

# WILDLIFE AND COUNTRYSIDE ACT 1981

## Dorset Council (A Byway Open to All Traffic, Beaminster at Crabb's Barn Lane) Definitive Map and Statement Modification Order 2020

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### INDEX OF APPENDICES

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Items [TRFDoc/1] to [TRFDoc/15] were appended to the TRF's Statement of Case. They are listed here and are referred to in the Objection by the same references but further copies are not appended with this Objection (further copies can be provided, if wanted).

Items [TRF/Doc/16] et seq. are further documents referred to in this Objection.

1. R (Trail Riders Fellowship) v Dorset CC [2012] EWHC 2634 (Admin) [2013] PTSR 302
2. R (Trail Riders Fellowship) v Dorset CC [2013] EWCA Civ 553 [2013] PTSR 987
3. Order of Court of Appeal 20 May 2013
4. R (Trail Riders Fellowship) v Dorset CC [2015] UKSC 18 [2015] 1 WLR 1406
5. Order of Supreme Court 13 April 2015
6. Email from Registrar of the Supreme Court 5 November 2019, conveying Lord Carnwath's response to a proposed application to vary the order of the Supreme Court
7. Brain Chase Coles (for the TRF) letter to the Planning Inspectorate 16 December 2019
8. Planning Inspectorate decision 31 July 2020
9. Trevelyan v Secretary of State for the Environment, Transport and the Regions [2001] 1 WLR 1264
10. Planning Inspectorate's Advice Note 20
11. TRF's Grounds of Appeal and annexures
  - A. Letter of 4 October 2010 from Jonathan Stuart, who made the application on behalf of the Friends of Dorset Rights of Way on 21 December 2004, appointing the TRF to be his agent in this case.

- B. Order of the Supreme Court dated 13 April 2015
  - C. Dorset report plan 18/13.
  - D. Notice of refusal of application, letter dated 26 March 2019.
  - E. John Cary's Map of Dorsetshire 1787 (dated by others in the same series).
  - F. The application made to the surveying authority. This application lists the evidence submitted with the application, and this is appended here (indexed) using item references, a.a., b.b., et seq. The application includes the notices associated with the application.
  - G. A map showing the alleged right(s) of way.
  - H. Paper: "Byway Claim for Bridleways 17 & 35 Beaminster" as submitted with the application.
  - I. Report to the Regulatory Committee, 21 March 2019. Officers' analysis of documentary evidence.
  - J. Regulatory Committee minutes of 21 March 2019. Reasons for refusal of application.
12. Commission for New Towns v. J J Gallagher [2003] 2 P & CR 3
  13. Fortune v Wiltshire Council [2012] EWCA Civ 334 [2013] 1 WLR 808
  14. Planning Inspectorate Decision Letter FPS/A4710/7/22 723 dated 31 March 1999 as reported in Byway and Bridleway 1999/6/48 & 1999/7/53
  15. A.G. (At Relation of A H Hastie) v Godstone RDC (1912) JP 188
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16. Marriott v Secretary of State for the Environment, Transport and the Regions [2000] EWHC (Admin) 652
  17. Whitworth v Secretary for Environment, Food and Rural Affairs [2010] EWCA Civ 1468
  18. Elveden Farms Ltd v Secretary of State for the Environment, Food and Rural Affairs [2012] EWHC 644 (Admin)
  19. Email 19 July 2023 from Dorset to DMH Stallard (for the TRF).
  20. Emails between 17 October 2023 from Dorset to DMH Stallard (for the TRF).
  21. Attachments to emails between 17 October 2023 from Dorset to DMH Stallard (for the TRF)
    - A. Extracts from List of Streets provided by Dorset
    - B. Copies of the documents referred to and analysed in Annex 5 to Dorset CC's Statement of Case of which copies / extracts were not provided in that Annex.

22. TRF's Claim Form in the proceedings R (Trail Riders Fellowship) v Dorset CC
23. TRF's Appeal Notice in the proceedings R (Trail Riders Fellowship) v Dorset CC
24. Email correspondence agreeing the Order of Court of Appeal 20 May 2013
25. Email correspondence agreeing the Order of the Supreme Court 13 April 2015
26. R (Wardens and Fellows of Winchester College and anr) v Hampshire CC [2009] 1 WLR 138
27. Maroudas v Secretary of State for Environment Food and Rural Affairs [2010] EWCA Civ 280
28. Trail Riders Fellowship v Secretary of State for Environment, Food and Rural Affairs [2016] EWHC 2083 (Admin)
29. TRF v Secretary of State [2017] EWHC 1866 (Admin) [2018] PTSR 15
30. Fortune v Wiltshire CC [2010] EWHC B33 (Ch) (first instance)
31. Roberts v Webster (1968) 66 LGR 298
32. TRF v Secretary of State [2023] EWHC 900 (Admin)
33. Craig v HM Advocate [2022] UKSC 6 [2022] 1 WLR 1270