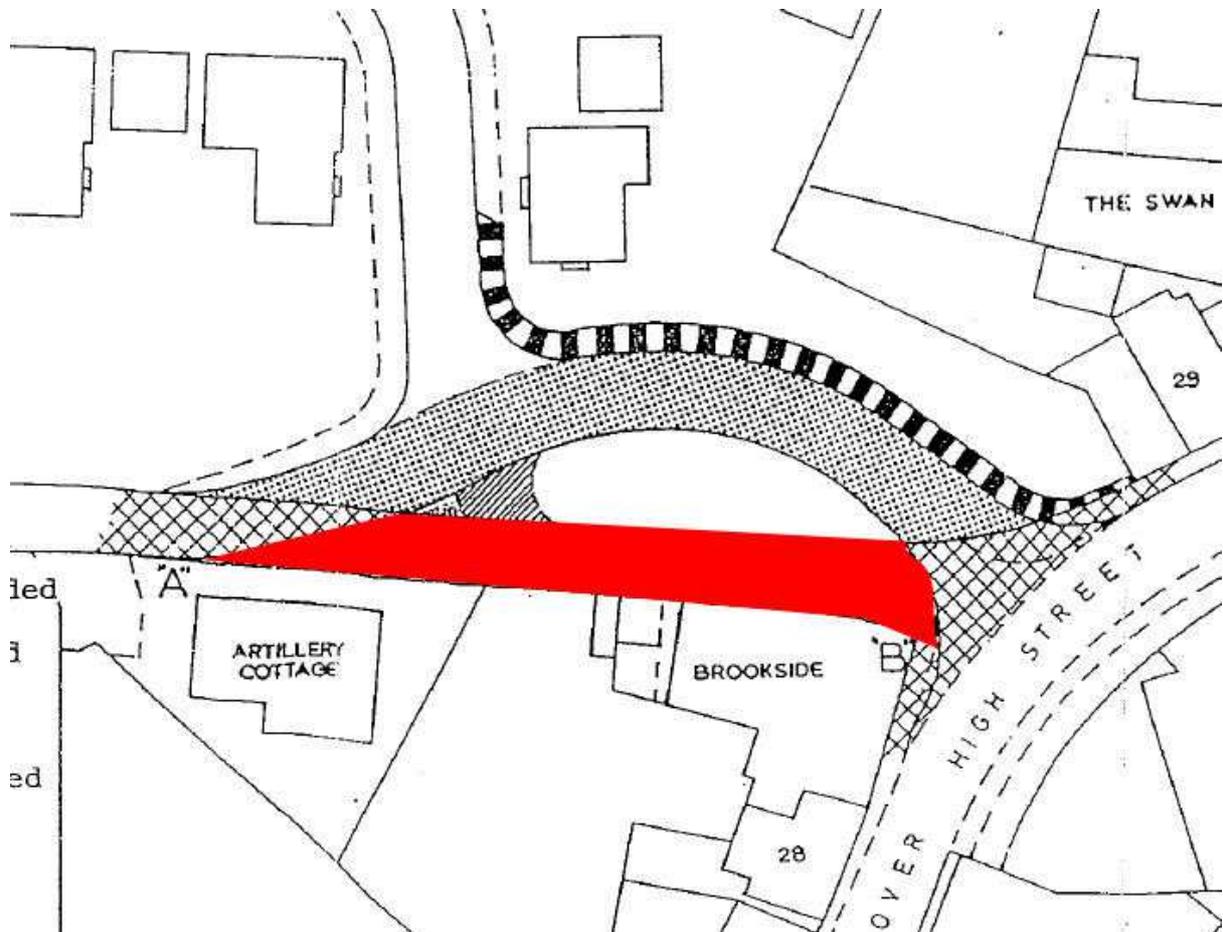


APPLICANTS STATEMENT

Our reference- Lewes D



The application route is shown as a solid block (in red on the original). It runs from Southover High Street to Juggs Lane.

The route is in Lewes Town.

THE APPLICATION ROUTE

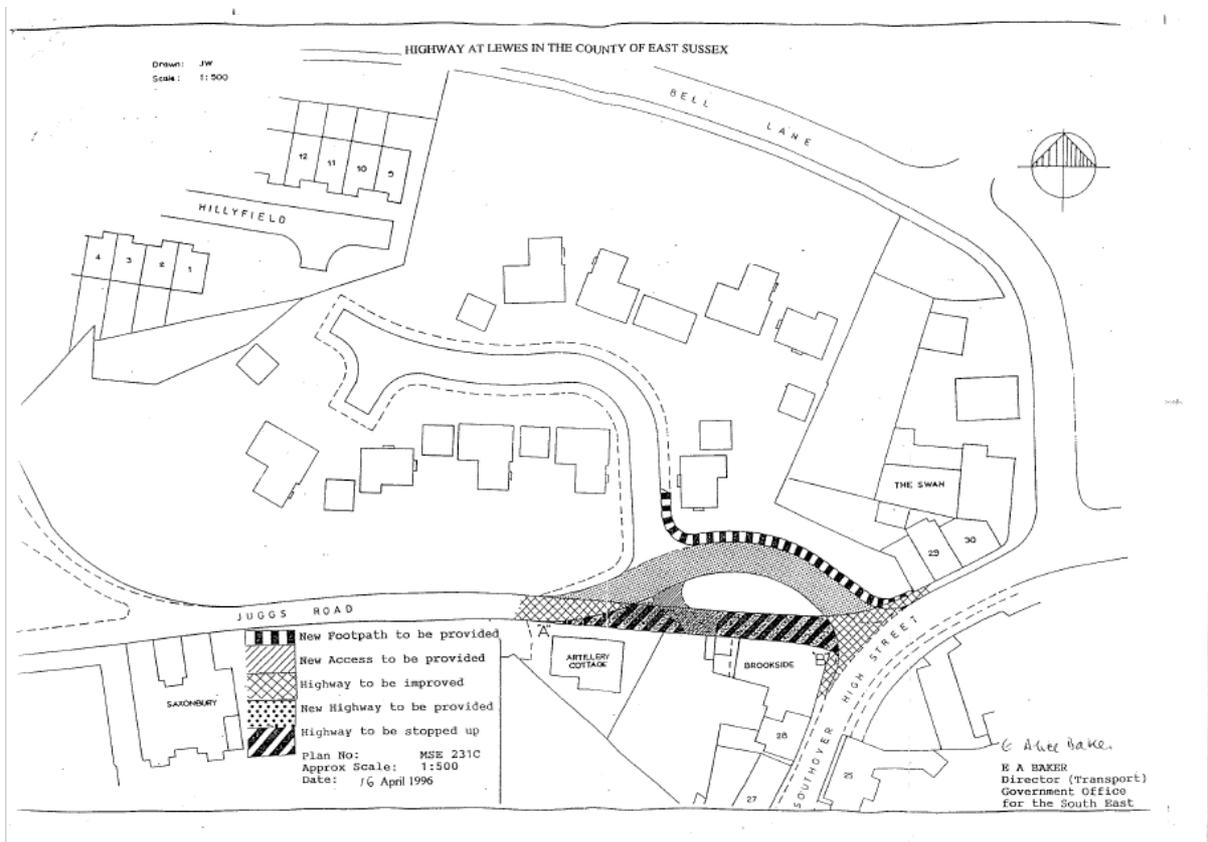
It is not disputed that Juggs Road is a very old road. It appears on a large number of maps. The application route was part of Juggs road, forming the very east end of it.

For example here is an extract from the map made under the Finance Act of 1910 which is held at the National Archive under reference IR 124 1 159. It shows the application as a white road, which strongly implies that it was a public road at the time.



Evidence that the application route was a highway up to 1996 is provided by a stopping up order which is set out in appendix 1. It would not have been necessary to make an order stopping up the route if it had not been a highway.

The order contains a plan, which is set out below.



Note that only part of the application route is shown as being stopped up. A small part is shown as "New access to be provided" implying that it retained its old status.

Below is an extract from the order. It confirms that only the section shown in zebra hatching on the plan is to be stopped up. It also says that the stopping up will only take place when, amongst other things, the developer has provided a new bridleway along the application route. I have not been able to ascertain whether or not the County Council had provided a certificate to the developer as required.

1. The Secretary of State authorises the stopping up of the length of highway described in the schedule to this Order and shown in zebra hatching on the deposited plan, in order to enable development to be carried out in accordance with the planning permission granted under Part III of the Act to the Developer by Lewes District Council on 10 June 1994 under reference LW/94/0581F.
2. No part of the said highway shall be stopped up pursuant to this Order until the County Council certify to the Developer that the provisions of article 3 (a) of this Order have been complied with.
3. (a) (1) The Developer shall provide to the reasonable satisfaction of the County Council new highway along the route shown in stipple on the deposited plan and the new footpath shown in vertical hatching.
 - (2) The Developer shall provide to the reasonable satisfaction of the County Council a new bridleway along the route of the highway to be stopped up. This bridleway shall be co-existent with the new access way where the access way crosses the stopped up highway.
 - (3) The Developer shall improve to the reasonable satisfaction of the County Council the areas of highway shown in cross-hatching on the deposited plan.
 - (4) The Developer shall provide to the reasonable satisfaction to the County Council new access way along the route shown in thin diagonal hatching on the deposited plan.

So there are two possibilities:

Either the County Council has certified to the developer that the conditions are met, in which case a public bridleway has been created or it has not, in which case the route remains with its former status. As it has been partly obstructed for motor vehicles for some time, it would probably be a byway.

The land registry map shows the application route as unregistered, as is the rest of Juggs Road nearby. This suggests that it is owned by the highway authority and therefore has the same status as the rest of Juggs Road



The photo below, which is taken from Google Streetview for 2011, shows the former sign which was there for some years. A blue arrow denotes a bridleway. The sign has now been replaced with a sign that does not specify any status.



However the picture suggests that a bridleway had come into being and application is therefore made for that status.

Chris Smith 13/10/21