

IN THE MATTER OF  
AN APPLICATION TO REGISTER LAND AT  
STOKE LODGE PARKLAND AS  
A TOWN OR VILLAGE GREEN  
UNDER SECTION 15 OF THE COMMONS ACT 2006

BETWEEN:

MR D MAYER – APPLICANT

AND

BRISTOL CITY COUNCIL & ORS – OBJECTORS

**Statement of:** - NICHOLAS JOHN EVANS  
(BLOCK CAPITALS)

My Name is: - NICHOLAS JOHN EVANS

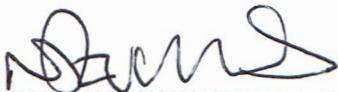
My Address is: - 34, Bee Barn Rd  
Bristol BS9 2DE

My occupation is: - Police officer

I will say as follows: -

1. Please refer to my Questionnaire attached and dated: - 3rd April 2016
2. Please refer also to my Statement attached and dated: - 3rd April 2016

I believe that the facts stated in these statements are true.

Signed ..... 

Dated ..... 3rd April 2016 .....

**WITNESS STATEMENT IN SUPPORT OF TOWN GREEN APPLICATION FOR STOKE LODGE PARKLAND**

**Name: Nicholas John Evans**

**Current Address: 34 Bell Barn Road, Stoke Bishop, Bristol, BS9 2DE**

**Occupation: Police Officer**

I am providing this statement in support of the Town Green Application for Stoke Lodge Parkland. I met my girlfriend - now wife - in 2001, her parents live in Stoke Bishop so over the course of our relationship (before we got married) I visited them and Stoke Lodge on a regular basis, using it for running and general fitness. We married in 2005 and then decided to move to a bigger house when we were expecting our first child in 2006.

I looked in several areas but fell in love with Stoke Bishop and the house we decided to buy. It was a stone's throw from Stoke Lodge, and having seen families on there over the years I knew it would be an ideal place for us to take our children to play. We moved in early 2006 and had a second child, a daughter in 2007. Since these two children have come along Stoke Lodge has become a regular part of our all of our lives. The children are now 8 and 9 and as each year passes the list of activities they can do has grown. They enjoy running around playing with any shape sized ball, playing hide and seek, tag, snowball fights, building snowmen, blackberry picking and daisy chain making. I have taught both my children to ride their bikes without stabilisers on the playing field. I coach a local minis rugby team which my son plays for, since he has been able to walk I have regularly visit Stoke Lodge with him to practice ball skills, tackling and the general art of rugby. My daughter, after much practice, mastered the art of cartwheeling and doing headstands in the Lodge as well.

They both go to the local Primary School and used the Lodge for nature lessons, trails and cross country trials as part of school activities. My son belongs to the local Cubs group and has used the Lodge with them for night time activities and sports events in the summer evenings. Since the children's play park was been built my kids regularly ask to pay a visit, they especially like the zip slide, a visit also coincides with taking a rugby ball across to have a kick around. In the summer we have and continue to have picnics on the Lodge and have watched the occasional game of cricket.

On March 2016 there was a minis rugby tournament that my son played in which I coached and his grandparents watched.

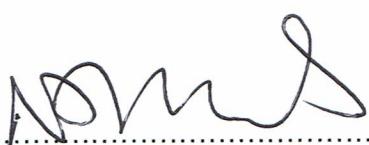
We normally access Stoke Lodge through Cheyne Road where there is an entrance. I have also used a lane which runs along the side of it where there are numerous entrance points. If I am returning from my in-laws house which is located at the top of Stoke Lodge, there is an entrance via this route. It is also a safe place for my children to walk through in order to meet a grandparent half way, this helps these small steps towards independence that we are trying to build into their lives as they get older.

In all the years I have been using Stoke Lodge I have never been denied access by any person.

Stoke Lodge is an amazing open space where I have watched my kids grow and master those milestones in their lives, you cannot put a price on this. I am able to walk out of my door and be kicking a ball with my son or watching my daughter on the zip slide in less than 5 minutes, without this I would have to get in the car and travel elsewhere.

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I believe the facts stated in this witness statement are true.

Signature.....

Date.....3<sup>rd</sup> April 2016

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**Subject: School uniform 2012**



## Save Stoke Lodge Parkland - Application for Town Green Registration - Evidence Questionnaire

NAME of Witness Print		<u>Thomas John Evans</u>
1 Your address when you used the land being claimed as "Town Green" and edged in red on Map "A"?		
34 Barn Barn Road Bristol BS9 2DE		
2 Your address when you knew the land edged in red on Map "A" was being used by the local inhabitants? If different from 1 above?		
34, Barn Barn Road Bristol BS9 2DE		
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3 Did you sign the map "A" attached to confirm your understanding of the extent of The Land being claimed? As "Town Green" edged in Red? And relates to the evidence YES		
4 Confirm your agreement that the Locality or Neighbourhood is the Political Ward of Stoke Bishop plus parts of Westbury on Trym, Sea Mills and Coombe Dingle. Map "B" YES		
5 Please confirm that you have marked the location of your house on Map "B" with an X. YES		
6 By what name, if any, is The Land edged in red on Map "A" known? Stowes Land		
7 Has the land, referred to in question 6, ever been known by any other name? If so NO what?		
8 For how many years have you known about the Land edged in red on Map "A"? 13 Years		
9 Between which years did you us the Land edged in red on Map "A"? From 2003		
10 Do you consider yourself to be a local inhabitant in respect of the Land edged in red on Map "A"? YES		
11 During the time you have used the Land edged in red on Map "A", has the general pattern of use remained basically the same? YES		

12 What recognisable facilities are available to the local inhabitants of your locality? Please tick all boxes that apply and add any other additional matters not covered	
Local infants school	<input checked="" type="checkbox"/> Community centre
Local junior school	<input checked="" type="checkbox"/> Sports facility
Local secondary school	<input checked="" type="checkbox"/> Swimming pool
Residents association	<input checked="" type="checkbox"/> Library
Neighbourhood watch	<input checked="" type="checkbox"/> Alt green space within easy walking
Neighbourhood Partnership	<input checked="" type="checkbox"/> Area police
Local place of worship	<input checked="" type="checkbox"/> Doctors surgery
13 To your knowledge are there any public paths crossing the Land edged in red on Map "A"?	NO IT MIGHT BE A WALK OF VIA A SIDE LANE OR THROUGH OPEN AREA AT END OF CLOSING ON
14 How do you gain access to the Land edged in red on Map "A"?	UNAWARE
15 How do you travel to and from the Land edged in red on Map "A"?	PLAN WITH MY CHILDREN ON THE GO TO THE PARK, HOME PONIES, TRAINING ONE OR TWICE A WEEK
16 Why do you go on to the Land edged in red on Map "A"?	TO RUNNIN
17 How often do/did you use the Land edged in red on Map "A"? (apart from use of any public paths on the Land)	WITH MY KIDS, USE THE KIDS PARK
18 What activities do/did you take part in on the Land edged red on Map "A"?	I COULD SWIM, HAVE SWIMMING
19 Does your immediate family use the Land edged in red on Map "A"?	YES
20 If so, for what?	RUNNING, TAKE KIDS TO PLAY IN PARK OR SWIM CHAMPS / PICNIC
21 Do you know of any community activities that take place or have taken place on the Land edged in red on Map "A"?	MINI EASTER CAMPES / FOOTBALL CROCS / PERSONAL TRAINING
22 If so please list them and state when and for how long they have taken place?	MINI EASTER CAMPES / FOOTBALL CROCS / PERSONAL TRAINING
23 Do/did you participate in any of them?	MINI EASTER CAMPES

24	Do any organisations use the Land edged in red on Map "A" for sports or pastimes? If so, please specify.	<input checked="" type="checkbox"/> New cricket team planned
25	Do any seasonal activities take place on the Land edged in red on Map "A"	<input checked="" type="checkbox"/> Yes
26	Please tick all the activities that you have seen taking place on the Land edged in red on Map "A"	
	Children playing	<input checked="" type="checkbox"/>
	Rounders	<input checked="" type="checkbox"/>
	Drawing and painting	<input checked="" type="checkbox"/>
	Dog Walking	<input checked="" type="checkbox"/>
	Team Games (Formal)	<input checked="" type="checkbox"/>
	Team Games (informal)	<input checked="" type="checkbox"/>
	Picking blackberries	<input checked="" type="checkbox"/>
	Community celebrations	<input checked="" type="checkbox"/>
27	Do you know the name of the owner of the Land edged in red on Map "A"? And if so please state.	<input checked="" type="checkbox"/> Don't know write own
28	Do you know the name of the occupier of the Land edged in red on Map "A"? And if so please state.	<input checked="" type="checkbox"/> No
29	Has the owner or occupier seen you on the Land edged in red on Map "A"?	<input checked="" type="checkbox"/> No
30	What did they say? If anything?	
31	Was permission ever sought by you for activities on the Land edged in red on Map "A"?	<input checked="" type="checkbox"/> No
32	If so, from whom and when?	
33	Did anyone ever give you permission to go onto the Land edged in red on Map "A"?	<input checked="" type="checkbox"/> No
34	If yes, when and for what reason?	
35	Have you ever been prevented from using the Land edged in red on Map "A"?	<input checked="" type="checkbox"/> No

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36	If yes, when and for what reason?	
37	Has any attempt been made by any means to prevent or discourage the use being made of the Land edged in red on Map "A" by local inhabitants?	NO
38	If yes, give examples and dates	
39	Are you aware of any signs or notices restricting access to the Land edged in red on Map "A" by local inhabitants?	NO
40	Do you have any photographs or any other evidence of use of the Land edged in red on Map "A" by local inhabitants?	YES
41	Are you willing to allow us to copy them for use as part of our application?	YES
42	If you have additional information please attach a separate statement? (witness statement etc)	
43	If you have knowledge of others who may be in a position to complete an evidence form, would you please write their names and addresses upon the reverse of this form.	
44	<b>I have carried on the activities referred to in this questionnaire, on the Land edged in red on Map "A", for 13 years without anybody trying to stop me and I believe the activity should be treated by the law as having a lawful origin.</b>	
45	<b>I understand that the evidence form I have completed in relation to this application may become public knowledge and I authorise the applicant to disclose this form to anyone reasonably requiring access to this application.</b>	
46	<b>I also understand that this evidence may be presented at a non-statutory inquiry and I authorise the applicant to use this form for that purpose.</b>	
47	Signed	
48	Name	NICHOLAS O'BRYAN
49	Date	21 April 2016

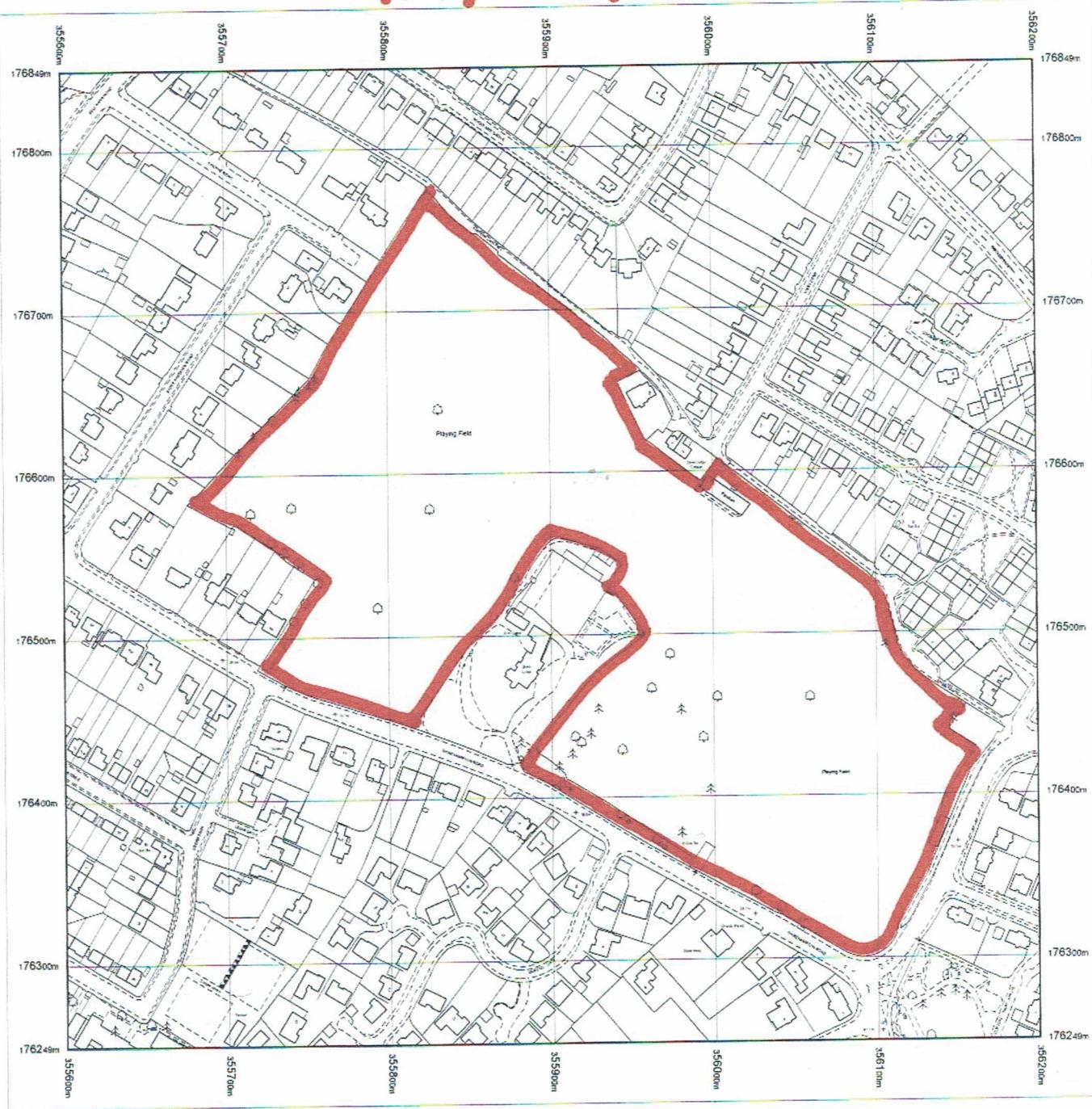
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OS Sitemap®

N  
MAP 'A'



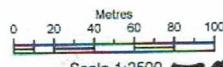
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The representation of a road, track or path is no evidence of a right of way

The representation of features as lines is no evidence of a property boundary.



Scale 1:2500

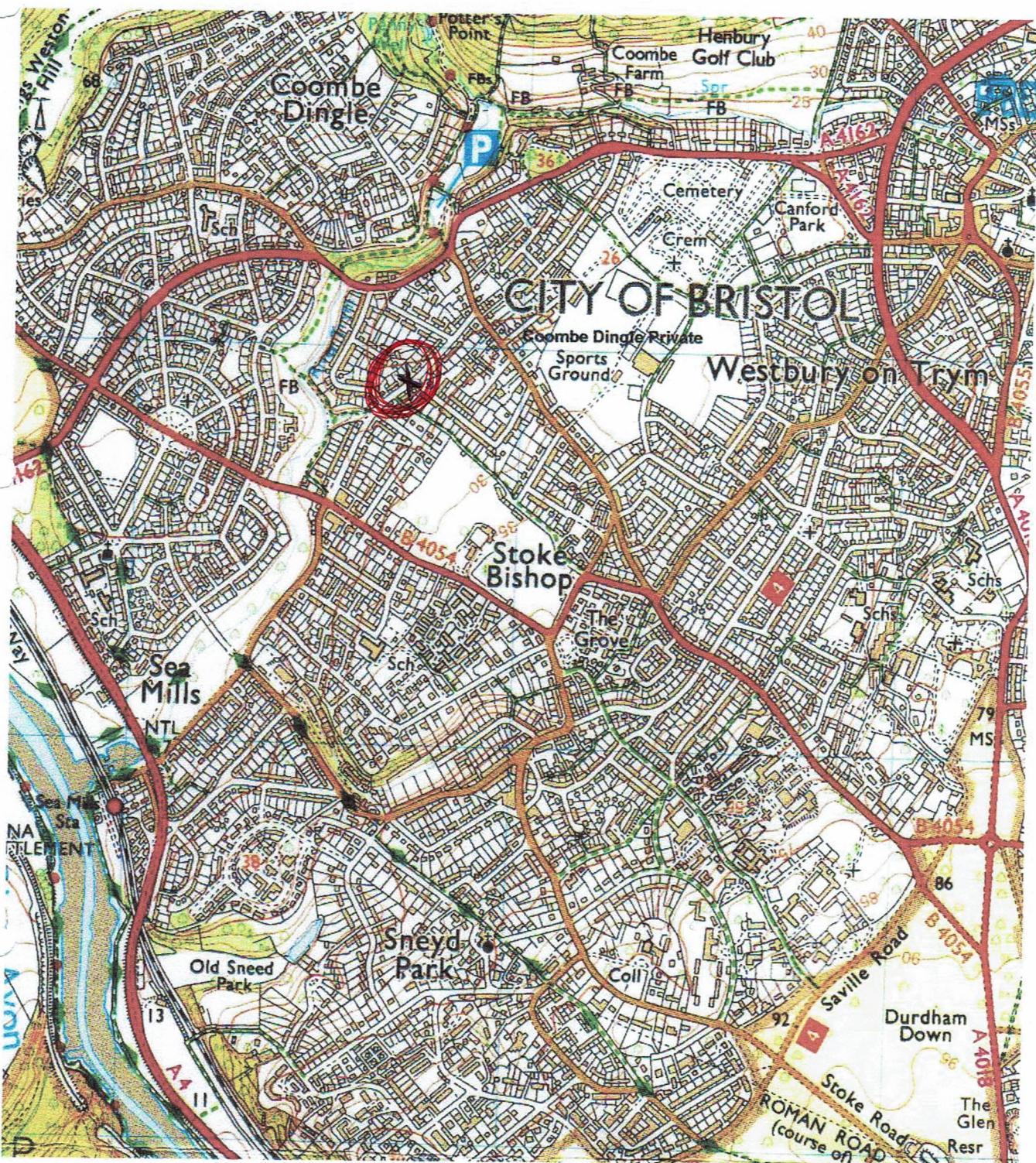
*NOT TO SCALE WHEN COPIED AT A4*

Supplied by: Latitude - Southampton  
Serial number: 06349100  
Centre coordinates: 355899.67 176549.37

Further information can be found on the  
OS Sitemap Information leaflet or the  
Ordnance Survey web site:  
[www.ordnancesurvey.co.uk](http://www.ordnancesurvey.co.uk)

*Barney*  
3<sup>rd</sup> April 2016

Map "B" of locality surrounding Stoke Lodge Parkland <<101>>



0 100 200 300 400 500



Meters