

## Application Form

## Form CA16

**Application Form for deposits under section 31(6) of the Highways Act 1980 and section 15A(1) of the Commons Act 2006****Please read the following guidance carefully before completing this form**

1. Guidance relating to completion of this form is available from <https://www.gov.uk/town-and-village-greens-how-to-register>. Please refer to these separate notes when completing this form.
2. Parts A and F must be completed in all cases.
3. The form must be signed and dated by, or by a duly authorised representative of, every owner of land to which the application relates who is an individual, and by the secretary or some other duly authorised officer of every owner of land to which the application relates which is a body corporate or an unincorporated association.
4. In the case of land in joint ownership all the joint owners must complete paragraphs 2 and 3 of Part A and complete and sign the application in Part F, unless a duly authorised representative completes and signs the form on behalf of all of the owners of the land. Paragraph 3 should be completed in full to clearly explain the capacity of each applicant e.g. trustee, landowner's managing agent, executor.
5. 'Owner' is defined in section 61(3) of the Commons Act 2006 and section 31(7) of the Highways Act 1980 and means, broadly, a legal owner of the freehold interest in the land.
6. Where the application relates to more than one parcel of land, a description of each parcel should be included in Paragraph 4 of Part A and the remainder of the form should be completed to clearly identify which statement and/or declaration relates to which parcel of land. This may require the insertion of additional wording. See separate notes for further guidance. Multiple parcels of land should be clearly identified by coloured edging on any accompanying map.
7. Where a statement or declaration requires reference to colouring shown on an accompanying map or previously lodged map, the colouring must be clearly specified and must match that shown on the relevant map. For example, if a footpath is specified in a Part C declaration as shown coloured brown, the accompanying map or previously deposited map referred to must reflect that colouring.
8. An application must be accompanied by an ordnance map, or (in respect of declarations under Part C or statements under Part D of this form) refer to a map previously deposited in accordance with the Commons (Registration of Town or Village Greens) and Dedicated Highways (Landowner Statements and Declaration) (England) Regulations 2013 or (if deposited before 1st October 2013) in accordance with section 31(6) of the Highways Act 1980. Any accompanying map must be an ordnance map at a scale of not less than 1:10,560 showing the boundary of the land to which the application relates in coloured edging.
9. An application must be accompanied by the requisite fee – please ask the appropriate authority for details.

10. 'Appropriate authority' means (a) in relation to a map or statement deposited or declaration lodged under section 31(6) of that Act, an appropriate council (as defined in section 31(7) of the Highways Act 1980); and (b) in relation to a statement and map deposited under section 15A(1) of the 2006 Act, a commons registration authority (defined in section 4 of the Commons Act 2006 and section 2 of the Commons Registration Act 1965). In practice, the appropriate council and commons registration authority will usually be the same body.

**PART A: Information relating to the applicant and land to which the application relates  
(all applicants must complete this Part)**

1. Name of appropriate authority to which the application is addressed: Lancashire County Council

2. Name and full address (including postcode) of applicant:

Carl Parr and Sally Parr  
32 Wennington Road  
Wray  
Lancashire  
LA2 8QH

3. Status of applicant (tick relevant box or boxes):

I am

(a)  X the owner of the land(s) described in paragraph 4.

(b)

4. Insert description of the land(s) to which the application relates (including full address and postcode):

Land between 30 and 32 Wennington Road, Wray and to the rear of 32 Wennington Road, Wray,  
Lancashire, LA2 8QH

5. Ordnance Survey six-figure grid reference(s) of a point within the area of land(s) to which the application relates (if known): SD60386776

6. This deposit comprises the following statement *Part B*

**PART B: Statement under section 31(6) of the Highways Act 1980**

I am the owner of the land described in paragraph 4 of Part A of this form and shown in red on the map accompanying this statement.

*(delete wording in square brackets as appropriate and/or insert information as required)*

No ways over the land shown in red on the accompanying map have been dedicated as highways.



### **PART C: Declaration under section 31(6) of the Highways Act 1980**

1. [I am/[insert name of owner] is] the owner of the land described in paragraph 4 of Part A of this form and shown [insert colouring] on the map [accompanying this declaration/lodged with [insert name] Council on [insert day, month, year]].

*(delete wording in square brackets as appropriate and/or insert information as required)*

2. On the [insert day] day of [insert month, year] [I/my/[insert name of owner's] predecessor in title [insert name]] deposited with [insert name] Council, being the appropriate council, a statement accompanied by a map showing [my/[insert name of owner's]] property [insert colouring] which stated that:

[the ways shown [insert colouring] on that map [and on the map accompanying this declaration] had been dedicated as byways open to all traffic]

[the ways shown [insert colouring] on that map [and on the map accompanying this declaration] had been dedicated as restricted byways]

[the ways shown [insert colouring] on that map [and on the map accompanying this declaration] had been dedicated as bridleways]

[the ways shown [insert colouring] on that map [and on the map accompanying this declaration] had been dedicated as footpaths]

[no [other] ways had been dedicated as highways over [my/[insert name of owner's]] property]. *(delete wording in square brackets as appropriate and/or insert information as required)*

3. On the [insert day] day of [insert month, year] [I/my/[insert name of owner's] predecessor in title [insert name]] deposited with [insert name] Council, being the appropriate council, a declaration dated [insert day, month, year], stating that no additional ways [other than those marked in the appropriate colour on the map accompanying that declaration] had been dedicated as [byways open to all traffic] [restricted byways] [bridleways] [footpaths] since the deposit of the statement referred to in paragraph 2 above.]

*(delete if not applicable and delete wording in square brackets as appropriate and/or insert information as required)*

4. No additional ways have been dedicated over the land [insert colouring] on the map [accompanying this declaration/referenced in paragraph 1 above] since the statement dated [insert day, month, year] referred to in paragraph 2 above [since the date of the declaration referred to in paragraph 3 above] [other than those [byways open to all traffic] [restricted byways] [bridleways] [footpaths] marked in the appropriate colour on the map accompanying this declaration] and at the present time [I/[insert name of owner]] [have/has] no intention of dedicating any more public rights of way over [my/the] property.

*(delete wording in square brackets as appropriate and/or insert information as required)*

### **PART D: Statement under section 15A(1) of the Commons Act 2006**

[I am/[insert name of owner] is] the owner of the land described in paragraph 4 of Part A of this form and shown [insert colouring] on the map [accompanying this statement/deposited with [insert name] Council on [insert day, month, year]].

[I/[insert name of owner]] [wish/wishes] to bring to an end any period during which persons may have indulged as of right in lawful sports and pastimes on the whole or any part of the land shown [insert colouring] on the [accompanying map/map referenced above].

*(delete wording in square brackets as appropriate and/or insert information as required)*

**PART E: Additional information relevant to the application**  
*(insert any additional information relevant to the application)*

If anyone wishes to apply for this land to be a public right of way on the basis that it has been used for years by pedestrians, I must point out that use has been interrupted on 4 occasions since we took up ownership 10 years ago. Also it is understood that pedestrian access was also prohibited during the construction of 32 Wennington Road, Wray approx. 20 years ago.

**PART F: Statement of Truth**  
*(all applicants must complete this Part)*

**WARNING: If you dishonestly enter information or make a statement that you know is, or might be, untrue or misleading, and intend by doing so to make a gain for yourself or another person, or to cause loss or the risk of loss to another person, you may commit the offence of fraud under section 1 of the Fraud Act 2006, the maximum penalty for which is 10 years' imprisonment or an unlimited fine, or both.**

**I BELIEVE THAT THE FACTS AND MATTERS CONTAINED IN THIS FORM ARE TRUE**

**Signature (of the person making the statement of truth):**

**Print full name: Carl Parr and Sally Parr**

**Date: 01/04/2020**

**You should keep a copy of the completed form**



**Data Protection Act 1998 - Fair Processing Notice**

The purpose of this Fair Processing Notice is to inform you of the use that will be made of your personal data, as required by the Data Protection Act 1998.

The appropriate authority (see explanation of definition in above guidance notes) in England is the data controller in respect of any personal data that you provide when you complete this form.

The information that you provide will be used by the appropriate authority in its duties to process applications to deposit statements, maps and declarations under section 31(6) the Highways Act 1980 and statements under section 15A(1) of the Commons Act 2006. The information you provide will also be used by the appropriate authority in its duty to update the registers in which details of such deposits are recorded under the Dedicated Highways (Registers under Section 31A of the Highways Act 1980) (England) Regulations 2007 and the Commons (Registration of Town or Village Greens) and Dedicated Highways (Landowner Statements and Declarations) (England) Regulations 2013.

The appropriate authority is required by the legislation above to maintain a register which holds information provided in this form, which can be inspected online or in person by members of the public on request. It may also be required to release information, including personal data and commercial information, on request under the Environmental Information Regulations 2004 or the Freedom of Information Act 2000. However, the appropriate authority will not permit any unwarranted breach of confidentiality nor will they act in contravention of their obligations under the Data Protection Act 1998.



**SCHEDULE 2**  
**Form of Notice of Application**

**Regulation 4(3)**

**Form CA17**

**Notice of landowner deposits under section 31(6) of the Highways Act 1980 and section 15A(1) of the Commons Act 2006**

**Lancashire County Council**

An application to deposit a map and statement under section 31(6) of the Highways Act 1980 has been made in relation to the land described below and **shown in red** on the accompanying map

**PLEASE NOTE:**

**This deposit may affect rights over the land described below. Deposits made under section 31(6) of the Highways Act 1980 may prevent deemed dedication of public rights of way over such land under section 31(1) of that Act. Deposits made under section 15 A (1) of the Commons Act 2006 may affect the ability to register such land as a town or village green under section 15 of that Act. Please see guidance at <http://www.defra.gov.uk/rural/protected/greens> for further information.**

**Description of the land**

**Land between 30 & 32 Wennington Road, Wray, Lancaster and to the rear of 32 Wennington Road, Wray, Lancaster, Lancashire LA2 8QH**

**Name of the Parish, Ward or District in which the land is situated:**

Wray-with-Botton - Lancaster

The deposit was submitted by **Carl James Parr & Sally Parr - landowners** and was received by this authority on the **1<sup>st</sup> April 2020**.

The authority maintains a register of maps, statements and declarations deposited under section 31A of the Highways Act 1980

This register can be accessed online at <http://new.lancashire.gov.uk/public-rights-of-way> or can be inspected free of charge at the address below at the times indicated : Monday to Friday 9am to 5pm

Laura Sales  
Director of Corporate Services  
Lancashire County Council  
PO Box 78  
County Hall  
Preston  
PR1 8XJ

Date; 27<sup>th</sup> May, 2020 .....



The digitised rights of way information is updated regularly to record changes to the rights of way network. The map has been produced to assist you in your visits to the Countryside. IT IS NOT A LEGAL RECORD AND IS SIMPLY INTENDED TO RECORD THE APPROXIMATE POSITION OF PUBLIC RIGHTS OF WAY. For other purposes you should consult the legal record of public rights of way (The Definitive Map of Public Rights of Way). Some public rights of way exist that are not shown on the Definitive Map.

- Highlighted Feature
- Closed Application for Definitive Map Modification Order
- Bridges And Structures**
- Vehicular Bridge
- Non Vehicular Bridge
- Temporary Closures
- Other Public Rights Of Way
- Armco or Culvert
- Retaining Wall
- Other Structures
- Height/Weight Restriction
- PROW Furniture**
- No Legal Limitation
- Legal Limitation
- Public Rights Of Way**
- Footpath
- Bridleway
- Byway Open To All Traffic
- Other District/Unitary Authority
- Lancashire Districts
- Application for Public Path Order
- Restricted Byway
- Current Application for Definitive Map Modification Order

Landowner deposit - Carl, Sally Parr



Date: 26/05/2020

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**Authorisation of Notice of landowner deposits under section 31(6) of the Highways Act 1980 and section 15A(1) of the Commons Act 2006**

An application to register land under land under Section 31(6) of the highways Act 1980 has been deposited by **Carl James Parr & Sally Parr**.

This deposit was received on **1<sup>st</sup> April 2020**.

***The effect of this deposit may affect rights over the land described below and may prevent deemed dedication of public rights of way over such land under section 31(1) of that Act.***

The land included in this deposit is:

**Description of Land:**

Land between 30 & 32 Wennington Road, Wray-with-Botton, Lancaster LA2 8QH and the rear of 32 Wennington Road, Wray-with-Botton, Lancaster, LA2 8QH

**Grid Reference:** SD 60386776

**Parish.** – Wray-with-Botton

Authority given for notice of this deposit:



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Principle Lawyer

Legal and Democratic Services

For and on behalf of, the Director of Corporate Services

Dated :- 27<sup>th</sup> May, 2020