

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****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:

G.J.Masson – Estates Surveyor, London Borough of Merton, Property Management & Review, 12th Floor - Merton Civic Centre, London Road, Morden, Surrey, SM4 5DX

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

I am

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

(b) making this application and the statements/declarations it contains on behalf of the Mayor and Burgesses of the London Borough of Merton who is the owner of the land(s) described in paragraph 4 and in my capacity as an Estates Surveyor for the London Borough of Merton.

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

Land rear of 4-33 Randalls Road, Leatherhead, Surrey, KT22 7TQ

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

TQ 159568

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

Parts B and C.

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

The Mayor and Burgesses of the London Borough of Merton is the owner of the land described in paragraph 4 of Part A of this form and shown edged red on the map accompanying this statement

Ways shown coloured purple on the accompanying map are public footpaths.

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

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

1. The Mayor and Burgesses of the London Borough of Merton is the owner of the land described in paragraph 4 of Part A of this form and shown edged red on the map accompanying this declaration.

2. On the 8th day of November 2013 I deposited with Surrey County Council, being the appropriate council, a statement accompanied by a map showing the London Borough of Merton's property edged red which stated that:

the ways shown coloured purple on that map had been dedicated as footpaths.

no other ways had been dedicated as highways over the London Borough of Merton's property.

3. On the 8th day of November 2013 I deposited with Surrey County Council, being the appropriate council, a declaration dated 8th November 2013, stating that no additional ways other than those marked in the appropriate colour on the map accompanying that declaration had been dedicated as footpaths since the deposit of the statement referred to in paragraph 2 above.

4. No additional ways have been dedicated over the land edged red on the map accompanying this declaration/referenced in paragraph 1 above since the statement dated 8th November 2013 referred to in paragraph 2 above other than those footpaths marked in the appropriate colour on the map accompanying this declaration and at the present time the London Borough of Merton has no intention of dedicating any more public rights of way over the property.

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

See PART E: 3. – Common Meadow – registered as Common Land under Register Unit CL423 – none of the land registered as subject to rights of common.

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

1. The land is let to a local farmer, Stephen Conisbee, under the terms of a Farm Business Tenancy dated 14 January 2013. It is the second such agreement to be entered into by him, the first being dated 26th April 2005.
2. Under the terms of the Farm Business Tenancy the Land (including that part of the holding referred to as Common Meadow) is to be used for agricultural purposes as permanent pasture and there is a contractual obligation on the Tenant to fence and enclose field boundaries (which excludes the area referred to as Common Meadow) with stock proof fencing and to maintain field gateways and public rights of way and the public's right of light air and access to Common Meadow.
3. The public footpaths referred to in Part B and Part C of the application have been marked with the appropriate signage on posts although in some locations these have been vandalised and removed. Any permissive footpaths across the Land have been labelled on the stiles and gates as "Permissive Footpath – no public right of way" and the paths are closed for 24 hours in any 12 month period and records kept of such closures. Apart from the area referred to as Common Meadow there is no lawful right to use any part of the land for sports and pastimes.

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 CO

Signature (of the person making the statement of truth)

Print full name: GRAHAM JAMES MASSON

Date: 8th November 2013

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.

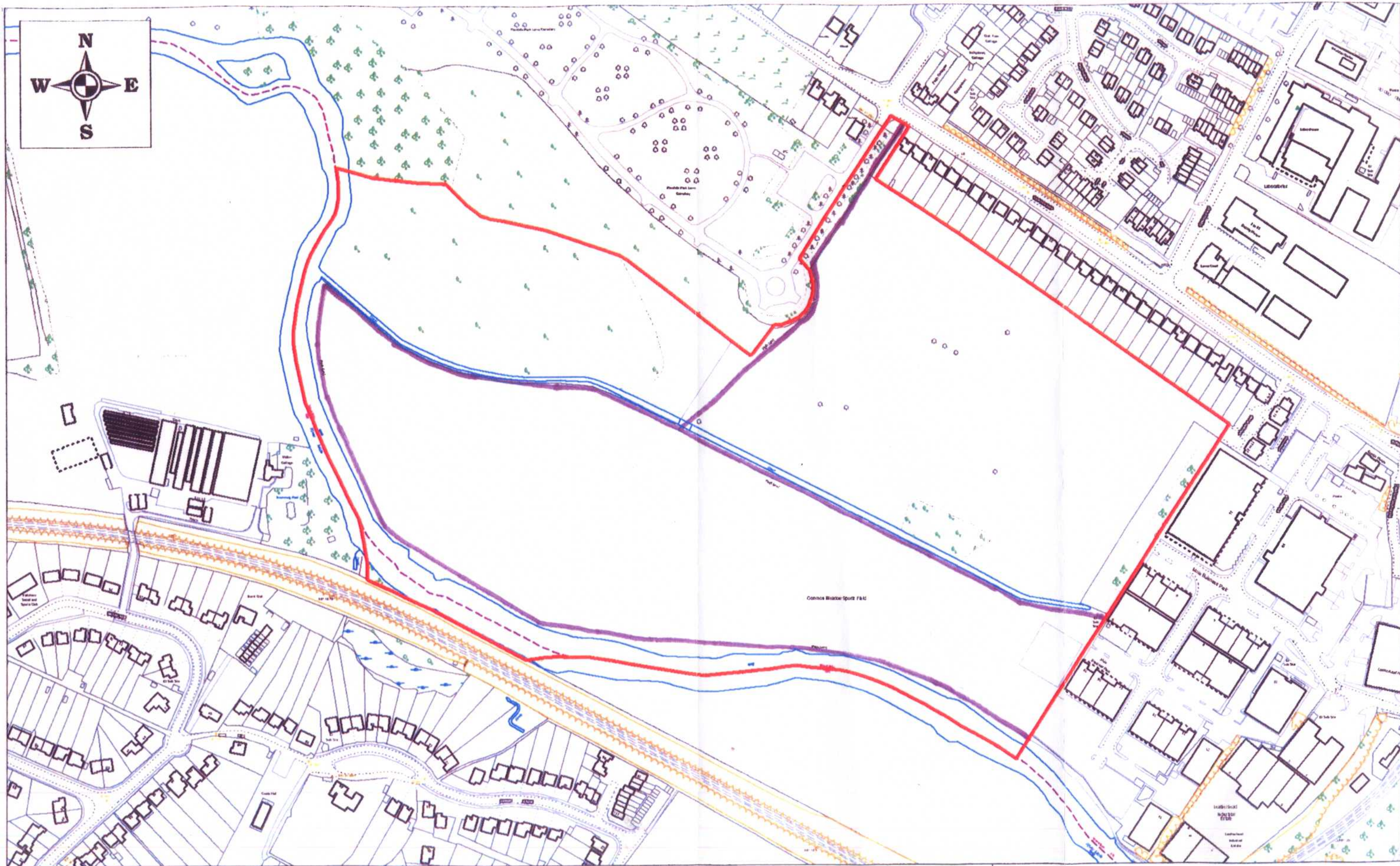
The appropriate authority (see explanation of definition in above guidance notes) in England is the data controller in respect of any personal data that you provide when you complete this form.

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.

[Handwritten signature]



LONDON BOROUGH OF MERTON
 Environment & Regeneration Department
 Civic Centre, London Road, Morden, Surrey, SM4 5DX
 Telephone: 020 8274 4901 Web: www.merton.gov.uk

Land R/O 4-33 Randalls Road
 Leatherhead

Scale = 1: 2500 @ A3

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