

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: - R. KORKY DAVEY
(BLOCK CAPITALS)

My Name is: - KORKY DAVEY

My Address is: - 20 ST HILARY CLOSE
STOKE BISHOP
BS9 1DA

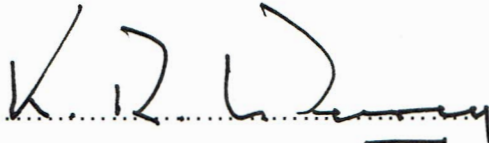
My occupation is: - RETIRED CHARTERED SURVEYOR / CHRISTIAN MISSIONS
DIRECTOR

I will say as follows: -

1. Please refer to my Questionnaire attached and dated: - 23RD MARCH 2016

2. Please refer also to my Statement attached and dated: - 23RD MARCH 2016

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

Signed 

Dated 24th March 2016

Witness Statement in support of Town Green Application for Stoke Lodge Parkland

Name: REGINALD KORKY DAVEY

Current Address:

The Boathouse
20 St. Hilary Close
Stoke Bishop,
Bristol BS9 1DA

Occupation: Retired Chartered Surveyor
Retired Christian Missions Director

In 1973 my family moved from London to Stoke Bishop and began to enjoy the parkland in the Spring of that year. We were never denied access, and assumed it was open to the public for recreation and family use. Our eldest daughter started at Stoke Bishop Primary school that September, and we remember the school sports days taking place there once or twice as the athletics tracks were so well marked. We used to celebrate birthday picnics there, fly kites, walk our dog, and gather all kinds of wild fruits and berries in season. I can report that my wife has consistently made truly outstanding wines from the damsons and from the elderberries we sourced at Stoke Lodge. Today I have 21 bottles of damson, and 4 large flagons of elderberry - not to mention the blackberry and apple in the freezer!

My wife appreciated the facilities offered by the adult education programme at Stoke Lodge Centre, and successfully re-upholstered a couple of sprung-seat dining chairs as a result. From time to time we have attacked the ivy which threatened to choke some of the trees.

In recent years as O.A.P's we continue to enjoy the park and often meet friends there either walking their dogs or taking their grand-children to the recently installed play area, which is very popular. During the summers over the last 40 years, the park has been used extensively by groups of usually well behaved teenagers for all night parties - my wife and I have often cleared up after them next morning. We have also benefited from collecting firewood from dead/fallen branches for our wood-burner which has saved us buying a lot more expensive fuel. Notices erected by the Council purporting to ban unauthorised use have always appeared to me to be misleading and ill-advised. Years ago in my own experience the City Council claimed that Broadmead was private property owned by them, and thus could not be used for public meetings. When taken to task, they admitted their statements had been misleading. I believe the same to be true in this case.

In my experience, the park is still very well used; it is a pleasure to us to see Cotham school and junior football clubs using it. The traditional Boxing Day football knock-about with a team of all ages from St. Mary's church has always been great fun. We generally go on foot, and access the park through the openings near the roundabout at the top of Druid Hill, through Cheyne Road, by the changing rooms at West Dene, or via the drive at Stoke Lodge Adult Education Centre itself. Ebenezer Lane path to Bell Barn Rd has many access points too.

It has always been a superb amenity in addition to our own small garden, and as a largely unspoiled Edwardian park with most magnificent specimen trees, it forms a hugely important oasis of green in an increasingly built-up area. There are a number of modernised football grounds in the area: being reasonably flat, Stoke Lodge is a perfectly satisfactory football ground in its unimproved state which can be happily shared with local residents as it continues to be a wonderful local public amenity.

I confirm that the facts stated in this witness statement are accurate, true and sincere.

Signature:

K. R. Davey

Date:

23rd MAR. 2016

Save Stoke Lodge Parkland - Application for Town Green Registration – Evidence Questionnaire	
NAME of Witness Print	REGINALD KIRKLY DAVEY
1	Your address when you used the land being claimed as "Town Green" and edged in red on Map "A"?
	18 and 20 ST. HILARY CLOSE STOKE BISHOP, BS9 1DA
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?
	SAME ADDRESS.
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?
	STOKE LODGE PARK
7	Has the land, referred to in question 6, ever been known by any other name? If so what?
	NO.
8	For how many years have you known about the Land edged in red on Map "A"?
	43 YEARS
9	Between which years did you use the Land edged in red on Map "A"?
	1973 TO PRESENT
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! Formal use for football has increased recently.

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	✓	Community centre	✓	Community activities
	Local junior school	✓	Sports facility	✓	A central feature
	Local secondary school	-	Swimming pool	-	Scout hut
	Residents association		Library	-	other
	Neighbourhood watch	✓	Alt green space within easy walking	-	other
	Neighbourhood Partnership	✓	Area police	✓	other
	Local place of worship	✓	Doctors surgery	✓	other
13	To your knowledge are there any public paths crossing the Land edged in red on Map "A"?				
14	How do you gain access to the Land edged in red on Map "A"?				
15	How do you travel to and from the Land edged in red on Map "A"?				
16	Why do you go on to the Land edged in red on Map "A"?				
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)				
18	What activities do/did you take part in on the Land edged in red on Map "A"?				
19	Does your immediate family use the Land edged in red on Map "A"?				
20	If so, for what?				
21	Do you know of any community activities that take place or have taken place on the Land edged in red on Map "A"?				
22	If so please list them and state when and for how long they have taken place?				
23	Do/did you participate in any of them?				

RIGHTS OF WAY ACQUIRED THROUGH REGULAR UNIMPEDED USE

VARIOUS ENTRANCES FROM CHEYNE WALK END OF WEST DENE, ROUNDAABOUT (TOP OF DROVE HILL)

STOKE LODGE HOUSE

ON FOOT

WE TREAT IT AS AN EXTENSION TO OUR GARDEN, EXERCISING DOG, ENJOYING TREES

ALMOST DAILY FROM 1973

FAMILY PICNICS, GAMES, KITE FLYING, SCHOOL SPORTS DAY, CHURCH FÊTE, DOG WALKS.

YES.

CHILDREN'S PLAYGROUND, DOG WALKS, MUSHROOM PICKING, BLACKBERRYING, FORAGING

YEARS AGO PRIMARY SCHOOL SPORTS DAY, CHURCH FÊTE

AS ABOVE

OUR CHILDREN DID THE RACES WE SUPPORTED THE FÊTE

24	Do any organisations use the Land edged in red on Map "A" for sports or pastimes? If so, please specify.	VOLUNTARY ORGANISATIONS CHURCH FOOTBALL MATCHES, FORMAL SPORTS CLUBS			
25	Do any seasonal activities take place on the Land edged in red on Map "A"	BLACKBERRYING, CONKER TREE (HAND GONE) BOXING DAY FOOTBALL,			
26	Please tick all the activities that you have seen taking place on the Land edged in red on Map "A"				
	Children playing	✓	Fetes	✓	Bonfire parties
	Rounders	✓	Football	✓	Bicycle riding
	Drawing and painting	-	Rugby	✓	Carol singing
	Dog Walking	✓	Cricket	✓	other WOOD GATHERING (ESTOVERS)
	Team Games (Formal)	✓	Bird watching	-	other
	Team Games (informal)	✓	Picnicking	✓	other
	Picking blackberries	✓	Kite flying	✓	other
	Community celebrations	✓	People walking	✓	other
27	Do you know the name of the owner of the Land edged in red on Map "A"? And if so please state.	NO.			
28	Do you know the name of the occupier of the Land edged in red on Map "A"? And if so please state.	LOCAL COMMUNITY			
29	Has the owner or occupier seen you on the Land edged in red on Map "A"?	PRESUMABLY !			
30	What did they say? If anything?	NEVER ANY OBJECTION FROM ANY QUARTER.			
31	Was permission ever sought by you for activities on the Land edged in red on Map "A"?	NO.			
32	If so, from whom and when?	N. A.			
33	Did anyone ever give you permission to go onto the Land edged in red on Map "A"?	NO.			
34	If yes, when and for what reason?	N. A.			
35	Have you ever been prevented from using the Land edged in red on Map "A"?	NO.			

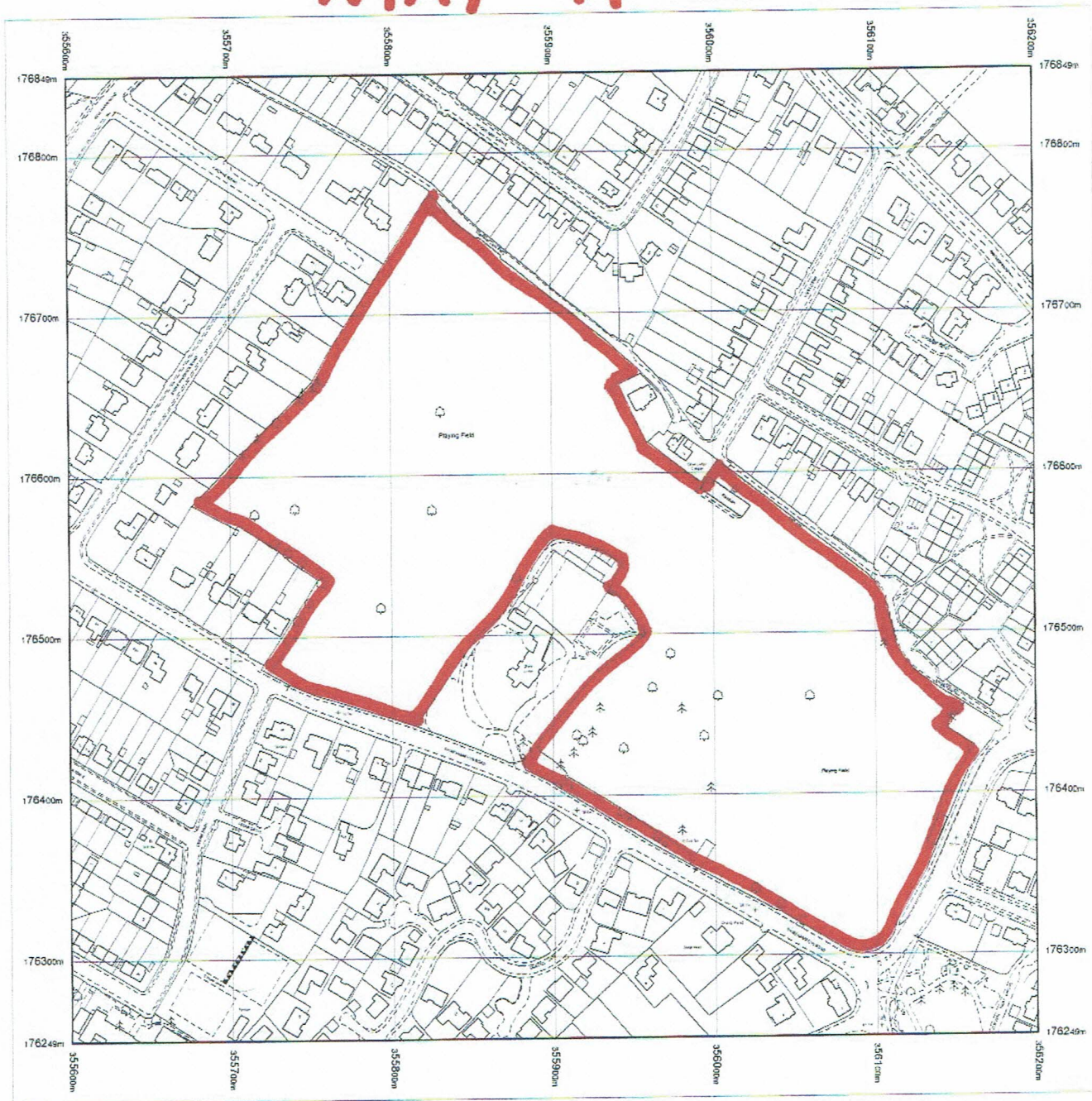
36	If yes, when and for what reason?	N.A.
37	Has any attempt been made by any means to prevent or discourage the use being made of the Land edged in red on Map "A" by local inhabitants?	PUBLIC NOTICES WE REGARD AS AN ATTEMPT TO DO SO. TOTALLY UNENFORCED
38	If yes, give examples and dates	STILL STANDING BUT IGNORED BY ALL USERS
39	Are you aware of any signs or notices restricting access to the Land edged in red on Map "A" by local inhabitants?	AS ABOVE.
40	Do you have any photographs or any other evidence of use of the Land edged in red on Map "A" by local inhabitants?	No.
41	Are you willing to allow us to copy them for use as part of our application?	N.A.
42	If you have additional information please attach a separate statement? (witness statement etc)	SEE STATEMENT
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	I have carried on the activities referred to in this questionnaire, on the Land edged in red on Map "A", for 43 years without anybody trying to stop me and I believe the activity should be treated by the law as having a lawful origin.	
45	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.	
46	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.	
47	Signed	K. D. Davey
48	Name	REGINALD KORKY DAVEY
49	Date	23 MARCH 2016

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OS Sitemap®

MAP 'A'



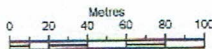
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The representation of a road, track or path is no evidence of a right of way.

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



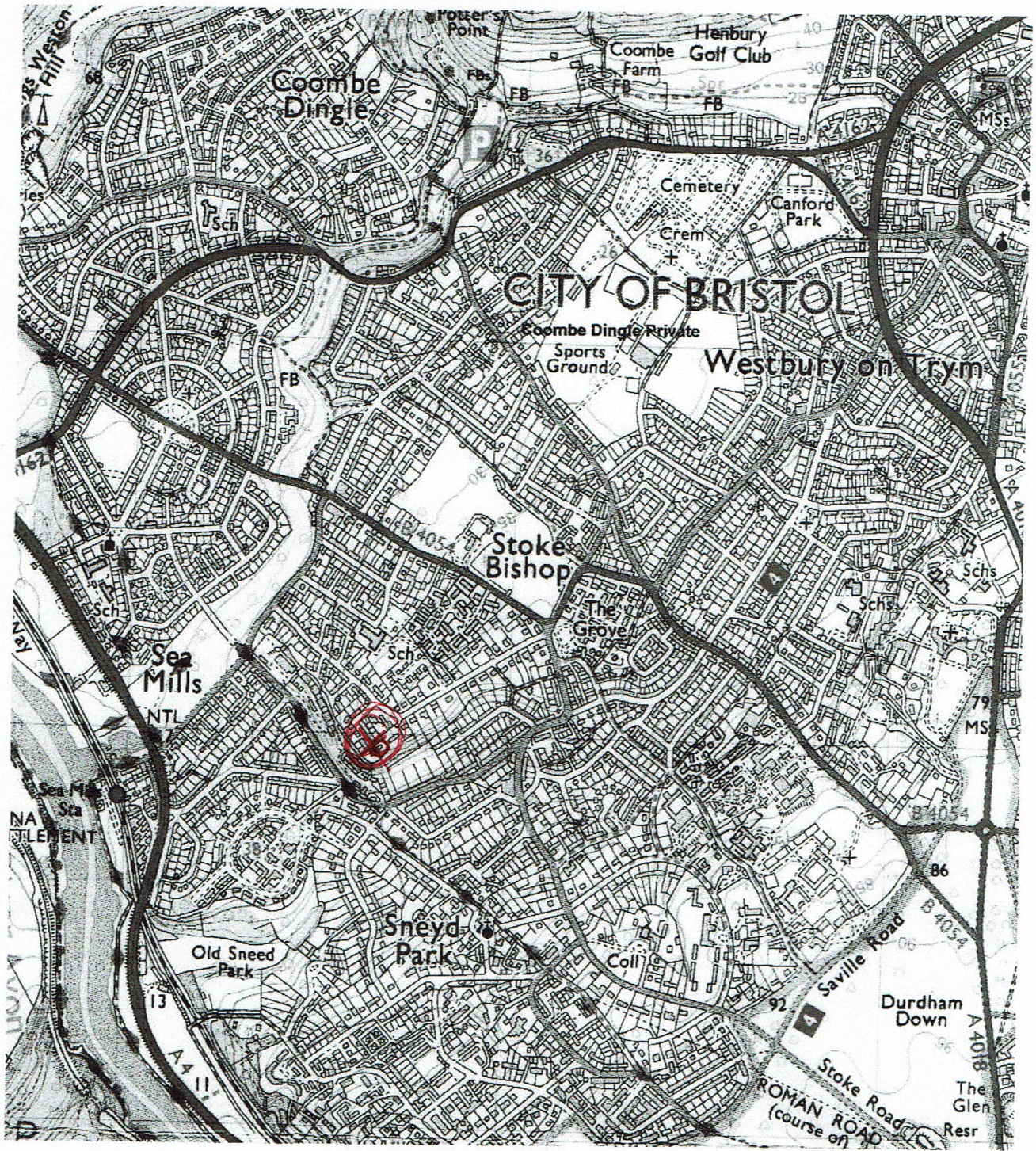
Supplied by: Latitude - Southampton
Serial number: 05348100
Centre coordinates: 355899.67 176549.37

Further information can be found on the OS Sitemap Information leaflet or the Ordnance Survey web site:
www.ordnancesurvey.co.uk

NOT TO SCALE WHEN COPIED AT A4.

K.R. L. L. L.
23rd/3/16.

Map "B" of locality surrounding Stoke Lodge Parkland



0 100 200 300 400 500



Meters