

## GLASS Broadway + Bull Tor UEF Guidance. Version 1 (Sheet 1 of 3)

Thank you for your recent response to our appeal for user evidence on Broadway and Bull Tor Lanes. We'd like to explain how you could help save this lane for recreational drivers to use.

To claim presumptive dedication under common law we need to show 20 years of continuous unchallenged use by private recreational motorists, specifically during the years 1984 to 2004. Usage after 2004 (although worth recording e.g. on Trailwise) is less valuable due to the effects of the NERC Act and the date of the BOAT claim for this lane.

From hard earned experience, we believe there are two elements to achieving a strong body of user evidence. These are:

**(a)** The actual user data; and **(b)** Demonstrating the genuine credibility of those who are providing the user data. This is why the forms should be handwritten, not completed online.

You will have received 2 items, this guidance note, incorporating the printed map issued by DCC, and a 2 page User Evidence Form (UEF).

Please send 2 items back to us, **by 'Snail' Mail**: the completed UEF and the modified, signed map. We would like to take these to DCC on Mon 17<sup>th</sup> July, so aim to **get them to the below address by Sat 15<sup>th</sup> July**. **However**, late submissions are better than no submission, so if you are running late please **still post to us**, and send us an email to say your submission is on its way.

A/ After printing them out, please initial both pages of the UEF, and the map, in the top RH corners. This ensures that should someone scatter 'all' the evidence on the floor, the pages and maps can be re-matched into their sets.

B/ Use a coloured pen (and possibly a highlighter) to personalise the map. The map issued by DCC reflects the map used by the claimant, but now this map has to be converted to YOUR map, by marking the whole of the route you have ridden or driven along. Use whichever pen or highlighter you have chosen to indicate the exact route, preferably describing it in your own words as well. Remember this is YOUR credible evidence. **Please both sign and print your name on the marked-up map.**

Now to the UEF itself.

Information about the route.

We are focussing on evidence 1984 to 2004, NOT now. In this section make clear the years YOUR information relates to. When completing the rest of the form, focus on YOUR use during THOSE years, otherwise both you and the reader will get confused, and your evidence could be classed as unreliable.

If you do think of how it is NOW, use that as a trigger to think about what it used to be like, and then record its past condition, not its current condition.

The Parishes are Brushfield and Taddington.

Details of your use of the route (1984 to 2004).

*Where were you going to and from?*

If you had a regular route which included Broadway / Bull Tor Lane then give those details. If your complete route was irregular then say so, but nearby place names, or other route names you used before or after Broadway / Bull Tor, will help maintain a factual report.

*For what purpose?*

If you paid either a tour guide or an event fee (MCC, VSCC, etc), then it was an organised event, otherwise: Family group, casual group of friends, social ride-out, whatever, create your own phrase.

*Other mode of use?* This is where you declare your passenger status if applicable.

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*Were there any years, within the period stated above, when you did not use the route?*

Please complete this as accurately as your memory allows. Apart from personal reasons, you may not have used the route in 2001 due to the Foot and Mouth epidemic. Travel restrictions lasted from February 2001 until early 2002.

Further Information.

*Questions 6 to 10 – ‘Permissive use’.*

If you believed the route to be a Public Highway at that time, you will have used it ‘as of right’, and not required permission from anyone.

If you were a tenant, landowner, or employee of the landowner, then you used it ‘by right’, and such use does not count towards the public dedication we are seeking.

*Would you be willing to attend as a witness at a public Inquiry or hearing to give evidence of your use of the route?*

Unless you would have to claim a medical condition relevant to NOT sitting as a witness, or a problem that you know will severely restrict your ability to travel, we would like you to say YES. Depending on the how the process proceeds such a hearing may not be necessary. In any case any such inquiry will be many months away, you are not making a cast iron commitment at present.

Your evidence needs to be be credible and reliable; indicating that you would be willing to present it at a hearing or Inquiry enhances the reliability and credibility.

If in doubt, email [bulltor@glass-uk.org](mailto:bulltor@glass-uk.org) and ask us for advice.

Thank you,  
Chris Mitchell, for  
The GLASS “Broadway-Bulltor Team”.

Please post your completed UEF and Map to:

GLASS,  
c/o  
25 Belper Road,  
Ashbourne,  
Derbyshire  
DE6 1BB

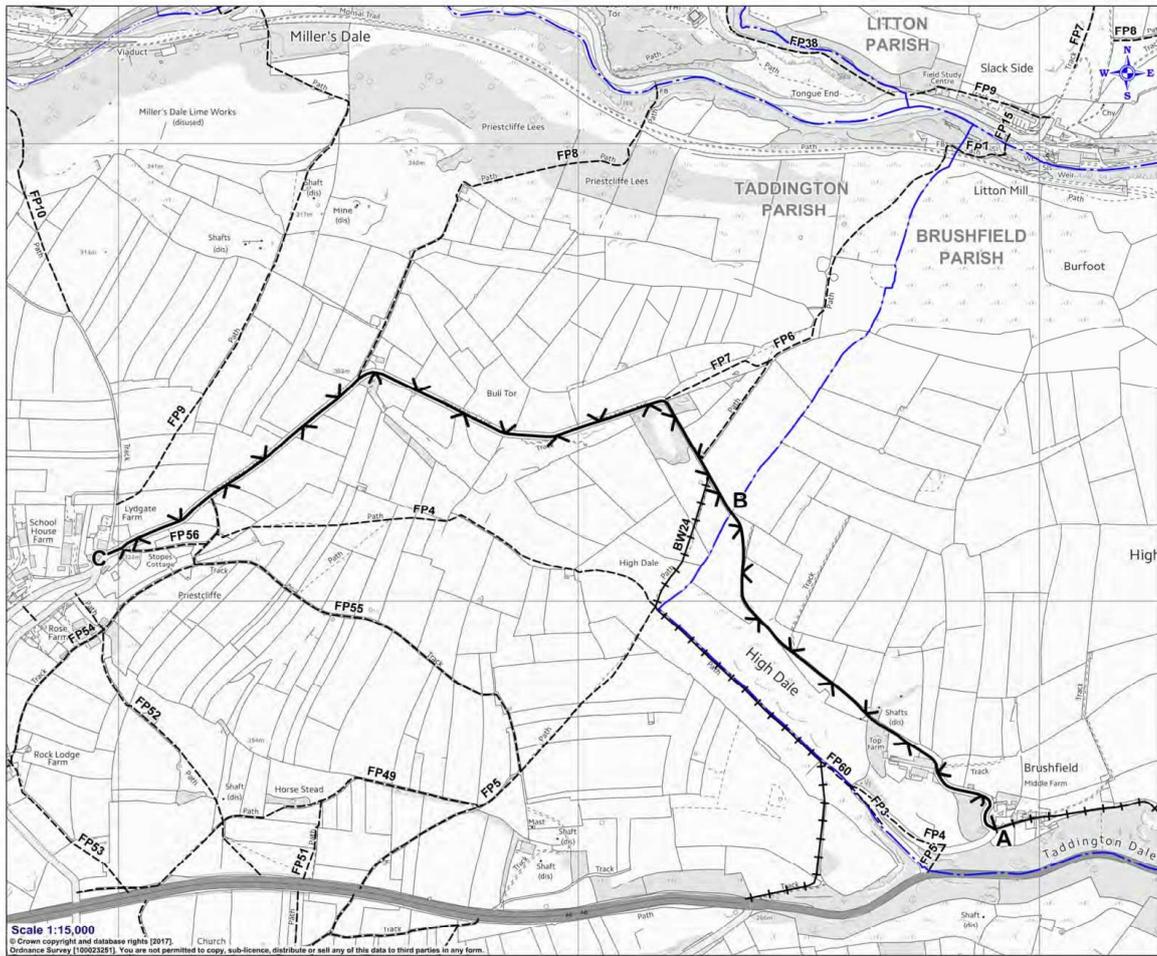
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The Green Lane Association Ltd is a national user group protecting our heritage of ancient vehicular rights of way.

Registered in England, No 5369836, Registered Office:

Tudor House Mews, Westgate, Grantham Lincolnshire NG31 6LU.

Note: Sheet 3 (below) is the DCC Map referred to in the guidance above. Please send your marked-up map back to us with your completed UEF.



Wildlife & Countryside Act 1981 Section 53

**X3137- Claim to add Byway Open to All Traffic (BOAT) along Non-Classified Highway known as Broadway Lane / Bull Tor Lane - Parishes of Brushfield and Taddington**

**KEY**

- BOAT to be added (A-B)
- (B-C)
- Existing Footpath
- Existing Bridleway
- Parish Boundary



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 Produced by Public Rights of Way on 2 June 2017  
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