

SCHEDULE 1

Regulation 2(2)(a)

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: Surrey County Council

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

GREGORY KEVIN MELLY, Director, Blackwell Developments (Guildford) Limited, Senate House
University of Surrey, Guildford, Surrey GU2 7XH

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

I am making this application and the statements/declarations it contains on behalf of Blackwell Developments (Guildford) Limited (Company Registration no 09002678) whose registered office is at Senate House, University of Surrey, Guildford, Surrey GU2 7XH which is the owner of the land described in paragraph 4 below and in my capacity as a Director of Blackwell Developments (Guildford) Limited.

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

Blackwell and Chalkpit Farms Worplesdon all of which is shown outlined in red on the attached map and is registered at the Land Registry under title SY263099 and described in the Property Register thereof as land on the north and northwest of Beechcroft Drive Guildford ("Land").

5. Ordnance Survey six-figure grid reference(s) of a point within the area of land(s) to which the application relates (if known): SU 960 495

6. This deposit comprises the following statement(s) and/or declarations : Part C and D

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

1. Blackwell Developments (Guildford) Limited is the owner of the land described in paragraph 4 of Part A of this form and shown outlined in red on the map accompanying this declaration.
2. On 8 May 1998 Blackwell Developments (Guildford) Limited's predecessor in title, The University of Surrey, lodged with Surrey County Council, being the appropriate council, a statement accompanied by a map showing the Land which stated (inter alia) that the University admitted the existence of the following public rights of way over the Land:

Right of way number 13 (footpath)
Right of way number 446 (footpath)
Right of way number 447 (bridleway)
Right of way number 480 (footpath)

All as more particularly described in the Definitive Statement of the definitive routes maintained by Surrey County Council under the National Parks and Access to the Countryside Act 1949 (Part IV), Countryside Act 1968 and Wildlife and Country Act 1981 (Part III) as at 9 March 1998.

3. On 27 September 2003 Blackwell Developments (Guildford) Limited's predecessor in title, The University of Surrey, lodged with Surrey County Council, being the appropriate council, a statement, accompanied by a map showing the Land, which stated (inter alia) that the University admitted the existence of the following public rights of way over the Land:

Right of way number 446 Worplesdon (footpath)
Right of way number 447 Compton and Worplesdon (bridleway)
Right of way number 479 Worplesdon (footpath)
Right of way number 480 Worplesdon (footpath)

All as more particularly described in the Definitive Statement of the definitive routes maintained by Surrey County Council under the National Parks and Access to the Countryside Act 1949 (Part IV), Countryside Act 1968 and Wildlife and Country Act 1981 (Part III) as at 14 September 2004.

4. On 22 February 2008 Blackwell Developments (Guildford) Limited's predecessor in title, The University of Surrey, lodged with Surrey County Council, being the appropriate council, a statement, accompanied by a map showing the Land, which stated (inter alia) that the University admitted the existence of the following public rights of way over the Land:

Right of way number 446 Worplesdon (footpath)
Right of way number 447 Compton and Worplesdon (bridleway)
Right of way number 479 Worplesdon (footpath)
Right of way number 480 Worplesdon (footpath)

All as more particularly described in the Definitive Statement of the definitive routes maintained by Surrey County Council under the National Parks and Access to the Countryside Act 1949 (Part IV), Countryside Act 1968 and Wildlife and Country Act 1981 (Part III) as at 17 July 2007.

The statement also contains a confirmation that the University admits the existence of right of way number 13 Guildford (footpath) as more particularly described in the Definitive Statement of the definitive routes maintained by Surrey County Council under the National Parks and Access to the Countryside Act 1949 (Part IV), Countryside Act 1968 and Wildlife and Country Act 1981 (Part III) as modified by the Footpath No13 Manor Park Guildford Public Path Diversion Order No 1 of 2006 under section 257 and paragraph 7 of Schedule 14 to the Town & Country Planning Act 1990.

While the map accompanying the statement identified right of way number 615 (Guildford) (footpath)

as a public footpath, the statement itself did not refer to it specifically.

5. On 10 June 2015 Blackwell Developments (Guildford) Limited deposited with Surrey County Council, being the appropriate council, a declaration by me dated 26 May 2015. That declaration stated that no additional ways had been dedicated over the land outlined in red on the map since the statement referred to at paragraph 4 above, but clarified that this statement had omitted reference to right of way number 615 (Guildford) (footpath), which was the subject of a Public Path Creation Agreement dated 29 August 2006.
6. No additional ways have been dedicated over the land outlined in red on the map accompanying this declaration since the statement referred to in paragraph 4 above and at the present time Blackwell Developments (Guildford) Limited has no intention of dedicating any more public rights of way over the Land.

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

Blackwell Developments (Guildford) Limited is the owner of the land described in paragraph 4 of Part A of this form and shown outlined in red on the map accompanying this statement

Blackwell Developments (Guildford) Limited 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 outlined in red on the accompanying map.

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

1. This application has been lodged by me following the deposit (on 10 June 2015) of the application dated 26 May 2015, and in response to a request from Surrey County Council that the plan attached to that application be amended to remove reference to the permissive ways over the Land, and to improve the colour and notation used to indicate the dedicated ways over the Land.
2. Other than the routes more particularly described in the Definitive Statement of the definitive routes maintained by Surrey County Council under the National Parks and Access to the Countryside Act 1949 (Part IV), Countryside Act 1968 and Wildlife and Countryside Act 1981 (Part III) as at the date of this statement, the use of the ways on the Land is only by consent of Blackwell Developments (Guildford) Limited and not by right.

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: GREGORY KEVIN MELLY

Date: 2 October 2016

You should keep a copy of the completed form

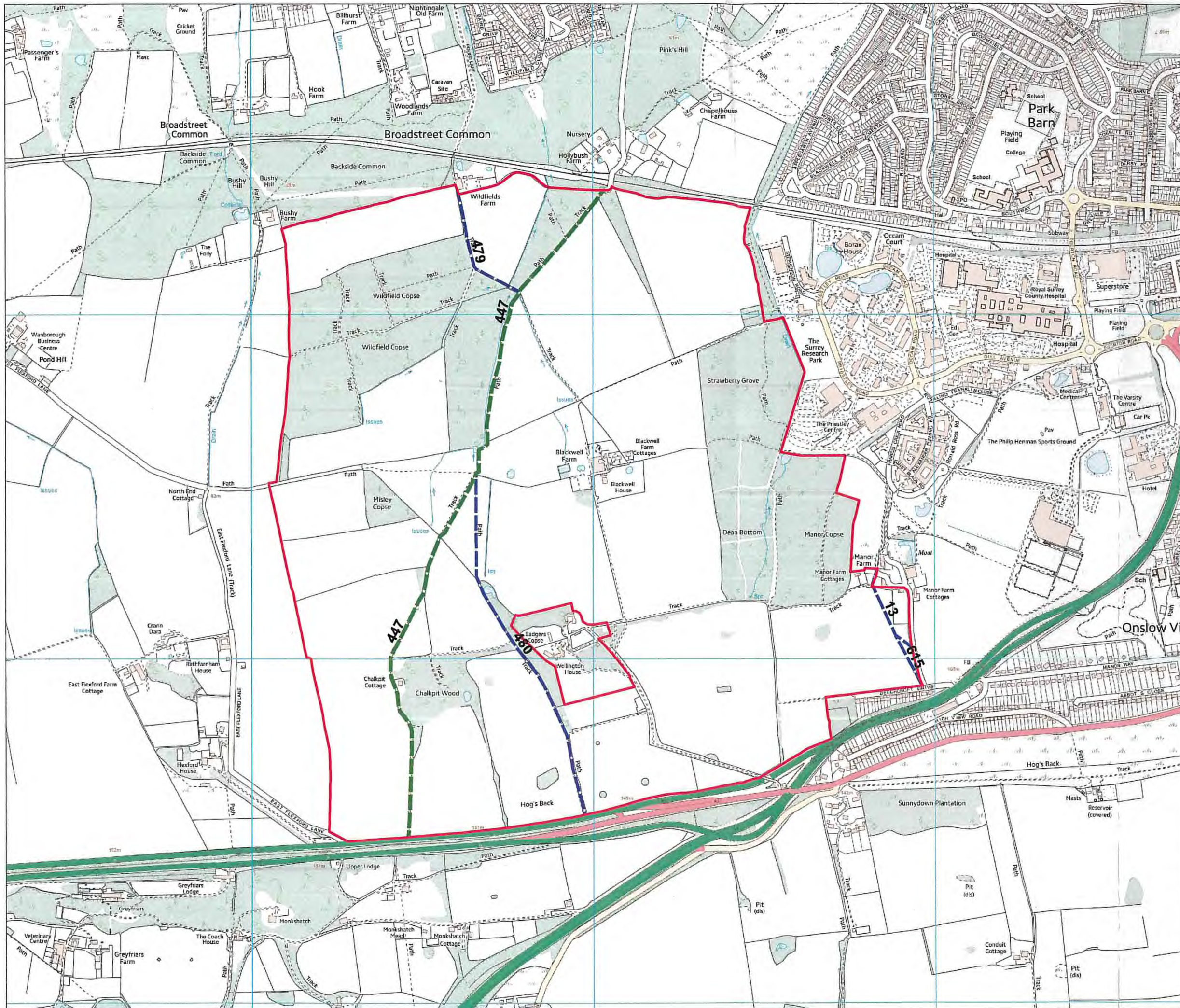
Data Protection Act 1998 - Fair Processing Notice

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.

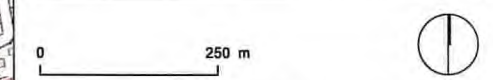
The information that you provide will be used by the appropriate authority in its duties to process applications to deposit statements, maps and declarations under section 31(6) the Highways Act 1980 and statements under section 15A(1) of the Commons Act 2006. The information you provide will also be 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.



- - - Footpath
- - - Bridleway
- Site boundary

Existing public rights of way
 Blackwell Developments (Guildford) Ltd



	Revision	
07 October 2015	Drawn by: JC	Checked by: SM
Scale: 1:10,560 @A3		

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Terence O'Rourke
 Planning | Design | Environment

London
 3 Whitcomb Street London WC2H 7HA
 Bournemouth
 Everdene House Deansleigh Road Bournemouth BH7 7DU
 020 3664 6755 enquiries@torltd.co.uk www.torltd.co.uk