

# 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:

**Croydon Council**

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

**Hawkhurst Road Limited**

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

**I am making this application and the statements/declarations it contains on behalf of Hawkhurst Road Limited who is the owner of the land(s) described in paragraph 4 and in my capacity as director of Hawkhurst Road Limited.**

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

**The freehold land registered with title number SGL789381 and shown edged red in both the official copy of title plan included at Annex 1 and the large-scale map at Annex 2.**

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

**TQ3259SE**

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

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

**Hawkhurst Road Limited** is the owner of the private land that is not maintained at public expense described in paragraph 4 of Part A of this form and edged red on the official copy title plan (Annex 1) and the large-scale map (included at Schedule 2 of Annex 2) accompanying this statement.

The way shown grey (within the area outlined red) on the accompanying large-scale map is dedicated as a bridleway only (the **“Bridleway”**).

The areas shown green (within the area outlined red, either side of the Bridleway) on the accompanying large-scale map have no public rights of way over them dedicated whatsoever.

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

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

N/A

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

N/A

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

Comprehensive evidence and arguments (by reference to all available facts and law) in support of the above statements were provided to Croydon Council in submissions made to it in a letter sent on behalf of Hawkhurst Road Limited dated 21 May 2018.

**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):** \_\_\_\_\_

**(Director)**

**Print full name:**

**Elizabeth Mason**

**Date:** \_\_/11/2018

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

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

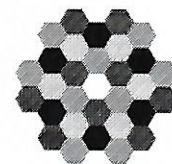
The purpose of this Fair Processing Notice is to inform you of the use that will be made of your personal data, as required by the Data Protection Act 1998.

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.

## **Appendix 1**



# Official copy of register of title

Title number SGL789381

Edition date 05.02.2018

- This official copy shows the entries in the register of title on 13 February 2018 at 10:10:27.
- This date must be quoted as the "search from date" in any official search application based on this copy.
- The date at the beginning of an entry is the date on which the entry was made in the register.
- Issued on 13 February 2018.
- Under s.67 of the Land Registration Act 2002, this copy is admissible in evidence to the same extent as the original.
- For information about the register of title, see [www.gov.uk/land-registry](http://www.gov.uk/land-registry).
- This title is dealt with by HM Land Registry Croydon Office.

## A: Property register

This register describes the land and estate comprised in the title.

CROYDON

- 1 The Freehold land shown edged with red on the plan of the above title filed at the Registry and being land at Hawkhurst Road, Kenley.
- 2 The mines and minerals are included in the registration.

## B: Proprietorship register

This register specifies the class of title and identifies the owner. It contains any entries that affect the right of disposal.

### Title absolute

- 1 (05.02.2018) PROPRIETOR: HAWKHIRST ROAD LIMITED (Co. Regn. No. 10139031) of 20-22 Wenlock Road, London N1 7GU.
- 2 (05.02.2018) The price stated to have been paid on 13 May 2017 was £1.

## C: Charges register

This register contains any charges and other matters that affect the land.

- 1 (05.02.2018) By a Deed dated 14 June 1861 made between (1) Francis Fuller (the then owner of the land) (2) James Westland and (3) Andrew Hook the land in this title and other land was covenanted to be charged exclusively with the payment of the quit rents reliefs and heriots to which certain other lands in the Parish of Coulsdon Surrey which had been conveyed by

## C: Charges register continued

Deed of even dated to the said Andrew Hood in fee were therein stated to be subject together with such first mentioned lands and also with a power of entry and distress by way of indemnity against the same liabilities.

NOTE: No further particulars filed.

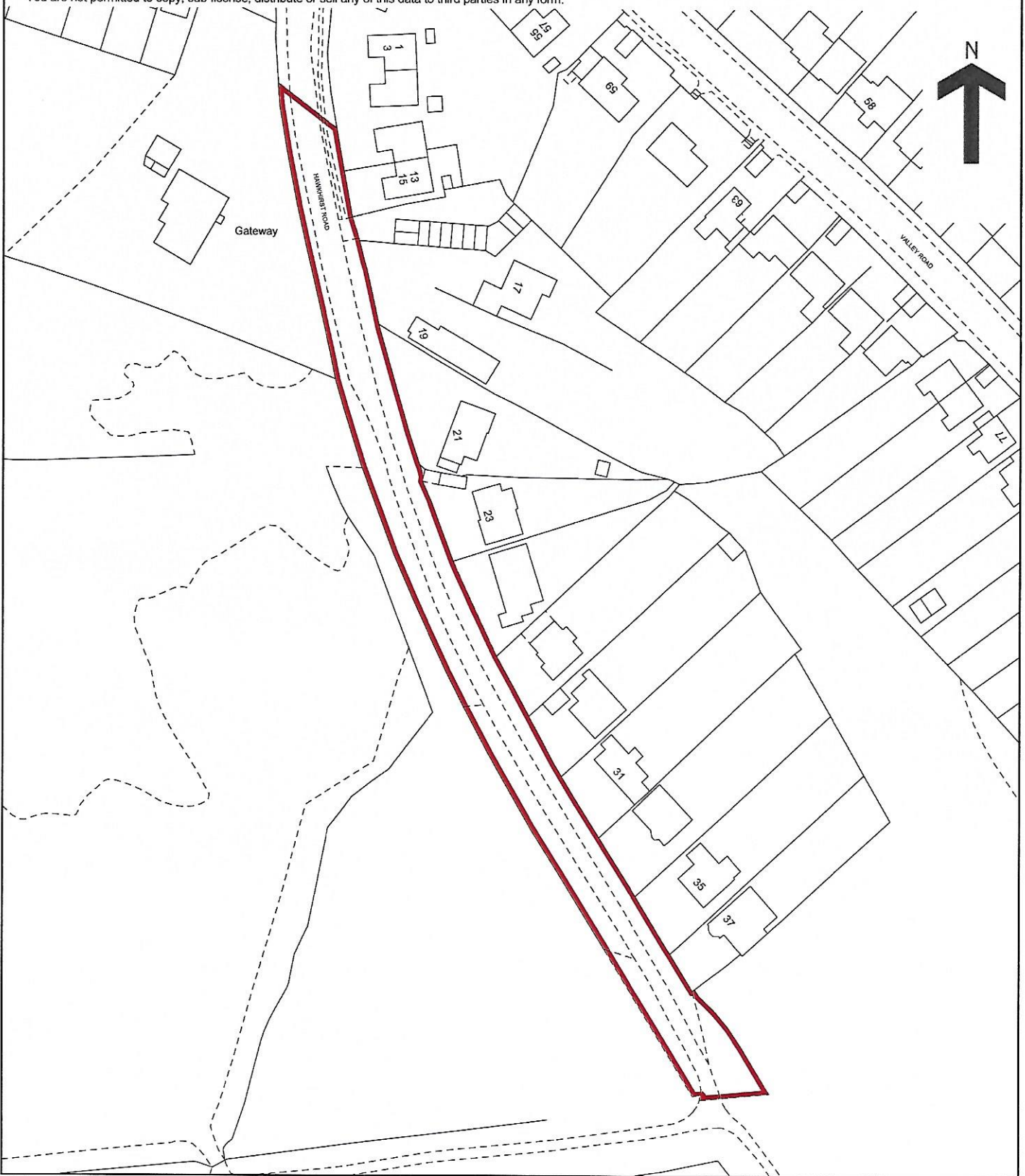
End of register

# HM Land Registry Official copy of title plan

Title number **SGL789381**  
Ordnance Survey map reference **TQ3259SE**  
Scale **1:1250**  
Administrative area **Croydon**



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**This official copy issued on 14 February 2018 shows the state of this title plan on 14 February 2018 at 14:35:34.**

It is admissible in evidence to the same extent as the original (s.67 Land Registration Act 2002).

This title plan shows the general position, not the exact line, of the boundaries. It may be subject to distortions in scale. Measurements scaled from this plan may not match measurements between the same points on the ground.

**This title is dealt with by HM Land Registry, Croydon Office.**

## Appendix 2



**Hawkhirst Road Limited**  
The Gateway  
Hawkhirst Road  
Kenley  
Surrey, CR8 5DN

**Croydon Council**  
Bernard Weatherill House  
8 Mint Walk  
Croydon, CR0 1EA  
FAO: Steve Iles, Jo Negrini

**17 October 2018**

Dear Steve

**The private land owned by Hawkhirst Road Limited (“HRL”) registered at HM Land Registry with title number SGL789381 and outlined red on the large-scale map provided at Schedule 1 (the “Private Land”)**

Pursuant to Section 31(6) of the Highways Act 1980 (the “HA”), HRL as owner of the Private Land hereby deposits with the local authority the large-scale map (which is at least 6 inches to the mile) at Schedule 1 (the “Map”) and the following statements setting out what limited public rights of way exist over the Private Land (the “Statements”).

The area on the Map:

1. within the area outlined red is private land owned by HRL that is not maintained at public expense;
2. coloured grey (within the area outlined red) has public rights of way over it not exceeding that of a bridleway (the “Bridleway”); and
3. coloured green (within the area outlined red, either side of the Bridleway) has no public rights of way over it whatsoever.

Comprehensive evidence and arguments (by reference to all available facts and law) in support of the above Statements were provided to Croydon Council in submissions made to it in a letter sent on behalf of HRL dated 21 May 2018.

The Map and the Statements hereby deposited with the local authority constitute sufficient evidence to negative an intention of dedicating a highway other than the Bridleway rights as provided for herein. Pursuant to Section 31A of the HA, the local authority must keep a register open to public inspection of maps and statements deposited under Section 31(6) of the HA.

Please acknowledge receipt of the deposited Map and Statements and confirm they will be kept on a register open to public inspection in accordance with the abovementioned statute.

Yours sincerely



Elizabeth Mason (Director)  
For and on behalf of  
**Hawkhirst Road Limited**

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**Schedule 1**  
**Large Scale-Map of the Private Land**

*[Faint handwritten signature or mark]*





Date of Production: October 16th, 2018

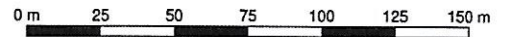
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 however, it is possible that errors may be present. While we sincerely regret any  
 inconvenience this may cause you, we cannot accept responsibility for any  
 damages that may arise from using this publication.

The representation of a road, track or path is no evidence of a right of way.  
 The representation of features a lines is no evidence of a property boundary.



Ground Scale: 1:2500  
 Bottom Left: 532747 159289 Top Right: 533147 159689  
 Center: 532947 159489  
 Area: 400m x 400m