatton to Chillingham Road
to CR NU 063272 at Awerside Lane

2. (Upgrading) (downgrading) to a (footpath) (bridleway) (restricted byway) (byway open to all traffic) the (footpath) (bridleway) (restricted byway) (byway open to all traffic) (*Delete whichever is inapplicable*)

from _____

to _____

3. Deleting the (footpath) (bridleway) (restricted byway) (byway open to all traffic) (*Delete whichever is inapplicable*)

from _____

to _____


4. (Varying) (adding to) the particulars relating to the (footpath) (bridleway) (restricted byway) (byway open to all traffic) (*Delete whichever is inapplicable*)

from _____

to _____

by providing that _____
as shown on the plan attached.

I/We attach copies of the following documentary evidence (including statements of witness) set out overleaf in support of this application.

Dated 13A October 2016 Signed 

NOTE: This application **must** be accompanied by a map showing the right(s) of way applied for. Legally such a map must be at a scale of not less than 2½" to 1 mile, but 6" to 1 mile (being the scale at which the Definitive Map is to be prepared and maintained) will normally be preferable.

PUBLIC RIGHTS OF WAY

WILDLIFE AND COUNTRYSIDE ACT 1981, PART III
DEFINITIVE MAP AND STATEMENT FOR THE COUNTY OF NORTHUMBERLAND

CERTIFICATE OF SERVICE OF NOTICE OF
APPLICATION FOR MODIFICATION ORDER

Former Borough/District BERWICK

Parish CHATTON & CHILLINGHAM

To: Asset & Infrastructure Manager
Local Services Group
Northumberland County Council
County Hall
Morpeth
NE61 2EF

I/We TED LITTLE (Name)

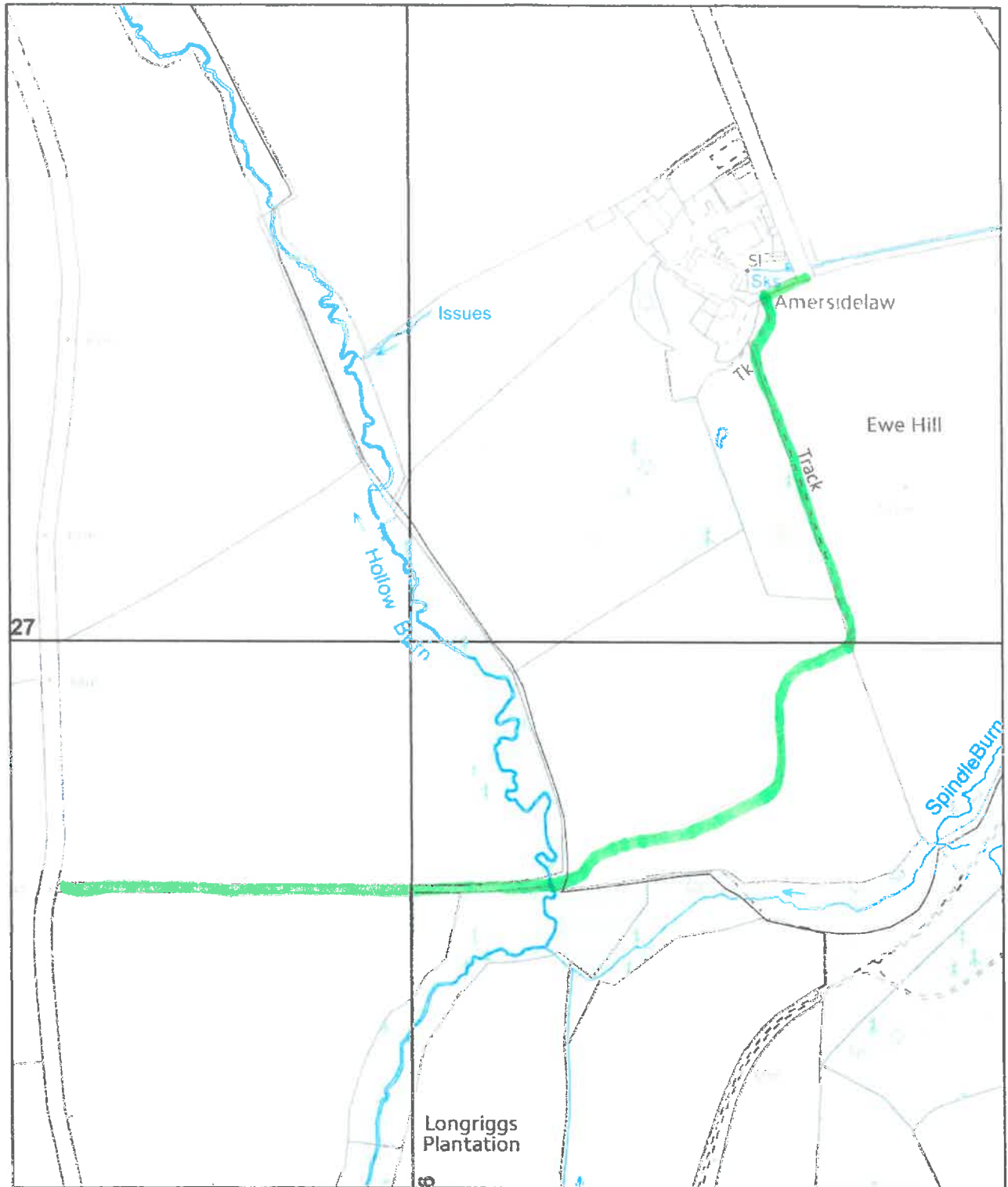
of CHAPEL HOUSE, WHITLEY CHAPEL, (Address)
..... STEEL, HEXHAM, NE47 0HD

hereby certify that the requirements of Paragraph 2 of Schedule 14 to the Wildlife and Countryside Act 1981 have been complied with, and each of the following landowners and occupiers affected by the claim have been notified.

Name	Address
..... <u>E F Brown & Sons</u> <u>Amoside Lane, New Farmhouse</u>
..... <u>Chatton, Alnwick, NE66 5RF</u>
..... <u>Mrs Les Scott</u> <u>Amoside Lane Farmhouse</u>
..... <u>Chatton, Alnwick, NE66 5RF</u>
.....
.....
.....

Dated 13th October 2016

Signed

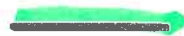


NORTHUMBERLAND
Northumberland County Council

Infrastructure Local Services
County Hall Morpeth Northumberland
NE61 2EF Telephone 0345 600 6400

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Wildlife & Countryside Act, 1981



Claimed Public Right of Way

Former District	Berwick	Parish	Chatton / Chillingham	Scale	1:5,000
Def. Map. No.	39	O.S. Map	NU 02 NE	Date	October 2016

Amerside Law

The application route

1. The alleged route is in the parishes of Chillingham and Chatton. It can be seen on OS Explorer 340.
2. It starts at GR NU 056267 on the C431 road between Chatton and Chillingham and follows the U1095 eastwards to the parish boundary which lies just beyond the Hollow Burn. This western section of the route is a lane between hedges but is very overgrown due to lack of use as it is currently a legal dead end. It is approximately 5 metres wide.
3. To the east side of the Burn it turns north east on an undefined line across a field and along a fence line to meet the U1103, which has recently been recorded as BOAT 211/049, at Amerside Law at GR NU 063272.

See photograph

Documentary evidence

1824 Turnpike Plan

Ref: QRUP/14

This is the plan for the Alnwick & Eglington Turnpike. It shows the alleged route leading from the Chillingham road, the C431, to the Hollow Burn. From there it shows a route labelled 'from Belford' passing close to Amerside Law.

On the 2nd ed of the OS dated 1897 a milepost (Chatton 3/4, Alnwick 14) can be seen on the line of this proposed turnpike due west of Amerside Law, which shows that the Chatton to Chillingham road became a turnpike road.

See extract

1828 Greenwood's map

The alleged route is shown connecting the Chillingham road to Amerside Law. It is shown as a 'cross road' between two turnpike roads.

See extract

1838 Tithe Award for Chillingham

Ref: DT 98 L

The plan shows the western part of the route as an enclosed lane. Once in the parish of Chatton, it is no longer enclosed but is labelled 'From Amerside Law'. This supports the two previous sources of evidence by showing that there was a through route connecting the two parishes via Amerside Law.

See extract

1844 Tithe Award for Chatton

Ref: DT 95 M

The plan shows the alleged route labelled 'from Chillingham', as an enclosed lane in Chillingham parish and unfenced in Chatton parish as it is today. It shows a bridge across the stream indicating that this part of the route did not end at the burn but at the parish boundary, as it does today.

See extract

1859 OS Boundary Records**OS 26/7716 at TNA**

This series (OS 26) is known as the Boundary Remark Books. In this document there is sketch of the boundary between Chatton parish, Chatton township and Chillingham parish, Chillingham township as agreed by the meresmen, a representative appointed for this purpose for each of those parishes. The alleged route can be seen on page 12 with the labels 'from Amerside Law' and 'to Chillingham'.

See extracts

1866 OS 1st ed. 25"**Sheets XX/8 &12**

These sheets are missing from Woodhorn but have been photographed at the British Library in London. The western part of the route is shown as plot 9 in Chillingham Parish, Chillingham Township. In the OS Book of Reference, this plot is described as 'public road'.

The eastern unfenced part of the route is shown as passing through two fields, plots 544 and 541, in the parish of Chatton, township of Chatton. In the Book of Reference, these plots are shown as: plot 541 = 'arable & road', plot 544 = 'arable & roads'.

See extracts

The 6" OS map in this series can be seen on Roll 5. It shows that the western part of the alleged route is in Chillingham parish & township and the section to the east is in Chatton parish and township.

See extract

1894 OS Revised 1st ed, scale 1:63,360**NLS map collection**

This clearly shows the alleged through route between the Chillingham to Chatton road and Amerside Law.

See extract

1897 OS 2nd edition, scale 1:10,560**NLS map collection**

This also shows the alleged route clearly.

See extract

1899 OS 2nd edition, scale 1:10,560

Sheet XXSE

The alleged route is shown clearly and is not labelled either FP or BR suggesting that it is of higher status, ie a public road.

See extract

1910 Finance Act Plan for Chillingham parish

Ref: NRO 436/XX.11

The western part of the route is shown as being part of plot 16. In the Book of Reference for this parish **NRO 2000/56**, this plot is shown as owned by the Earl of Tankerville and occupied by William Grieve. There is no deduction for 'right of way or user'. But this does not mean that there were no public rights as there was no obligation on the landowner to claim a deduction.

1910 Finance Act Plan for Chatton parish

Ref 436/XX.12

The eastern part of the route is shown as being part of plot 103. In the Book of Reference for this parish **NRO 2000/55** on page 15, it shows the hereditament described as Amerside Law, in the ownership of the Earl of Tankerville and occupied again by William Grieve. This time there is a deduction of £13 for 'right of way or user'.

See extracts

1954 OS scale 1:25,000

NLS map collection

This more recent OS map also shows the alleged route clearly as a fenced lane in Chillingham parish, becoming an unfenced lane in Chatton parish. It is drawn the same width for the unfenced section as for the fenced section, which already carries public rights on the List of Streets.

See extract

Conclusion

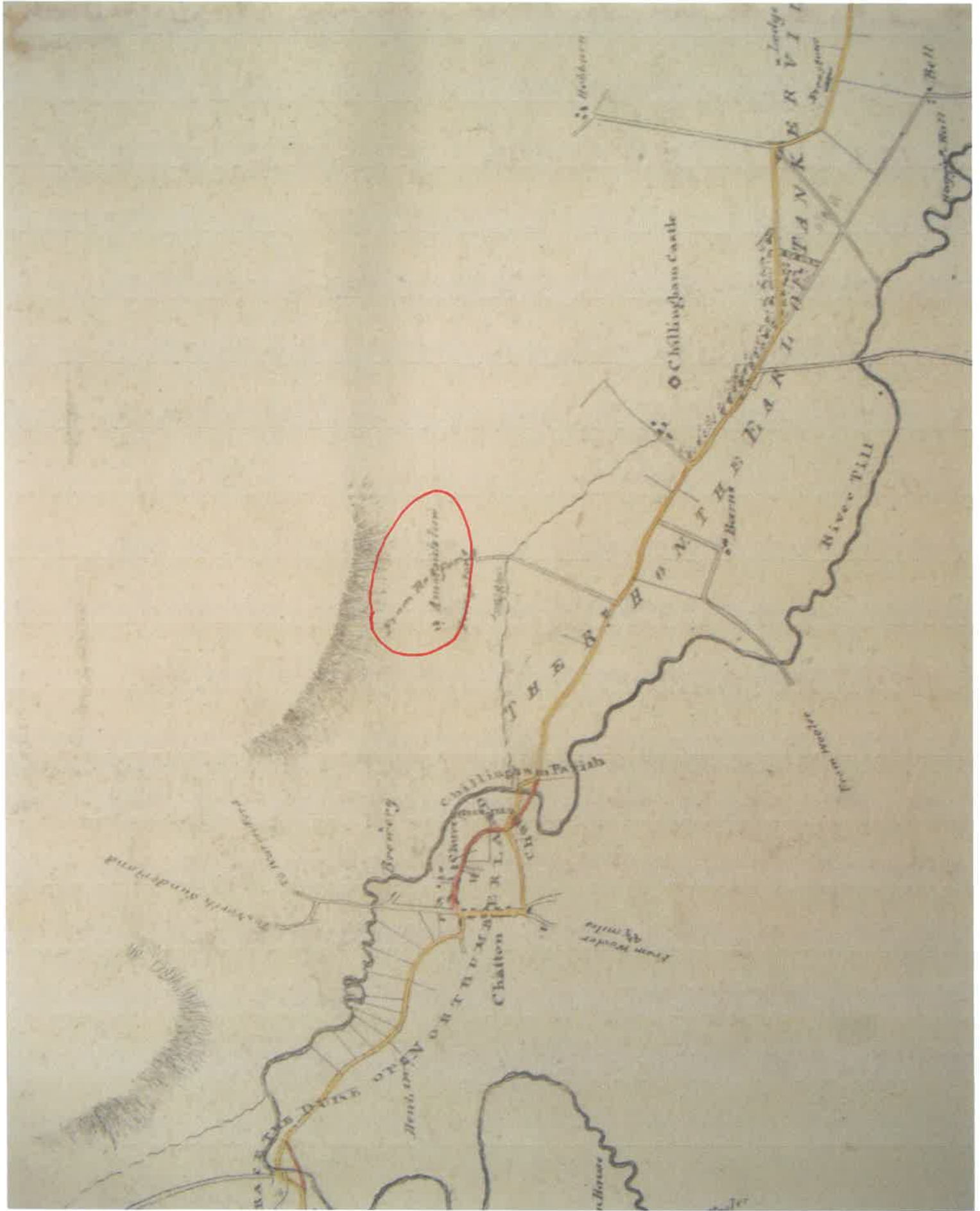
The evidence suggests that for over a hundred years there was a through route with public rights linking these two parishes along the line described above, rather than just a short section coming to a dead end at the parish boundary as is recorded at present.

Please can you investigate if this alleged route should be recorded on the definitive map as a restricted byway?

Application sent to NCC October 2016.

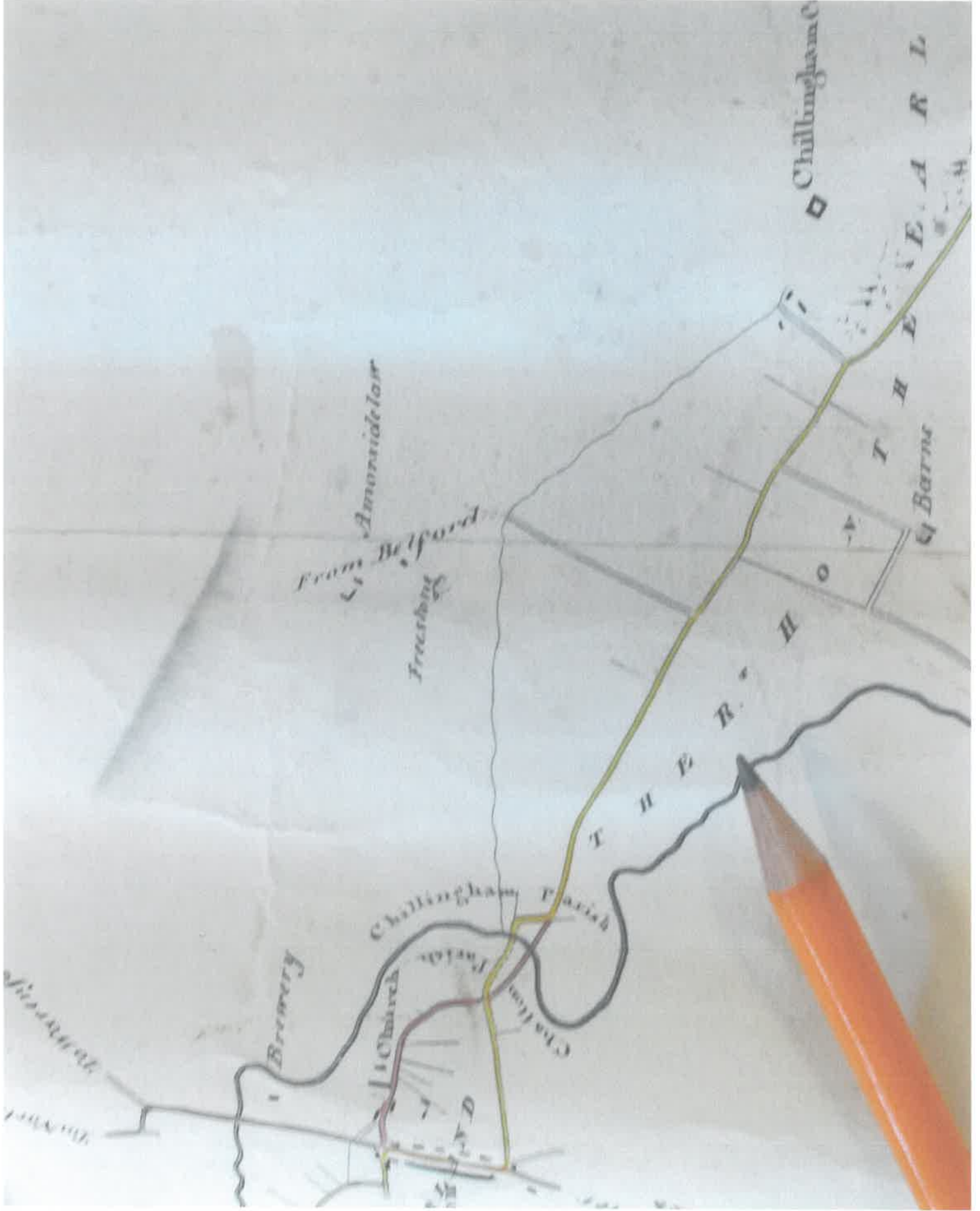
U1095 in the parish of Chillingham





1824

Tunbridge
Wells
Plan



1824

Townpike
Plan
embossed

Amerside Law

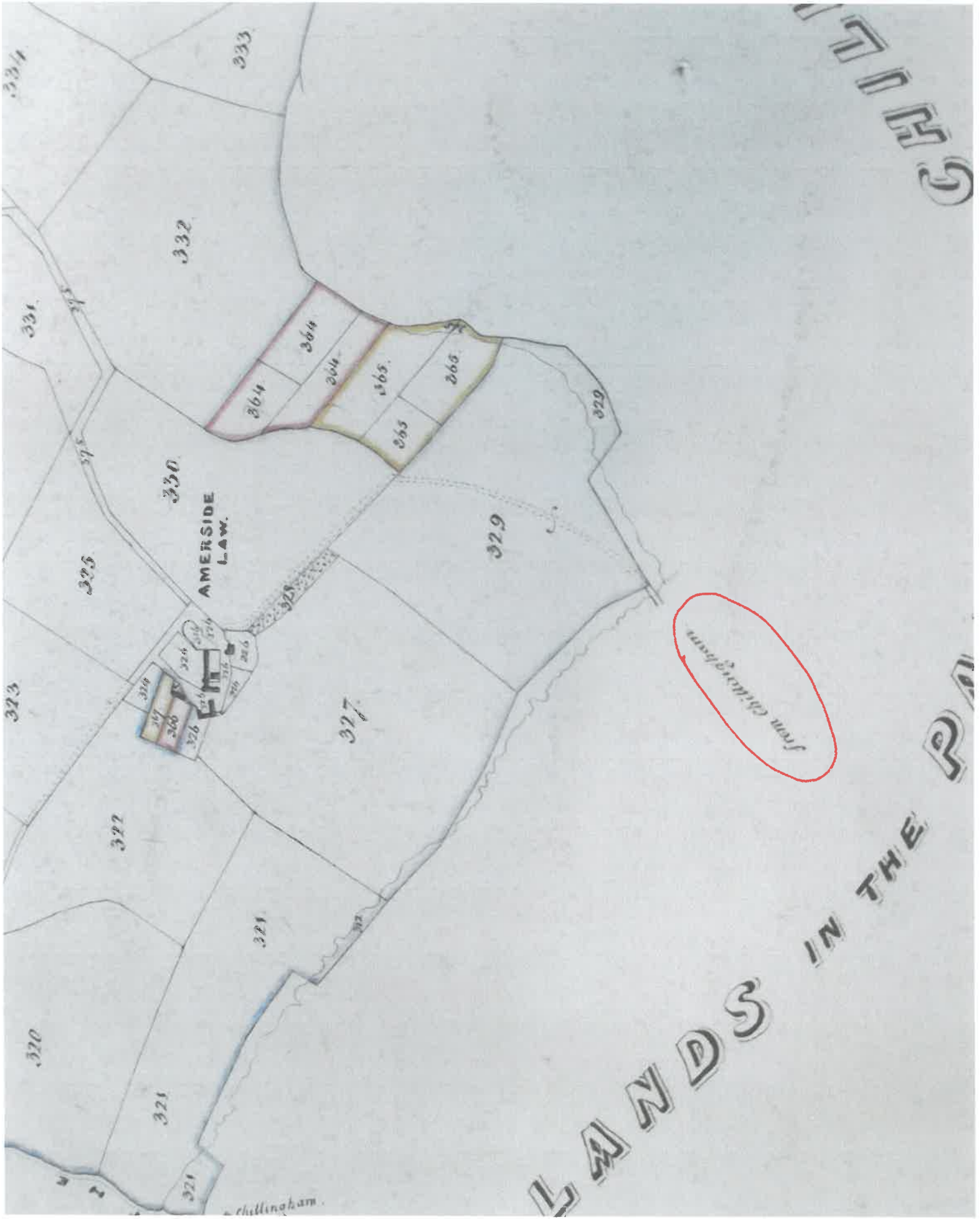


Greenwood 1828

1838 Tithe Award Chilleigham

↓
N





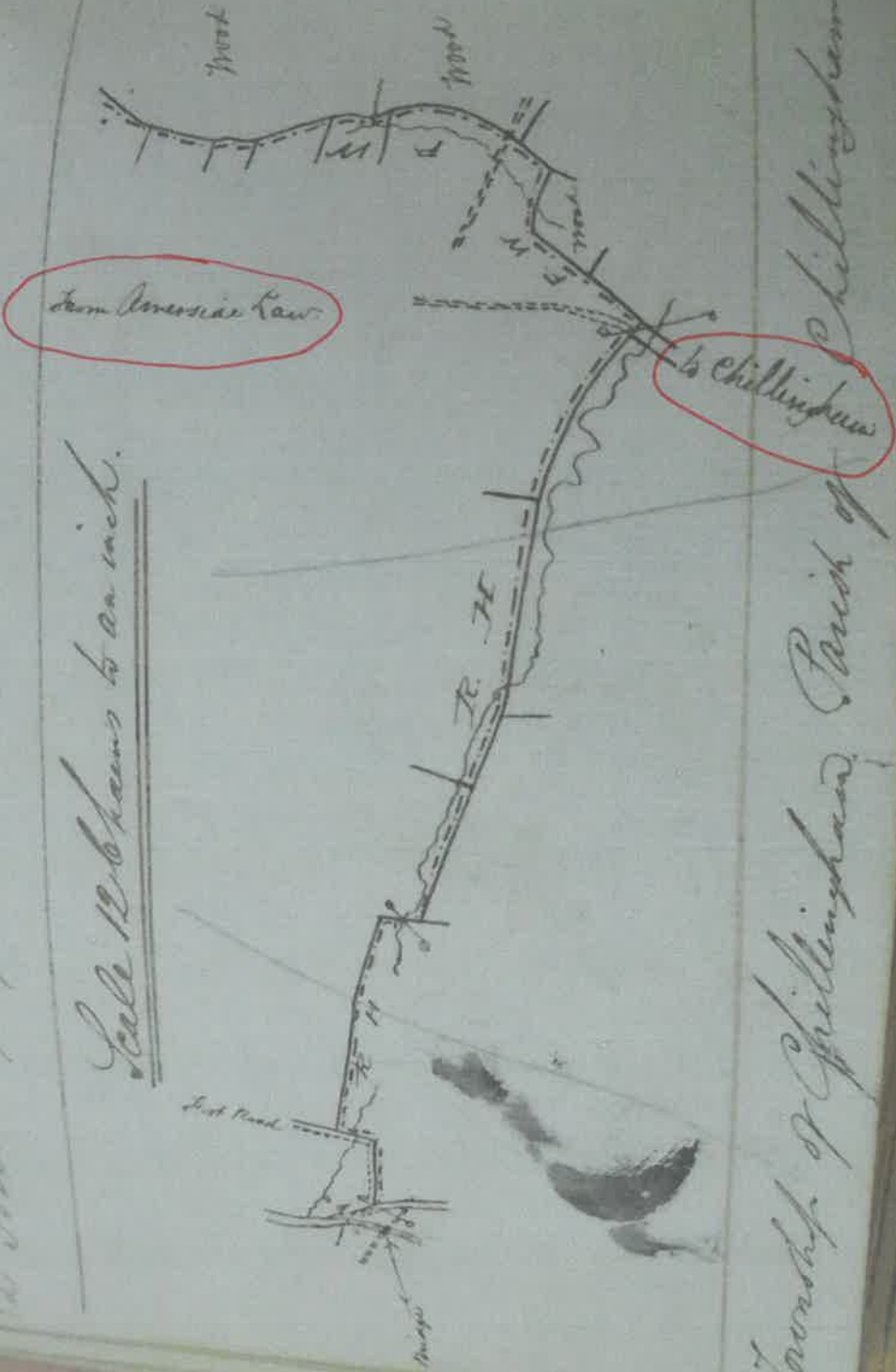
1844
Title
Chatten

1859

O S Boundary
Research

10) Township of Chilton, Parish of Chilton

Scale 12.5 chains to an inch.



Township of Chillingham, Parish of Chillingham

FILMED

County of Northumberland
No 2623.

Perambulation of the Boundaries between

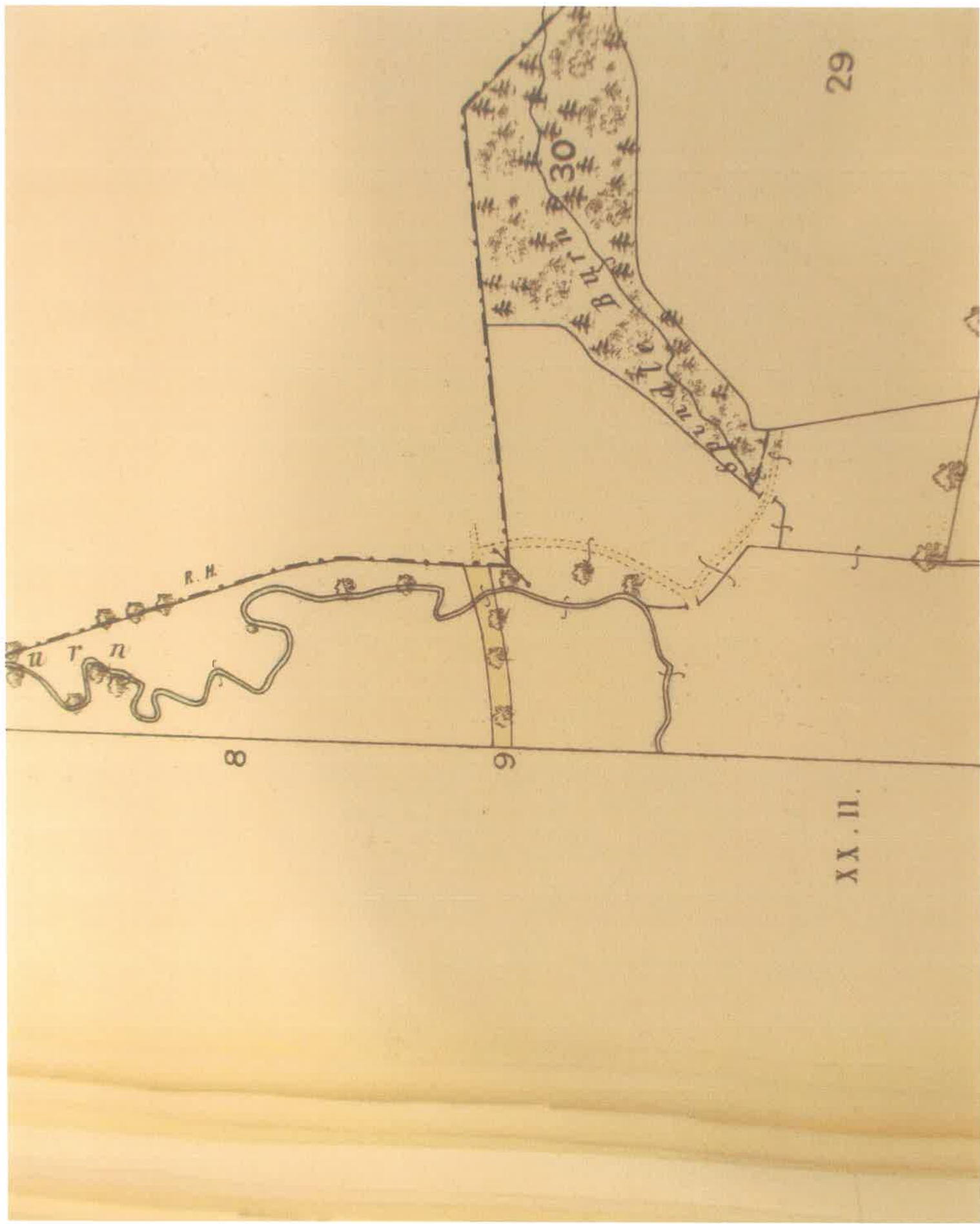
Townships	Parishes
Chalton	Chalton
and	and
Newtown	Chillingham
Chillingham	D.
Hebburn	D.
Old Bewick	Eglington
Newstead	B.R.B. 2696 ^b
Lyham	—•— 2674 ^a
Hetton House	—•— 2654 ^b
Fowberry	—•— 2737.

OS26/7716



1866
dated
25"
Sheet
XX/8

1866
lot ed
25"
sheet
xx/12



29

30

R. H.

U T N

8

9

XX. II.

PARISH OF CHILLINGHAM.

No. on Plan.	Area in Acres.	Description.	No. on Plan.	Area in Acres.	Description.
63	162-197	Brought forward.	12	171-021	Brought forward.
64	4-717	Pasture & trees.	13	16-863	Pasture & stream.
65	2-583	Lil Burn.	14	18-693	Pasture, stream, and small pond.
66	1-327	Pasture & sand (two pieces).	15	2-035	Public road.
67	6-909	Arable, rough pasture, sand, & stream.	16	752	Cottages, garden, and yard.
68	1-038	Arable.	17	2-485	Old claypit & rough pasture.
69	4-299	Arable & streams.	18	084	Shed.
70	3-306	Arable.	19	033	Kiln.
71	0-994	Houses, gardens, and yards (Newtown Mill).	20	18-978	Pasture.
72	12-650	Arable & stream.	21	7-174	Public road.
73	20-333	Rough pasture, marsh, & stream.	22	8-478	Arable.
74	9-835	Arable.	23	8-418	Arable & stream.
75	1-571	Rough pasture.	24	11-817	Pasture & stream.
	0-017	(Island part of).	25	17-178	Arable, streams, and roads.
	1132-144		26	5-382	Arable & streams.
			27	4-327	Arable & stream.
			28	4-590	Arable & footroad.
			29	3-196	Arable & footroad.
			30	5-919	Arable & footroad.
			31	1-582	Wood & stream.
			32	57-253	Church Wood, roads, and streams.
			33	12-373	A riverside law plantation & streams.
			34	7-236	River Till (part of).
			35	18-380	Pasture & bank of river.
			36	2-759	Arable & stream.
			37	3-484	Arable.
			38	14-116	Arable, quarry, & road.
			39	7-888	Arable.
			40	5-611	Arable & road.
			41	104	Pool of water.
			42	069	Pasture & stream.
			43	1-889	Rough pasture & road.
			44	3-566	Houses, farmsteads, gardens, and yards (Chillingham Barns).
			45	9-414	Pasture.
			46	18-239	Arable.
			47	1-252	Cottages, gardens, & yards.
			48	110	Wood.
			49	3-651	Arable.
			50	2-153	Arable, shed, & yard.
			51	089	House & garden.
			52	592	Pasture.
				593	Farmstead.
				474-754	Carried forward.

TOWNSHIP OF CHILLINGHAM.

1	9-632	Arable & rough pasture
2	239	Rough pasture.
3	46-066	Arable & bank of river.
4	14-744	Arable & stream.
5	18-239	Arable
6	16-183	Arable
7	17-607	Arable & road.
8	31-916	Arable & stream.
9	830	Public road.
10	17-324	Pasture, stream, & bank of river.
11	241	Marsh.
	171-021	Carried forward.

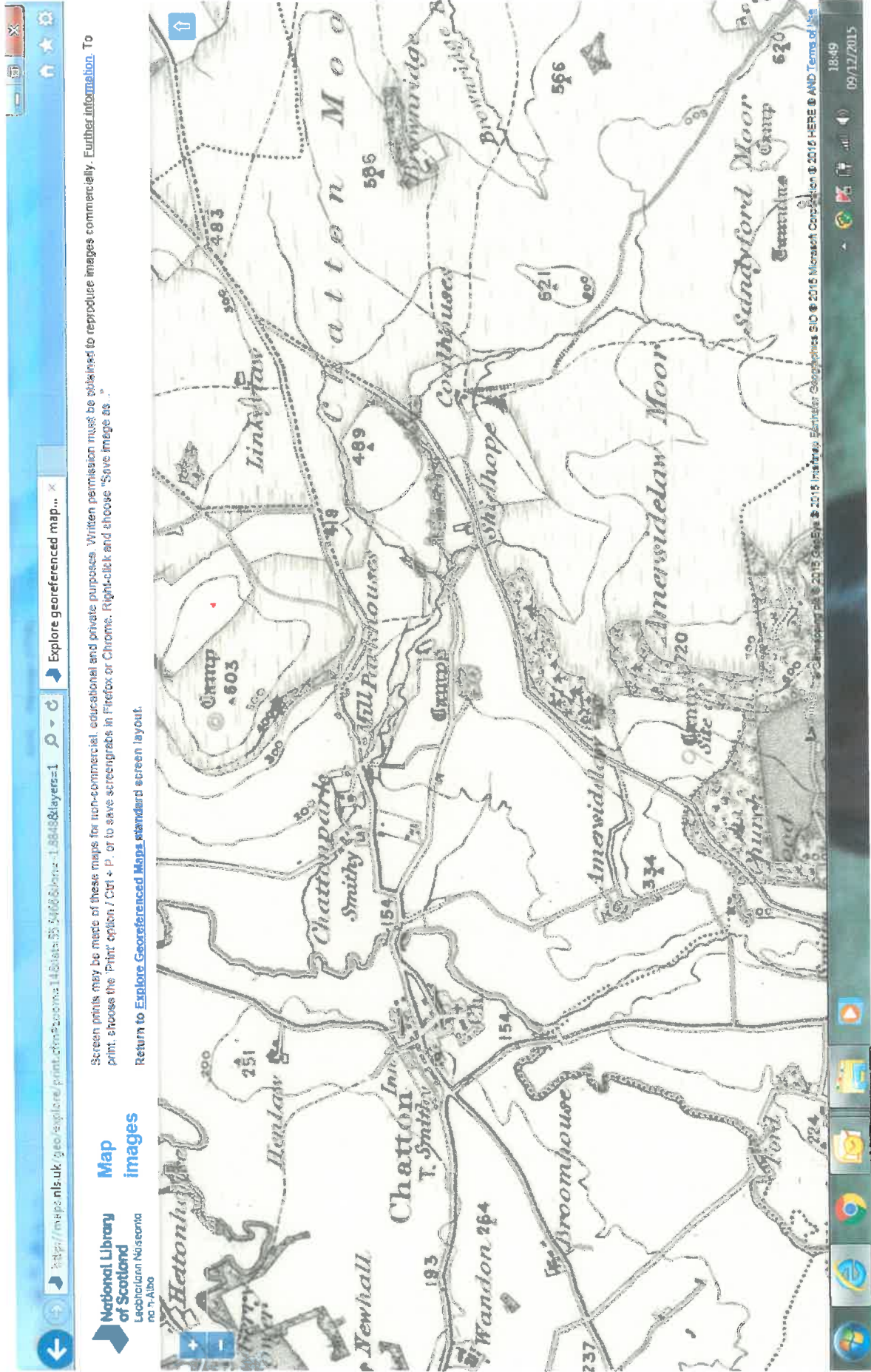
PARISH OF CHILLINGHAM.

No. on Plan.	Area in Acres.	Description.	No. on Plan.	Area in Acres.	Description.
53	474-754	Brought forward.	93	333-272	Brought forward.
54	1-770	Rough pasture, road, & stream.	94	1-433	House, offices, garages, yards, & ornamental grounds.
55	0-040	House & shed (see mill).	95	1-381	Pasture.
56	0-571	Mill pond	96	1-074	Public road & stream.
57	7-549	Arable & marsh	97	3-868	Wood, road, & stream.
58	7-005	House.	98	1-325	Church & graveyard.
59	1-095	Pasture & stream.	99	2-809	Wood.
60	0-041	House.	100	693	Wood.
61	0-025	House.	101	242-257	Deerhead & yard.
62	5-465	Arable & road.	102	5-176	Pasture, trees, stream, & roads (deer park).
63	1-228	Arable & stream.	103	3-228	Wood & stream.
64	2-754	Arable & stream.	104	345	Wood.
65	2-735	Arable & footpath.	105	080	Wood.
66	3-425	Arable & stream.	106	16-071	Wood & streams.
67	2-316	Arable & footpath.	107	4-384	Wood & stream.
68	122-699	Pasture, stream, and roads (park).	108	3-876	Wood.
69	6-106	Moordam Plantation.	109	1-618	Wood & stream.
70	4-155	Wood & roads.	110	861	Wood & stream.
71	371	Wood.	111	138-284	Rough pasture, stream, & road.
72	84-186	Scott's Plantation.	112	3-232	Rough pasture
73	22-242	Sandybank Plantation, stream, & roads	113	19-756	Rough pasture & trees.
74	8-734	Pasture, stream, and marsh.	114	6-280	Rough pasture & trees.
75	6-755	Arable.	115	6-338	Arable & trees.
76	19-434	Arable & road.	116	94-448	Arable.
77	23-883	Arable.	117	15-418	Arable & stream.
78	5-228	Pasture.	118	34-429	Arable.
79	840	Wood.	119	10-789	Arable.
80	091	Shed & yards	120	15-713	Arable.
81	4-209	Wood & streams	121	215	Wood.
82	037	House.	122	2-623	Wood.
83	1-263	Pasture & road	123	20-925	Pasture, trees, shed, & yard (park).
84	161	House, kennel, & yard.	124	4-583	Pasture, trees, & road.
85	072	Houses, gardens, yards, &c.	125	3-953	Wood & stream.
86	047	Houses, gardens, and yard.	126	1-366	Garden.
87	2-433	Pasture.	127	396	Chillingham Castle & yards.
88	009	Wood.	128	081	Yards.
89	150	Gardens & highways.	129	3-190	Ornamental grounds.
90	4-624	Pasture, trees, & road.	130	4-363	Wood, stream, & roads.
91	2-149	Wood.	131	6-337	Rough pasture, trees, & stream.
92	025	Wood.	132	4-324	Wood & stream.
	825-272	Carried forward.	133	1411-677	Carried forward.



OS
1st ed.
6"
1866

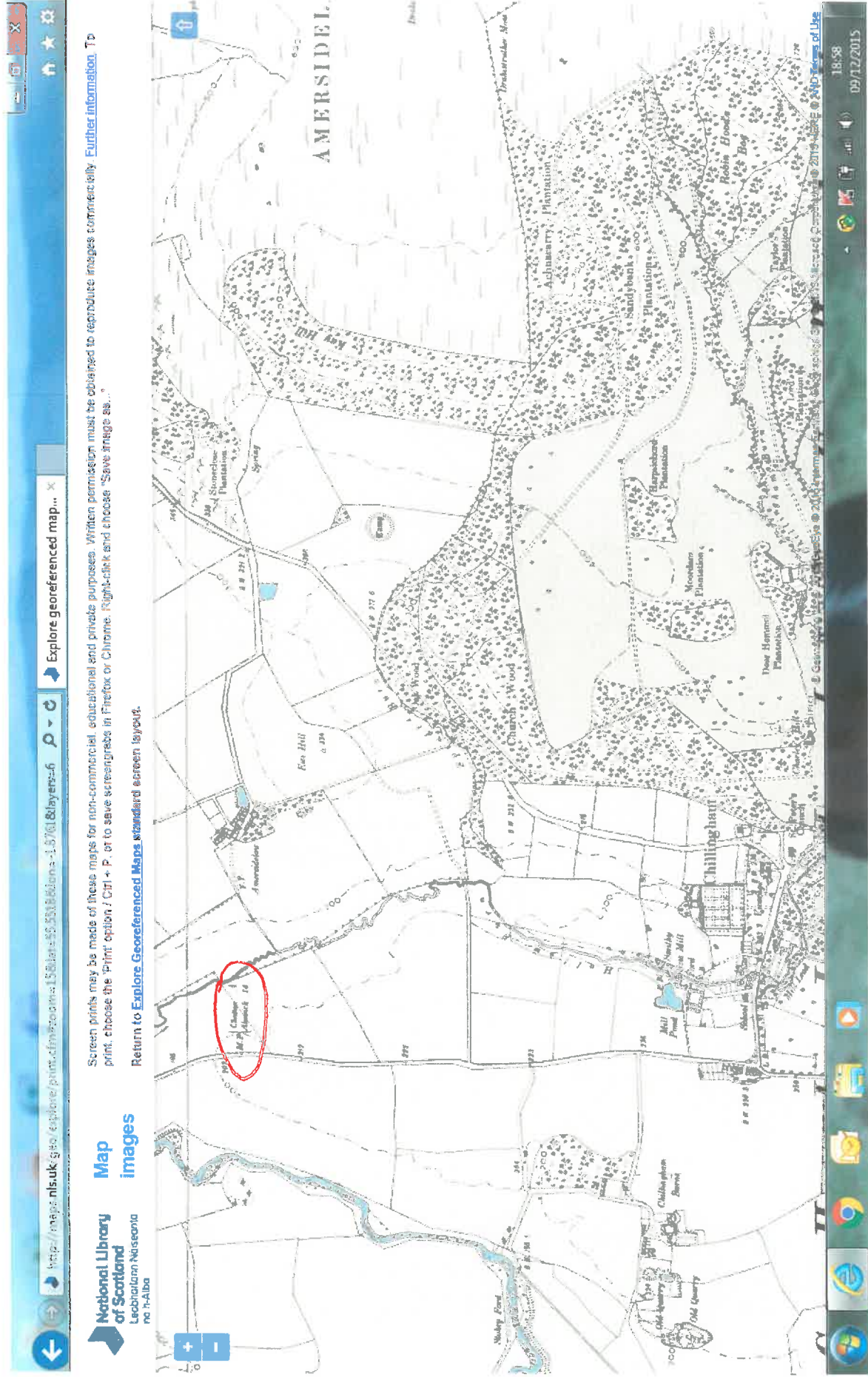
OS 1" Revised 1894
1st edition



OS 6" Sheet XX/SE Revised 1897

2nd ed showing milepost on the turnpike road

①



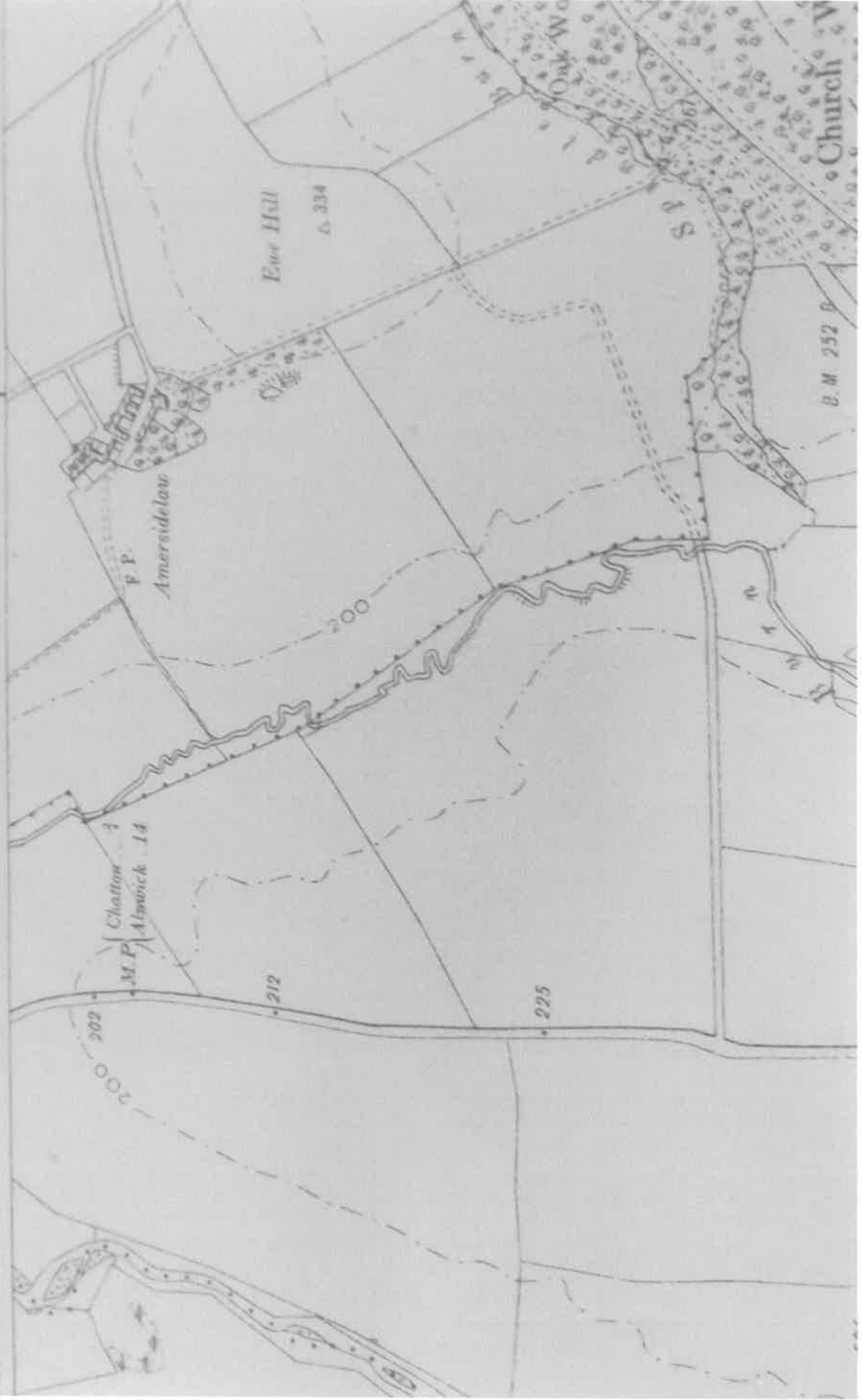
SECOND EDITION, 1899.

UPON TWEED DIVISION
From
Chatton

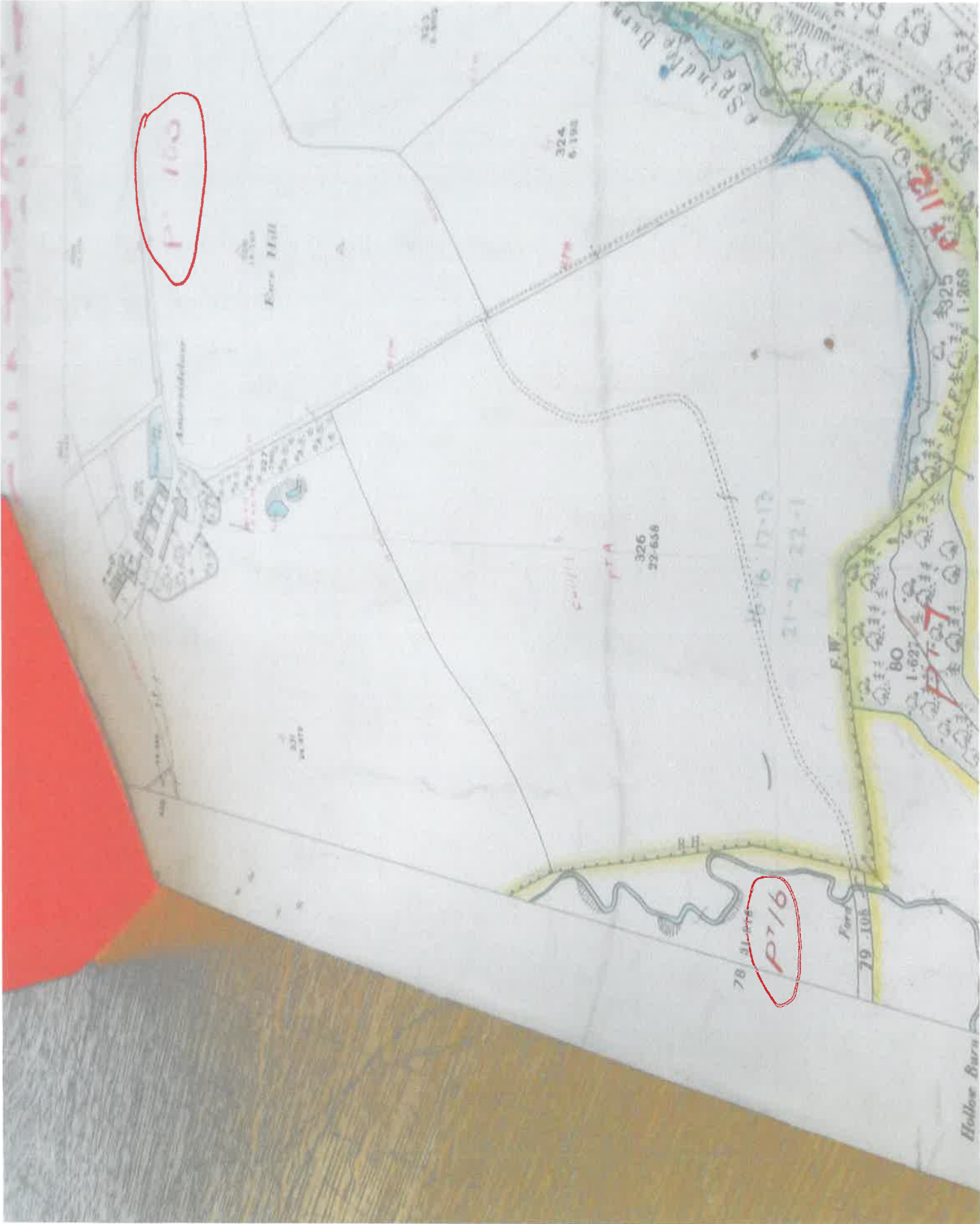
GLENDALE UNION

XX N. E.

1" = 54'



OS
2nd ed
6"
1899



1910
Finance
Act
Plan
4
Book of
Reference

100 X 176 John Rought

177

Land
Blage

101 X 178

House

102 179 Robert Rogerson

Earl Bankerville

Land

Par. Chas. S. Saylor 318

103 180 William O. Conner

Land

Amesbury 1126

181

Blage

4 182 John Johnson

House

Amesbury Park

2

183 Minnie Steele

House

Amesbury Cully

Amesbury

13

12

13

62

20

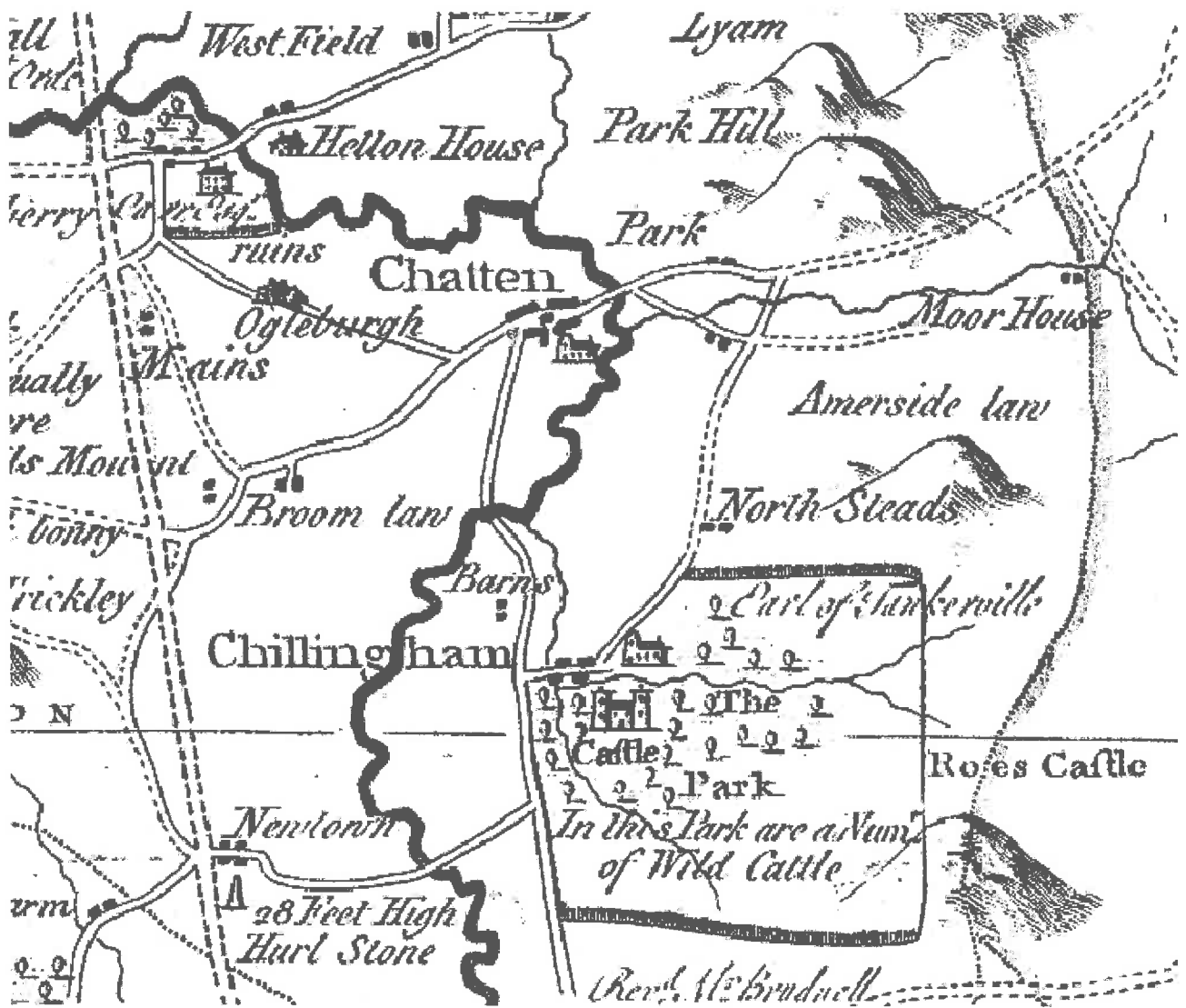
1320

10125

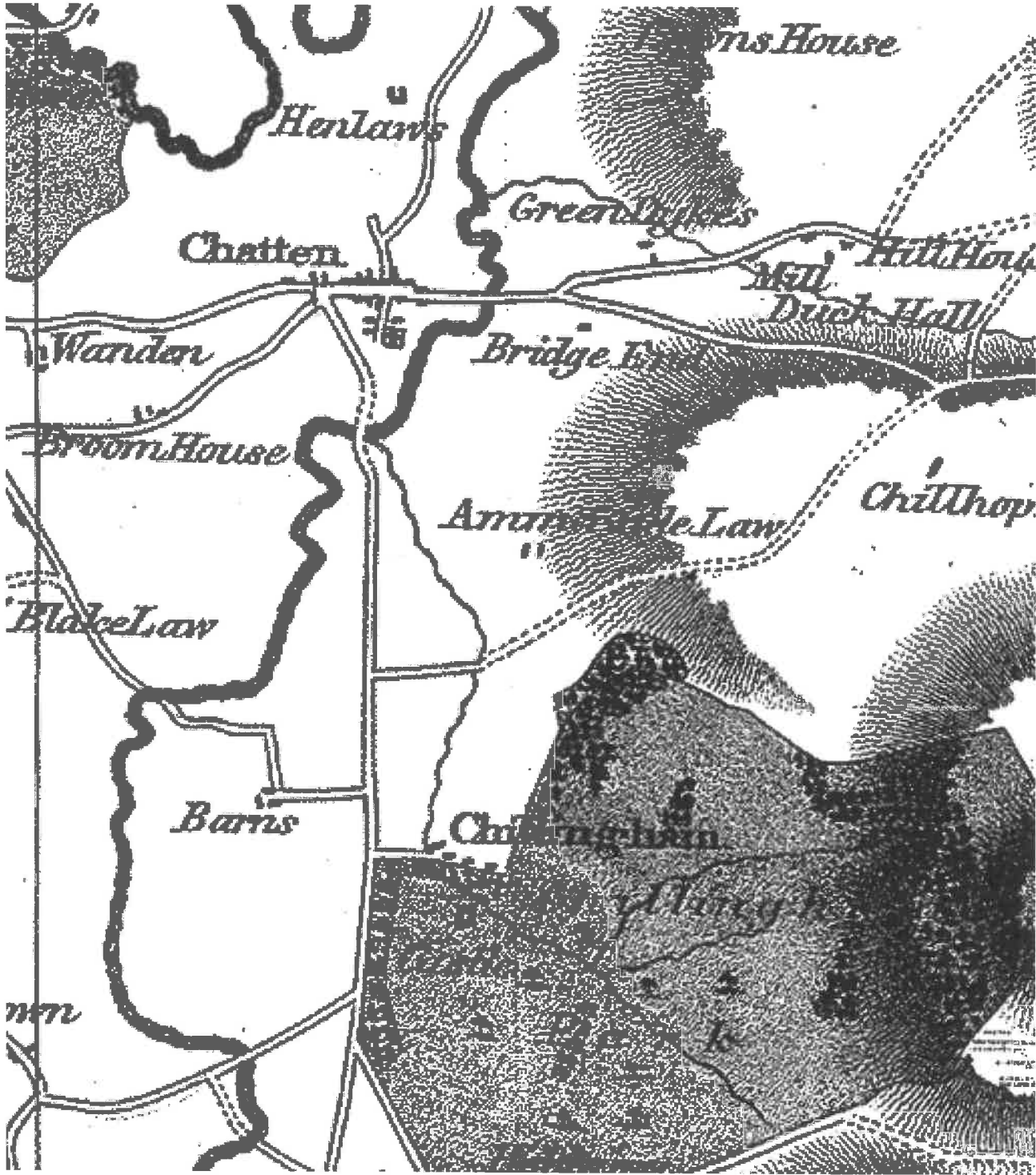
5

500

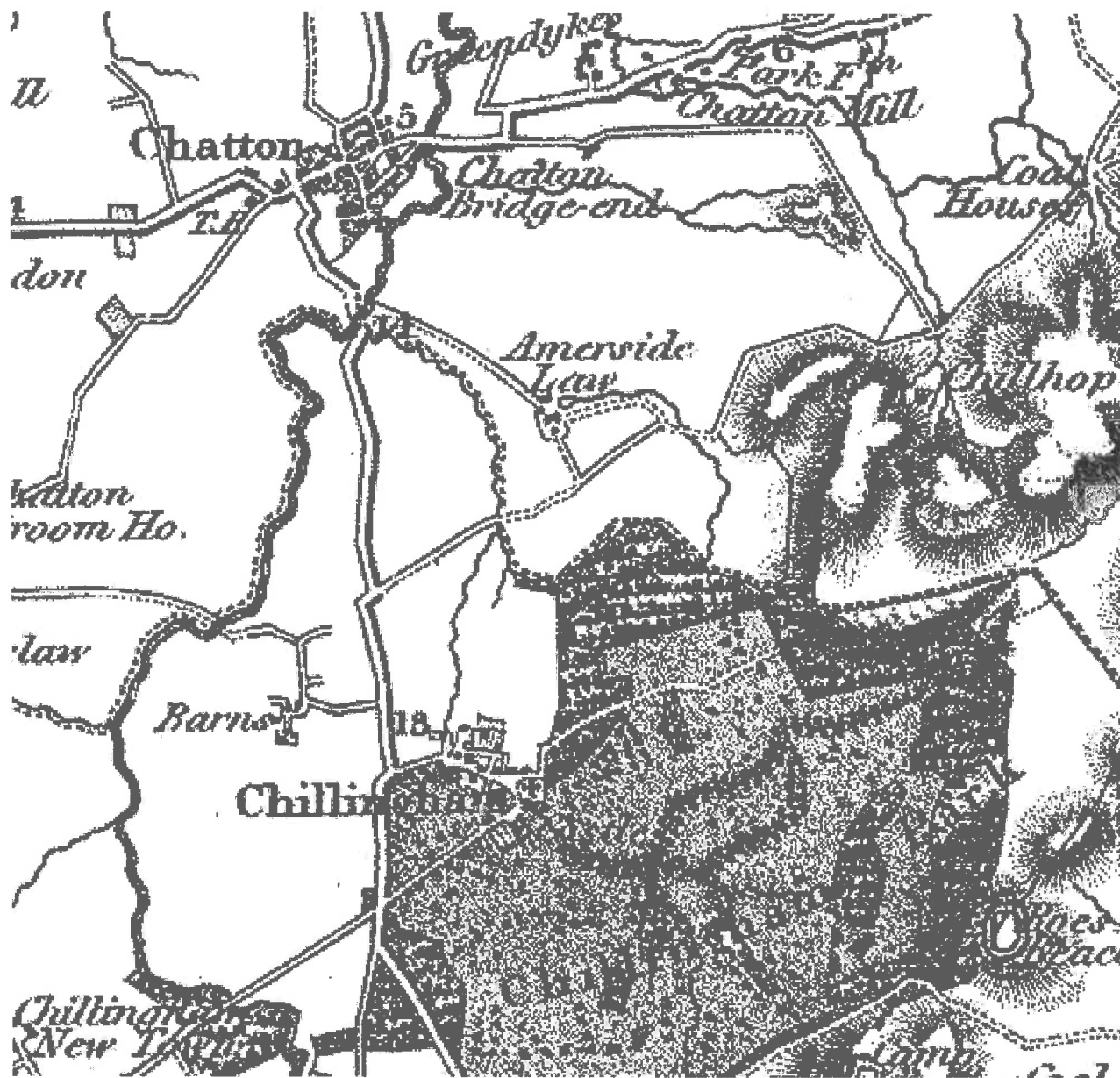
ARMSTRONG'S COUNTY MAP
1769



FRYER'S COUNTY MAP
1820



GREENWOOD'S COUNTY MAP
1828



CARY'S COUNTY MAP
1820-32





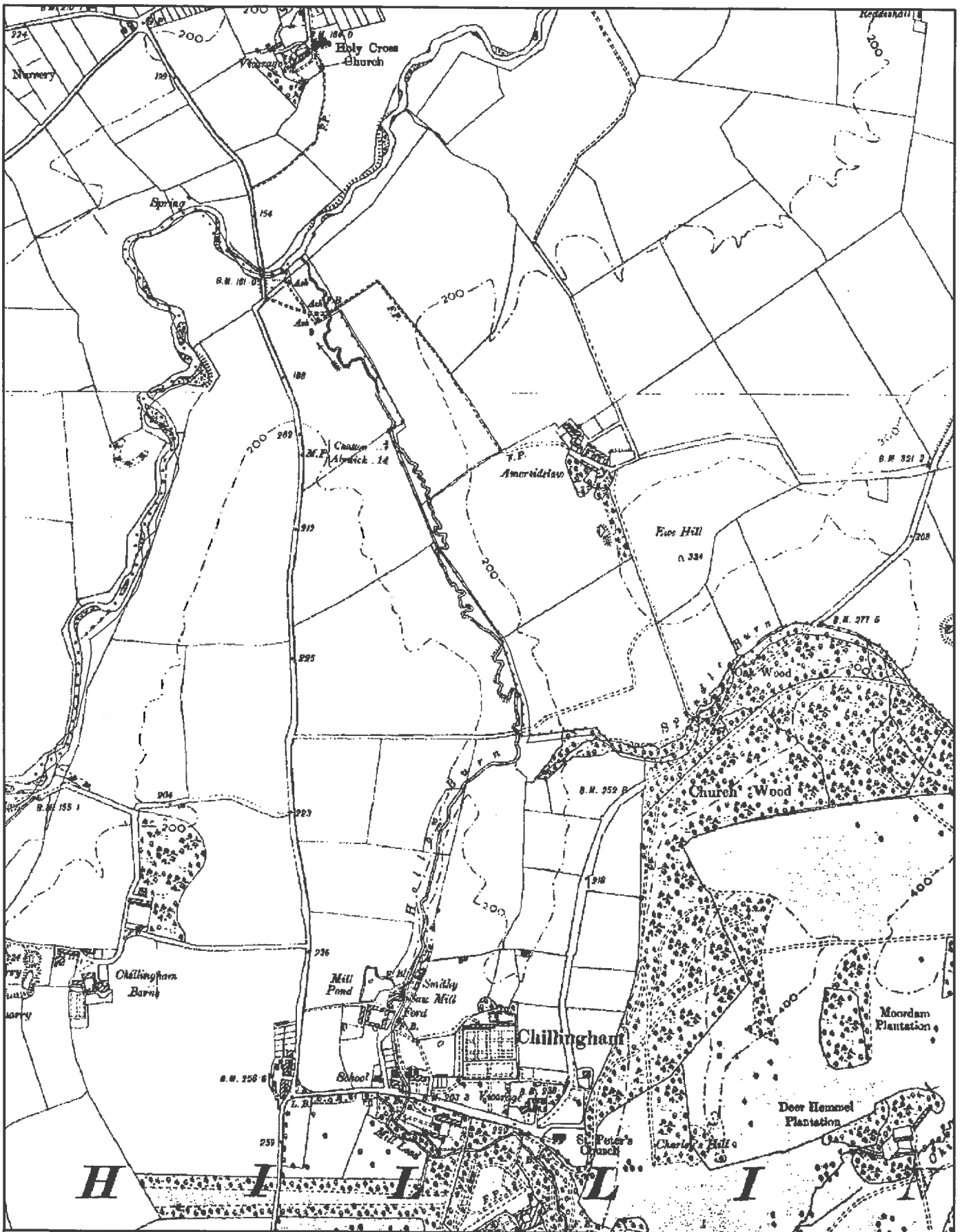
NORTHUMBERLAND

Northumberland County Council

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Ordnance Survey Map 1866

Scale 1:10,560



NORTHUMBERLAND

Northumberland County Council

Ordnance Survey Map 1899

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Scale 1:10,560



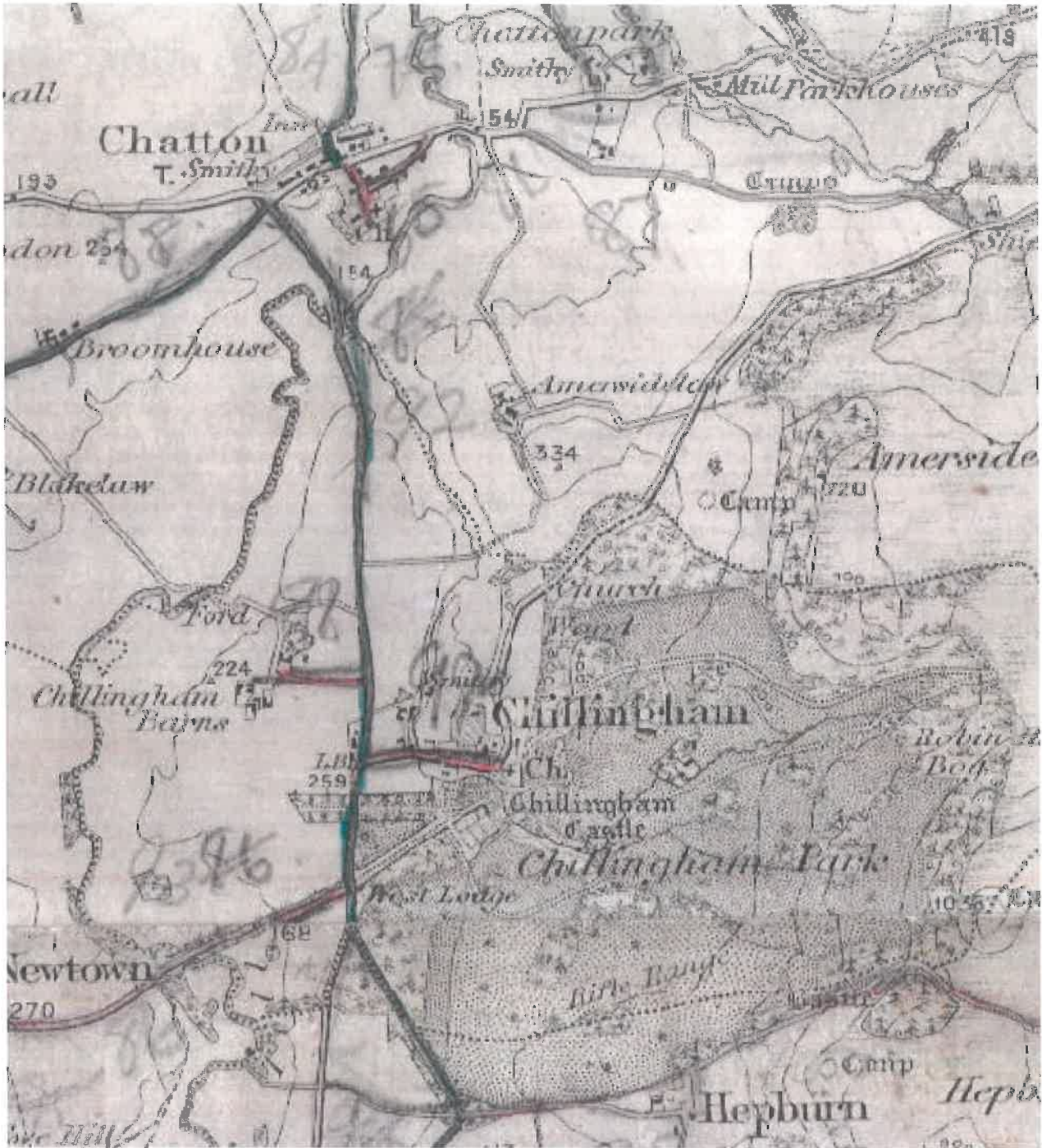
NORTHUMBERLAND
Northumberland County Council

Ordnance Survey Map 1925/6

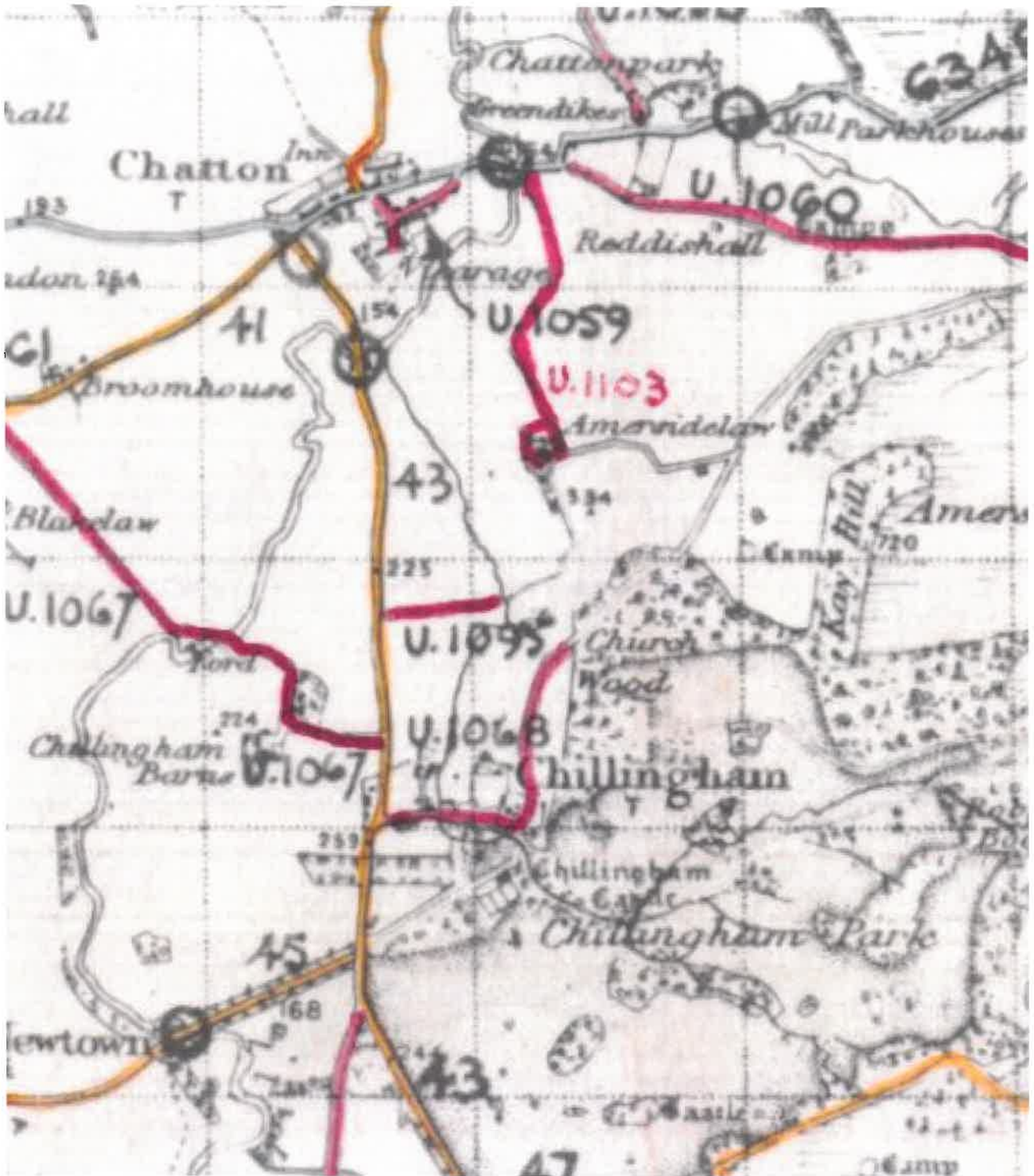
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Scale 1:10,560

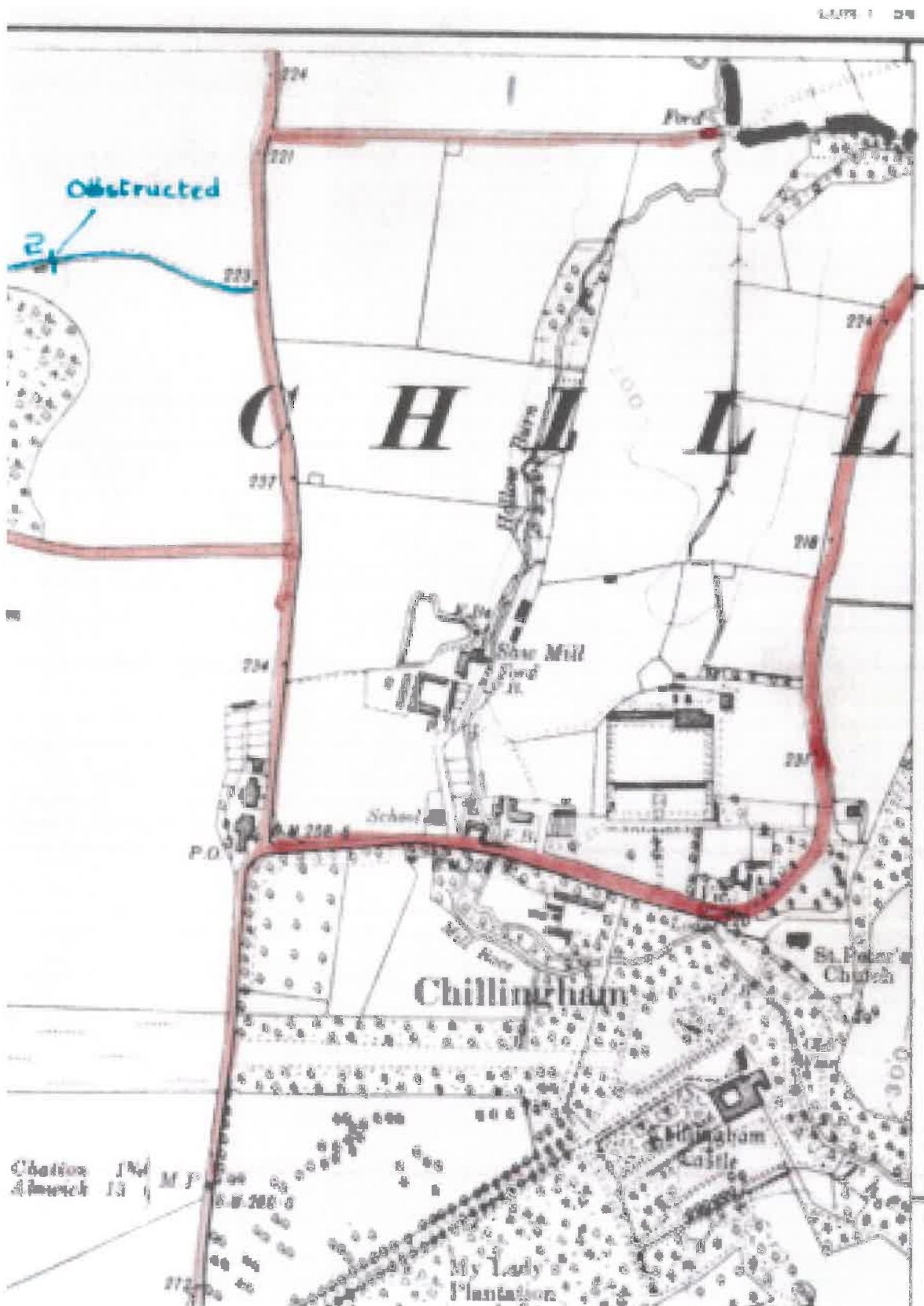
HANDOVER MAP FOR GLENDALE RURAL DISTRICT
1932

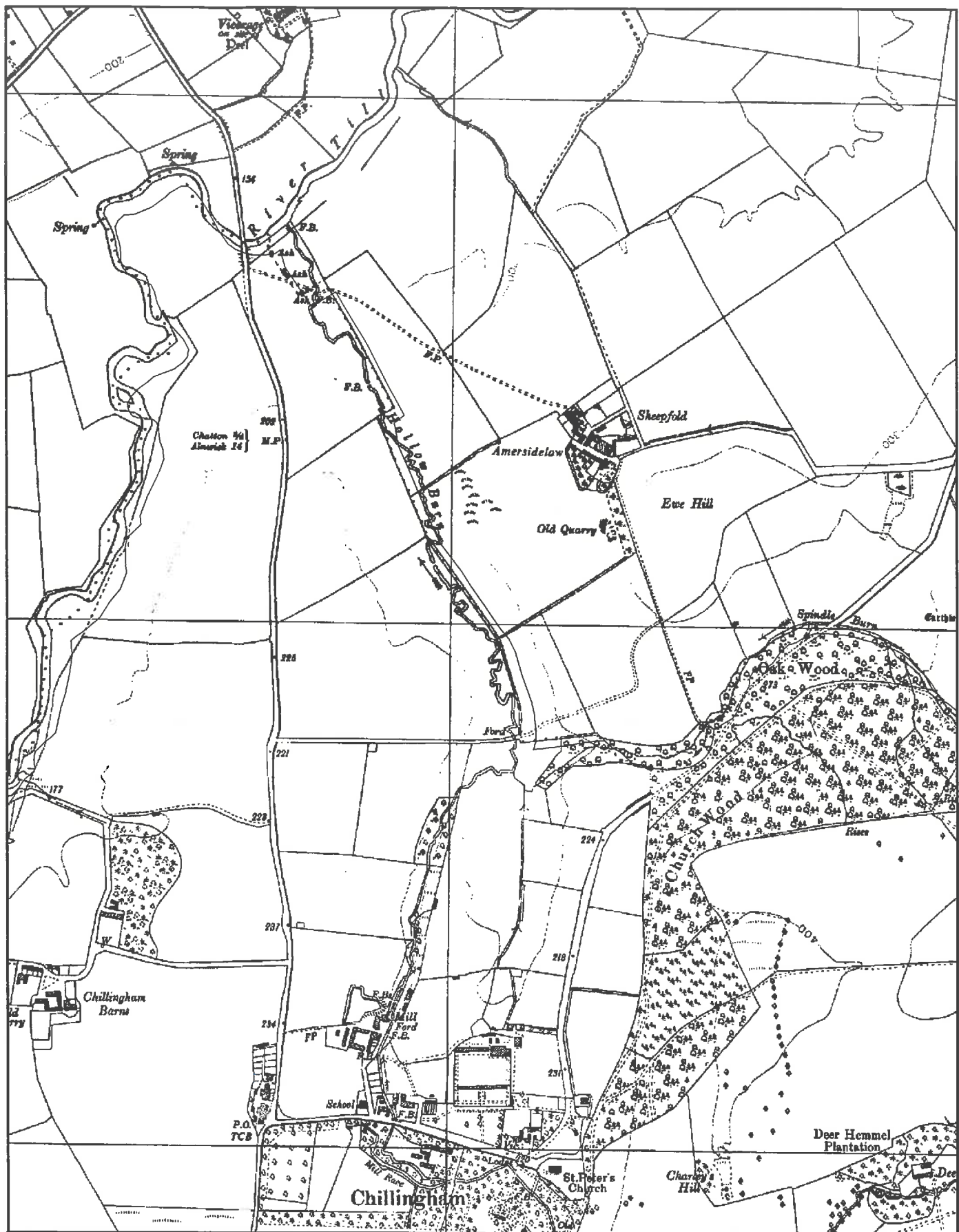


HIGHWAYS MAP
1951



DEFINITIVE MAP – ORIGINAL SURVEY





NORTHUMBERLAND

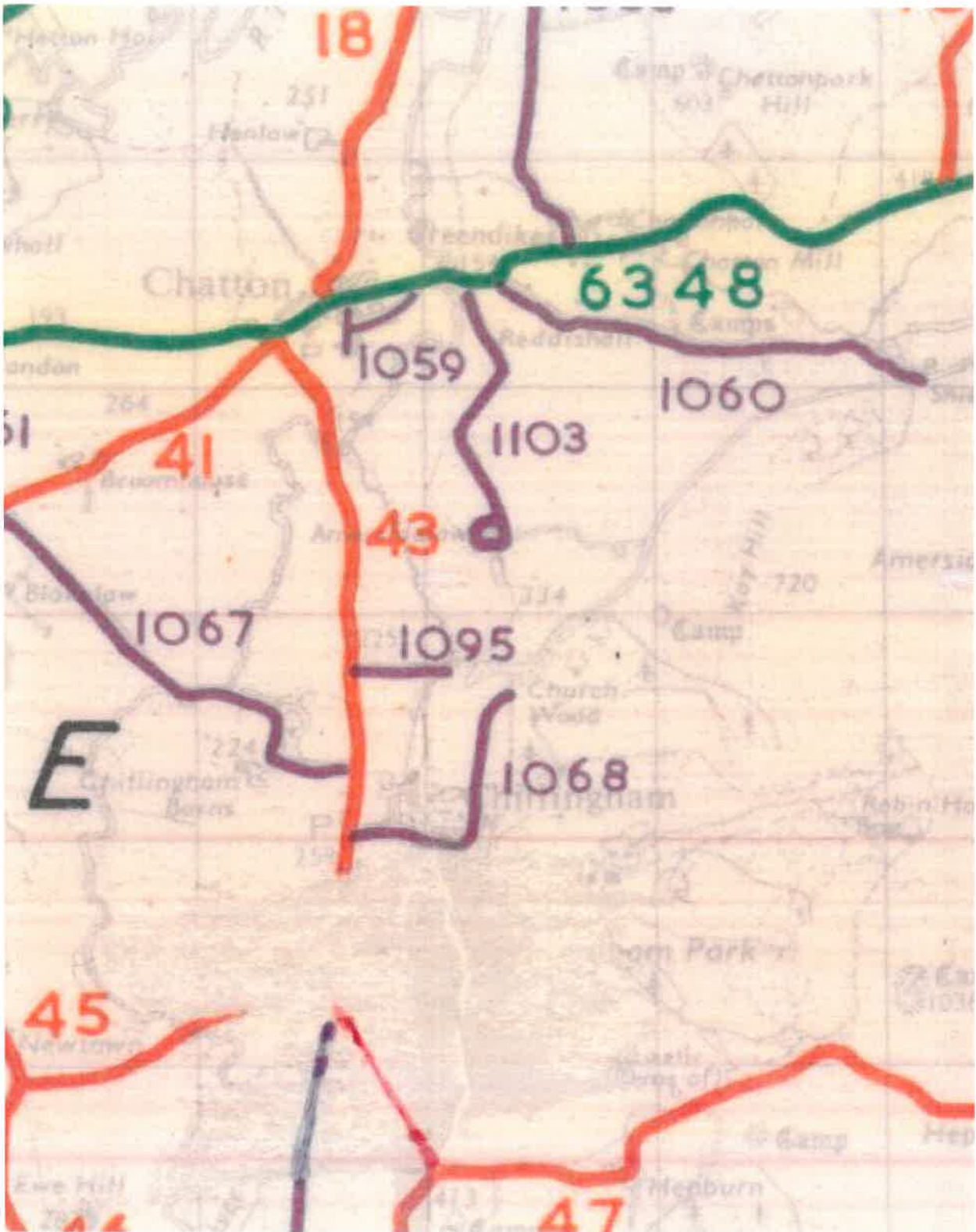
Northumberland County Council

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Ordnance Survey Map 1957

Scale 1:10,000

COUNTY HIGHWAYS
1964



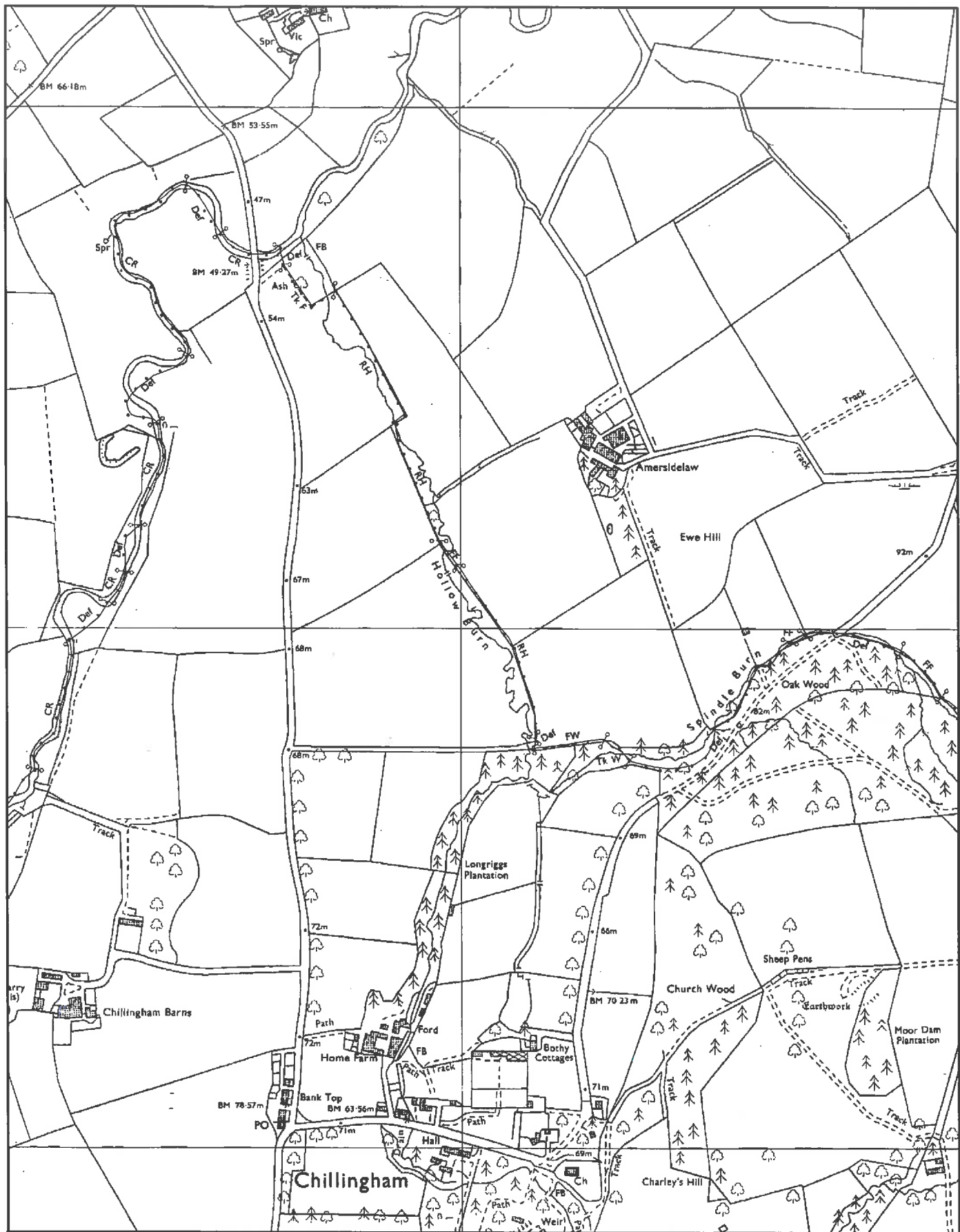
BELFORD DIVISION

Unclassified Roads in Glendale Rural District

		Brought forward
J.1081	Wooler - Middleton Hall Road	34.456
	From C.51 near Presbyterian Church via Earle to U.1080 at Middleton Hall.	0.99
J.1082	Earlehillhead Road	0.50
	From U.1081 at Earle westwards to Earlehillhead.	0.42
J.1083		
	From U.1081 near Earle to C.51.	0.31
J.1084		
	From U.1079 near North Middleton Smithy to C.51 north-west of Ilderton Station.	0.26
J.1085	South Middleton Road	3.10
	From U.1079 to South Middleton.	0.41
J.1086	Hartside Road	1.01
	From C.54 near Ingram via Greensidehill to Hartside.	1.49
J.1087	Calder Road	2.16
	From C.54 north of Reeveley Green to Calder	0.90
J.1088	Rosedeen - Roddam Road	2.33
	From U.1079 at Rosedeen via Roddam Hall to C.55 at Roddam.	0.72
J.1089	Roddamrigg House Road - Wooperton Road.	1.62
	From C.55 near Roddam via Roddamrigg House to C.55 near Wooperton.	0.28
J.1090	Roddamrigg - Brandon - Brandon.	0.06
	From U.1089 near Roddamrigg House crossing C.54 at Brandon to U.1092 at Branton.	<u>51.316</u>
J.1091	Reaveley Cottage Road	
	From C.54 at Reaveley eastwards to C.54.	
J.1092	Powburn - Branton - Glanton Pike Road	
	From Breamish House, Powburn, near A.697 via Branton to C.169 at Glanton Pike.	
J.1093	Branton - Hedgeley Station	
	From U.1092 at Branton to A.697 at Hedgeley Station.	
J.1094	Church Road	
	From U.1090 at Branton via Fawdon to Clinch.	
J.1095	Amersidelaw Road	
	From C.43 800 yards north of Chillingham Post Office to ford at Hollow Burn on road to Amersidelaw.	
J.1096	Old Berwick Farm Road	
	From C.43 at Old Berwick to Old Berwick Farm.	
		Carried forward

<u>Route No.</u>	<u>Name of Road.</u>	<u>Description.</u>	<u>Responsible Division or Authority.</u>	<u>Mileage.</u>	<u>Total Mileage.</u>
U.1092	Powburn-Branton-Glanton Pike.	From Rural District boundary at Breamish House, Powburn, near A.697 via Branton to C.169 at Glanton Pike. (Continues in Alnwick R.D. as U.3106)	Wooler.	2.33	2.33
U.1093	Branton-Hedgeley Station.	From U.1092 at Branton to A.697 at Hedgeley Station.	Wooler.	0.72	0.72
U.1094	Clinch Road.	From U.1090 near Branton via Fawdon to Clinch.	Wooler.	1.62	1.62
U.1095	Amersidelaw Road.	From C.43 800 yards north of Chillingham Post Office to Ford at Hollow Burn on road to Amersidelaw.	Wooler.	0.28	0.28
U.1096	Old Bewick Farm Road.	From C.43 at Old Bewick farm north-eastwards for 320 yards to gateway on to Bewick Hill.	Wooler.	0.06	0.06
U.1097	Reddemrigg Reddam-Beg Plantation.	From U.1089 at Reddemrigg House via Herse Cleeve Strip to C.54 at Reddam Beg Plantation.	Wooler.	0.52	0.52
U.1098	Branton-Great Ryle.	From U.1092 1,000 yards south of Branton via Plantation House to the Rural District boundary near Great Ryle. (Road continues in Rothbury Rural District as U.4064).	Wooler.	1.20	1.20
U.1099	Ingram-Fawdon.	From U.1086 at Ingram via Chapel Knowe to U.1094 at Fawdon and including link to Ingram Mill, (240 yards).	Wooler.	1.23	1.23
U.1100	Ingram-Prendwick.	From U.1099 at St. Michael's Church, Ingram, southwards to the Rural District boundary at Bowl Holes, near Prendwick. (Road continues in Rothbury Rural District as U.4065).	Wooler.	1.82	1.82
U.1101	Lowick Housing Estate Road.	From B.6353 at Lowick northwards into Housing Estate for 68 yds. (Admitted to A.R.D. as U.3106)	Wooler.	0.04	0.04
U.1102	Ford Village Roads.	Roads in Ford Village to the north-west of B.6353.	Wooler.	0.46	0.46
U.1103	Amerside Law Farm Road.	From B.6348 east of Chatton Bridge in a southerly direction to Amerside Law Farm and including around the Steading (1,642 yds).	Wooler.	0.93	0.93
U.1104	Broomey Road, Wooler.	From U.1078 at the Wooler Water Reservoir 168 yards in a north-westerly direction.	Wooler.	0.10	0.10

Route No.	Name of Road	Description	Responsible Division or Authority	Mileage	Total Mileage
U.1091	Reaveley Cottage Road.	From C.54 at Reaveley (NU.019170) eastwards to rejoin C.54 west of Brandon (NU.032168).	Wooler Division		0.90
U.1092	Powburn-Branton-Glanton Pike.	From Alnwick District boundary at Breamish House, Powburn (NU.059163) westwards via Branton thence southwards to C.169 at Glanton Pike. (NU.053141). (Continues in Alnwick District as U.3106)	Wooler Division		2.33
U.1093	Brantox-Hedgeley Station.	From U.1092 at Branton (NU.051165) north-eastwards to join A.697 opposite junction C.82 (NU.059170).	Wooler Division		0.72
U.1094	Clinch Road.	From U.1090 near Branton (NU.044163) south-westwards via Fawdon to Clinch (NU.035149).	Wooler Division		1.62
U.1095	Hollowturn Ford Road.	From C.43 some 800 yards north of Chillingham Post Office (NU.057268) eastwards to Ford at Hollow Burn on road to Amersidelaw Moor. (NU.061268).	Wooler Division		0.28
U.1096	Old Bewick Farm Road.	From C.43 at Old Bewick farm (NU.066215) north-eastwards for 320 yards to gateway on to Bewick Hill.	Wooler Division		0.06
U.1097		Not allocated to any road.			
U.1098	Brantox-Great Ryle.	From U.1092 some 1,000 yards south of Branton (NU.047153) south-westwards via Plantation House to the Alnwick District boundary near Great Ryle. (NU.037138) (Road continues in Alnwick District as U.4064).	Wooler Division		1.20
U.1099	Ingram-Fawdon.	From U.1086 at Ingram (NU.017162) eastwards and south-eastwards via Chapel Knowe to U.1094 at Fawdon (NU.031156) and including link to Ingram Mill, (240 yards).	Wooler Division		1.23
U.1100	Ingram-Frendwick.	From U.1099 at St. Michael's Church, Ingram (NU.020162) southwards to the Alnwick District boundary at Bowl Holes, near Frendwick (NU.009135) (Road continues in Alnwick District as U.4065).	Wooler Division		1.8



Northumberland

Northumberland County Council

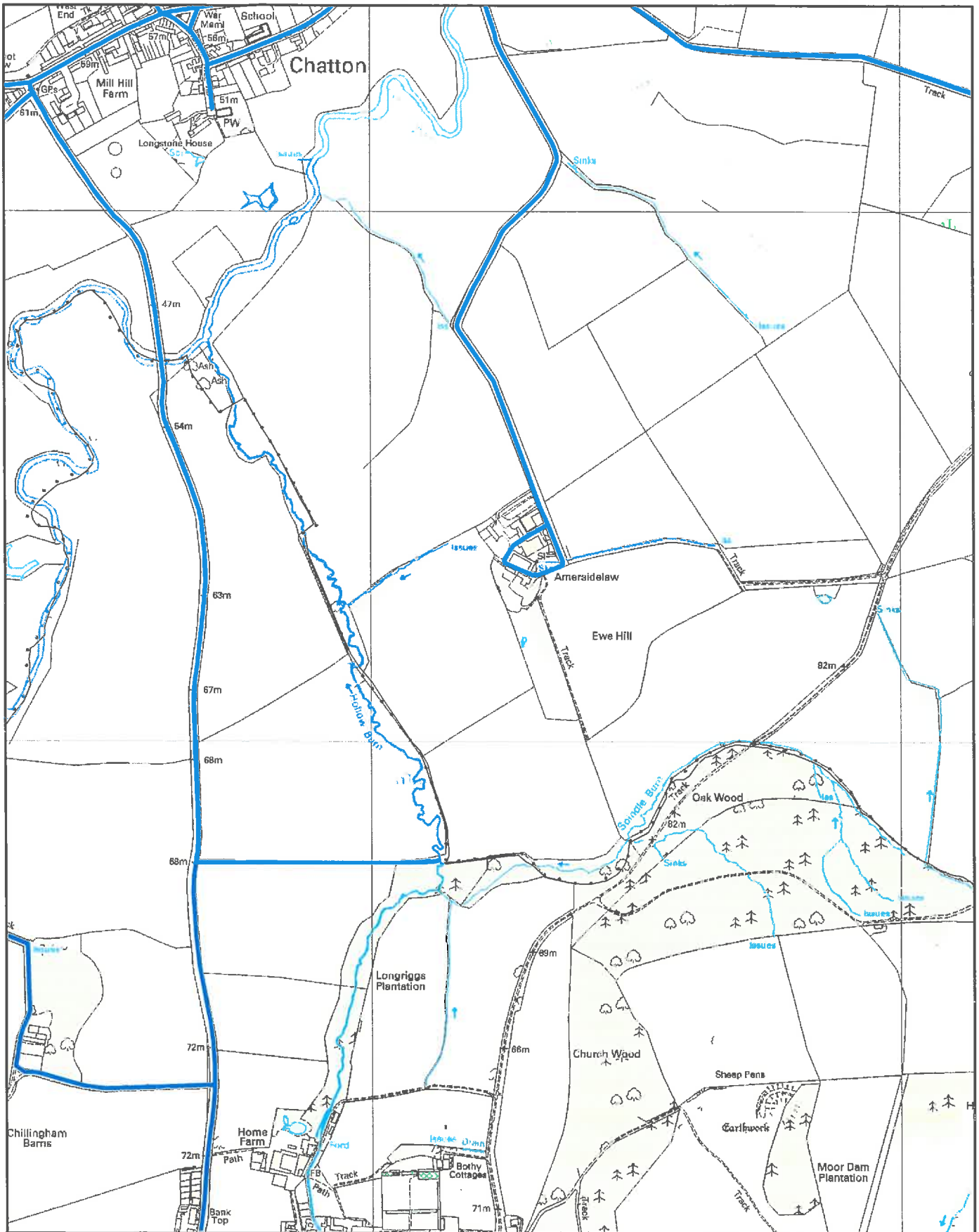
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Ordnance Survey Map 1980

Scale 1:10,000

Highways Act 1980 Section 36(6)
County Of Northumberland
List of Streets which are highways maintainable at the public expense
As at 02-May-2006

Road Number	Description	Length - Metres
U1094		
	U1092 JCT TO U1090 JCT	198
	U1099 JCT TO CLINCH	877
	<i>Total length for U1094</i>	<i>2,787</i>
U1095		
	C43 JCT TO HOLLOWBURN FORD	459
	<i>Total length for U1095</i>	<i>459</i>
U1096		
	C43 JCT TO GATEWAY ONTO BEWICK HIL	108
	<i>Total length for U1096</i>	<i>108</i>
U1098		
	DISTRICT BOUNDARY U4064 TO U1092 JC	1,959
	<i>Total length for U1098</i>	<i>1,959</i>
U1099		
	U1099 JCT TO INGRAM MILL	214
	U1094 JCT TO INGRAM MILL LINK	1,556
	INGRAM MILL LINK TO U1100 JCT	340
	U1100 JCT TO U1086 JCT	272
	<i>Total length for U1099</i>	<i>2,383</i>
U11		
	C3 JCT NEAR LOAN END TO C3 JCT	3,449
	<i>Total length for U11</i>	<i>3,449</i>
U110		
	OSBORNE CRESCENT FOOTWAY	33
	IVINSON ROAD	247
	IVINSON ROAD	43
	TWEEDSIDE INDUSTRIAL ESTATE	105
	TUNNEL UNDER RAILWAY OFF BACK OSB	64



NORTHUMBERLAND
Northumberland County Council

**Network Management
Information System**

Highways Act 1980 Section 36(6)
County of Northumberland
List of Streets which are highways
maintainable at the public expense
as at 02-May-2006

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May 2015

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