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: CA16 Form Guidance

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 Survey 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 1 October 2013) in accordance with Section 31(6) of the Highways Act 1980. Any accompanying map must be an Ordnance Survey map at a scale of not less than 1,10,560 (i.e. 1:5000 not 1:15000) 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.

Data Protection Act 2018 - Privacy Notice

The purpose of this Privacy Notice is to inform you of the use that will be made of your personal data, as required by the Data Protection Act 2018.

The appropriate authority (see explanation of definition in the guidance notes) in England is the data controller in respect of any personal data that you provide when you complete this form. In this case, this is Staffordshire County Council and the Data Protection Officer contact is **infogov@staffordshire.gov.uk**

The information that you provide will be used by Staffordshire County Council in its duties to process applications to deposit statements, maps and declarations under Section 31(6) of the Highways Act 1980 and statements under Section 15A(1) of the Commons Act 2006. The information you provide will also be used by Staffordshire County Council 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. We will retain your information until Staffordshire County Council is no longer responsible for this function as provided for under the Highways Act 1980.

Staffordshire County Council is required by the legislation above to maintain a register which holds the information provided in this form, which can be inspected on-line or in person by members of the public on request. However, Staffordshire County Council will not permit any unwarranted breach of confidentiality nor will they act in contravention of their obligations under the Data Protection Act 2018.

For more information on how we collect, store and process your data, please see our Privacy pages:
https://www.staffordshire.gov.uk/Your-council-and-democracy/Privacy-notices/Privacy-notice.aspx

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

Staffordshire County Council

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

Lee Wells - (Senior Land & Property Information Officer)
Strategic Property Unit
Staffordshire County Council
No. 1 Staffordshire Place,
Tipping Street
Stafford
ST16 2LP

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

I am (a) ☐ the owner of the property/land(s) described in paragraph 4

(b) ☑ making this application and the statements/declarations it contains on behalf of

Staffordshire County Council

who is the owner of the property/land(s) described in paragraph 4 and in my capacity as

Senior Land & Property Information Officer

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

Stafford to Newport Greenway
ST16 1UE, ST16 1FY, ST16 1FZ, ST20 0JL, ST20 0BL, ST18 9JH, ST20 0ED, ST20 0BG, ST18 9LX, ST16 1FJ, ST20 0BP, ST20 0BW, ST18 9JP, TF10 9DF, ST16 1FH, ST20 0BF, ST20 0ET, ST20 0BN, ST16 1FQ, ST18 9HF, ST18 9NN, ST18 9LW, ST18 9EJ, ST20 0EQ, ST18 9JN, ST18 9LR, TF10 9ED, ST20 0EJ, ST20 0FG, TF10 9EB, ST18 9NA, ST16 1FU, ST18 9PA, ST20 0EZ, ST16 1HQ, ST18 9LU, ST18 9JR, ST20 0EF

5. Ordnance Survey six-figure grid reference(s) of a point within the area of land(s) to which the application relates (if known) e.g. SJ955 185 or SJ955185

(378777, 318812), (380606, 320098), (381444, 320487), (382044, 320576), (382526, 320540), (383082, 320411) (384195, 320444), (385124, 320847), (385464, 321023), (385894, 321243), (386362, 321489), (387130, 321890), (388088, 322387), (383672, 322687), (389022, 322878), (389490, 323113), (390276, 323341)

Owners:
If you have ticked box (a) and wish to deposit the Statement and Map **only** under Section 31(6) please fill in the rest of this section, then Parts B(i), E and F as appropriate. Note that the Declaration must be deposited within 20 years of the date the Statement and Map were received by Staffordshire County Council.

If you have ticked box (a) and wish to deposit the Statement and Map **and** make the Declaration under Section 31(6), please fill in the rest of this section, then Parts B(i), C(i), E and F as appropriate.

If you have ticked box (a) and wish **only** to make the Declaration as you have previously deposited your Statement and Map, please fill in the rest of this section, then Parts C(i), E and F as appropriate.

If you have ticked box (a) and wish to make a statement under Section 15A(1), please fill in the rest of this section, then D(i), E and F as appropriate.

Authorised Representative:
If you have ticked box (b), and wish to deposit the Statement **and** Map only under Section 31(6), please fill in the rest of this section, then Parts B(ii), E and F as appropriate. Note that the Declaration must be deposited within 20 years of the date the Statement and Map were received by Staffordshire County Council.

If you have ticked box (b), and wish to deposit the Statement and Map **and** make the Declaration, please fill in the rest of this section, then Parts B(ii), C(ii), E and F as appropriate.

If you have ticked box (b) and wish **only** to make the Declaration as you have previously deposited your Statement and Map, please fill in the rest of this section, then Parts C(ii), E and F as appropriate.

If you have ticked box (b) and wish to make a Statement under Section 15A(1), please fill in the rest of this section, then D(ii), E and F as appropriate.

Part F must be completed in all instances

6. This deposit comprises the following statement(s) and/or declarations

- [x] Part B
- [x] Part C
- [ ] Part D

Part B(i): Statement under Section 31(6) of the Highways Act 1980 (Owner to complete)

1. I, _____ am the owner of the property/land described, in paragraph 4 of Part A of this form and shown _____ on the map accompanying this statement.

Ways shown _____ on that map are byways open to all traffic;

Ways shown _____ on that map are restricted byways

Ways shown _____ on that map are public bridleways;

Ways shown _____ on that map are public footpaths;

Please type 'none' where no right of way of that type exists.

No (other) ways over the land shown _____ on the accompanying map have been dedicated as highways.

Part C(i): Declaration under Section 31(6) of the Highways Act 1980 (Owner to Complete)

1. I, _____ am the owner of the property/land described in paragraph 4 of Part A of this form and shown _____ on the map accompanying this declaration or lodged with Staffordshire County Council on _____

2. On the _____ day of _____ _____ I, _____ or my predecessor in title: _____ deposited with Staffordshire County Council, being the appropriate authority, a statement accompanied by a map showing my property in _____ which stated that:

the ways shown _____ on that map (and on the map accompanying this declaration) had been dedicated as byways open to all traffic;

the ways shown _____ on that map (and on the map accompanying this declaration) had been dedicated as restricted byways;

the ways shown _____ on that map (and on the map accompanying this declaration) had been dedicated as public bridleways;

the ways shown _____ on that map (and on the map accompanying this declaration) had been dedicated as public footpaths;

No (other) ways had been dedicated as highways over my _____ property

Please type 'none' where no right of way of that type exists.

3. On the _____ day of _____ _____ I, _____ or my predecessor in title _____ deposited with Staffordshire County Council, being the appropriate authority, a declaration dated _____ stating that no additional ways (other than those marked in the appropriate colour on the map accompanying this declaration) have been dedicated as byways open to all traffic/ restricted byways/ bridleways / public footpaths since the deposit of the statement referred to in paragraph 2 above.

4. No additional ways have been dedicated over the land coloured _____ on the map accompanying this declaration (or referenced in paragraph 1 above) since the statement dated _____ referred to in paragraph 3 above) other than those byways open to all traffic/ restricted byways/ public bridleways/ footpaths marked in the appropriate colour on the map accompanying this declaration, and, at the present time, I, _____ have no intention of dedicating any more public rights of way over my property.

Part D(i): Statement under Section 15A(1) of the Commons Act 2006 (Owner to complete)

I, am the owner of the land described in paragraph 4 Part A of this form and shown on the map accompanying this statement deposited with Staffordshire County Council on

I, wish 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 on the accompanying map/map referenced above.

Part B(ii): Statement under Section 31(6) of the Highways Act 1980 (Authorised Representative to complete)

Staffordshire County Council is the owner of the property/land described in paragraph 4 of this form and shown black on the map accompanying this statement.

Ways shown none on the accompanying map are byways open to all traffic

Ways shown none on the accompanying map are restricted byways

Ways shown green on the accompanying map are public bridleways

Ways shown pink on the accompanying map are public footpaths

Please type 'none' where no right of way of that type exists.

No (other) ways over the land shown black on the accompanying map have been dedicated as highways.

Part C(ii): Declaration under Section 31(6) of the Highways Act 1980 (Authorised Representative to complete)

1. Staffordshire County Council is the owner of the property/land described in paragraph 4 of Part A of this form and shown black on the map accompanying this declaration or lodged with Staffordshire County Council on 23/03/2020

2. On the 23 day of March 2020 Lee Wells or their predecessor in title N/A deposited with Staffordshire County Council, being the appropriate authority, a statement accompanied by a map showing Staffordshire County Council's 's property in black which stated that:

the ways shown none on that map (and on the map accompanying this declaration) has been dedicated as byways open to all traffic;

the ways shown none on that map (and on the map accompanying this declaration) has been dedicated as restricted byways;

the ways shown green on that map (and on the map acccompanying this declaration) has been dedicated as public bridleways

the ways shown pink on that map (and on the map accompanying this declaration) has been dedicated as public footpaths;

no other ways had been dedicated as highways over Staffordshire County Council 's property Please type 'none' where no right of way of that type exists.

3. On the 23 day of March 2020 Lee Wells or their predecessor in title, N/A deposited with Staffordshire County Council, being the approriate authority, a declaration dated 23/03/2020 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.

4. No additional ways have been dedicated over the land coloured black on the map accompanying this declaration (or referenced in paragraph 1 above) since the state statement dated 23/03/2020 referred to in paragraph 2 above (or since 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, Staffordshire County Council has no intention of dedicating any more public rights of way over the property.

Part D(ii): Statement under Section 15A(1) of the Commons Act 2006 (Authorised Representative to complete)

is the owner of the land described in paragraph 4 of Part A of this form and shown on the map accompanying this statement deposited with Staffordshire County Council on

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 on the accompanying map/map referenced above.

Part E: Additional Information relevant to the application

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/s making the statement of truth
(An electronic signature is acceptable)

Print your full name:

Lee Wells

Date:

23/03/2020

Please ensure you keep a copy of the completed form.

Please note: When you click the 'submit form' button below, it will open your email. Please also attach a scanned copy of your map with your form.

Submit form

Alternatively, please print off the completed form, sign and return with your map and payment to:

Landowner Statements and Declarations, Spatial Information Team,
Staffordshire County Council, Staffordshire Place 1,
Tipping Street, Stafford. ST16 2DH