

Form CA9

Commons Act 2006: section 15

Application for the registration of a town or village green

This section is for office use only

Official stamp

<p>COMMONS ACT 2006 LANCASHIRE COUNTY COUNCIL COMMONS REGISTRATION AUTHORITY DATE: <u>3 June 2014</u></p>

Application number

<p>VG106</p>

VG number allocated at registration

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Applicants are advised to read the 'Part 1 of the Commons Act 2006 (changes to the commons registers): Guidance to applicants in the pilot implementation areas'* and to note the following:

- All applicants should complete parts 1-6 and 10-12.
- Applicants applying for registration under section 15(1) of the 2006 Act should, in addition, complete parts 7 and 8. Any person can apply to register land as a green where the criteria for registration in section 15(2), (3) or (4) apply.
- Applicants applying for voluntary registration under section 15(8) should, in addition, complete part 9. Only the owner of the land can apply under section 15(8).
- There is no fee for applications under section 15.

Note	Part
<p>Note 1</p> <p>Insert name of commons registration authority</p>	<p>1. Commons Registration Authority</p> <p>To the: LANCASHIRE COUNTY COUNCIL</p>

<p>Note 2</p> <p>If there is more than one applicant, list all names. Use a separate sheet if necessary. State the full title of the organisation if the applicant is a body corporate or unincorporate. If you supply an email address in the box provided, you may receive communications from the registration authority or other persons (e.g. objectors) via email. If part 3 is not completed all correspondence and notices will be sent to the first named applicant.</p>	<p>2. Name and address of the applicant</p> <p>Name WHITTINGHAM PARISH COUNCIL</p> <p>Full postal address: 16 MINSTER PARK COTTAM PRESTON PR4 0BY</p> <p>Telephone number (incl. national dialling code): 01772 761637</p> <p>Fax number (incl. national dialling code): -</p> <p>E-mail address: Jbuttle @ tiscali. co. UK</p>
<p>Note 3</p> <p>This part should be completed if a representative, e.g. a solicitor, is instructed for the purposes of the application. If so all correspondence and notices will be sent to the person or firm named here. If you supply an email address in the box provided, they may receive communications from the registration authority or other persons (e.g. objectors) via email.</p>	<p>3. Name and address of representative, if any</p> <p>Name: /</p> <p>Firm:</p> <p>Full postal address:</p> <p>Telephone number (incl. national dialling code):</p> <p>Fax number (incl. national dialling code):</p> <p>E-mail address:</p>
<p>Note 4</p> <p>For further details of the requirements of an application refer to Schedule 4, paragraph 9 to the Commons Registration (England) Regulations 2008. Section 15(6) enables any period of statutory closure where access to the land is denied to be disregarded in determining the 20 year period.</p>	<p>4. Basis of application for registration and qualifying criteria</p> <p>If you are the landowner and are seeking voluntarily to register your land tick this box and move to question 5. Application made under section 15(8): <input checked="" type="checkbox"/></p> <p>If the application is made under section 15(1) of the Act, tick one of the following boxes to indicate which particular subsection and qualifying criterion applies to the case.</p> <p>Section 15(2) applies: <input type="checkbox"/></p> <p>Section 15(3) applies: <input type="checkbox"/></p> <p>Section 15(4) applies: <input type="checkbox"/></p> <p>If section 15(3) or (4) applies indicate the date on which you consider that use as of right ended</p> <p>If section 15(6)* is being relied upon in determining the period of 20 years, indicate the period of statutory closure (if any) which needs to be disregarded:</p>

<p>Note 5</p> <p>This part is to identify the new green. The accompanying map must be at a scale of at least 1:2,500, or 1:10,560 if the land is wholly or predominantly moorland, and shows the land by means of distinctive colouring within an accurately identified boundary. State the Land Registry title number where known.</p>	<p>5. Description and particulars of the area of land in respect of which application for registration is made</p> <p>Name by which usually known:</p> <p style="text-align: center;">CUMERAGH VILLAGE SQUARE EDGED GREEN X 3 AREAS</p> <p>Location:</p> <p style="text-align: center;">CUMERAGH VILLAGE OFF CUMERAGH LANE WHITTINGHAM</p> <p>Common land register unit number (only if the land is registered common land):</p> <p>Tick the box to confirm that you have attached a map of the land: <input checked="" type="checkbox"/></p>
<p>Note 6</p> <p>It may be possible to indicate the locality of the green by reference to an administrative area, such as a parish or electoral ward, or other area sufficiently defined by name (such as a village). If this is not possible a map should be provided on which a locality or neighbourhood is marked clearly at a scale of 1:10,560.</p>	<p>6. Locality or neighbourhood within a locality in respect of which the application is made</p> <p>Show the locality or neighbourhood within the locality to which the claimed green relates, either by writing the administrative area or geographical area by name below, or by attaching a map on which the area is clearly marked:</p> <p style="text-align: center;">The Green belongs to the locality of Cumeragh within the Parish of Whittingham.</p> <p>Tick here if map attached. <input checked="" type="checkbox"/></p>
<p>Note 7</p> <p>Applicants should provide a summary of the case for registration here and enclose a separate full statement and all other evidence including any witness statements in support of the application. This information is not needed if a landowner is applying to register the land as a green under section 15(8).</p>	<p>7. Justification for application to register the land as a town or village green</p> <p style="text-align: center;">Applying under S15 (8)</p>

<p>Note 8</p> <p>Use a separate sheet if necessary This information is not needed if a landowner is applying to register the land as a green under section 15(8).</p>	<p>B. Name and address of every person whom the applicant believes to be an owner, lessee, proprietor of any "relevant charge", tenant or occupier of any part of the land claimed to be a town or village green</p> <p>WHITTINGHAM PARISH COUNCIL</p>
<p>Note 9</p> <p>List or enter in the form all such declarations that accompany the application. This can include any written declarations sent to the applicant (i.e. a letter), and also any such declarations made on the form itself</p>	<p>9. Voluntary registration – declarations of consent from any relevant leaseholder of, and of the proprietor of any relevant charge over, the land</p> <p>N/A</p>
<p>Note 10</p> <p>List all supporting consents, documents and maps accompanying the application. Evidence of ownership of the land must be included for voluntarily registration applications. There is no need to submit copies of documents issued by the registration authority or to which it was a party but they should still be listed. Use a separate sheet if necessary</p>	<p>10 Supporting documentation</p> <p>Evidence of land ownership attached</p>

<p>Note 11</p> <p>List any other matters which should be brought to the attention of the registration authority (in particular if a person interested in the land is expected to challenge the application for registration). Full details should be given here or on a separate sheet if necessary.</p>	<p>11. Any other information relating to the application</p> <p style="text-align: center;">NONE</p>
<p>Note 12</p> <p>The application must be signed by each individual applicant, or by the authorised officer of an applicant which is a body corporate or unincorporate.</p>	<p>12. Signature</p> <p>Date:</p> <p>Signatures: <i>Juhi Buttle</i></p>

The completed application form must be sent to:

**Commons Registration Authority,
 County Secretary and Solicitor's Group (Ref: L5G4),
 Lancashire County Council,
 P.O. Box 78,
 County Hall,
 Preston,
 PR1 8XJ**

REMINDER TO APPLICANT

You are responsible for telling the truth in presenting the application and accompanying evidence. You may commit a criminal offence if you deliberately provide misleading or untrue evidence and if you do so you may be prosecuted.

You are advised to keep a copy of the application and all associated documentation.

Data Protection Act 1998

The application and any representations made will be used for the purposes of determining your application and cannot be treated as confidential. To determine the application it will be necessary for the commons registration authority to disclose information received from you to others, which may include other local authorities, Government Departments, public bodies, other organisations and members of the public.

The data controller in respect of any personal data submitted as part of the application process is Lancashire County Council; and the relevant contact for data protection matters is:

**The Data Protection Officer
Lancashire County Council
P.O. Box 78
County Hall
Preston
PR1 8XJ**

Email: dataprotection@lancashire.gov.uk

A copy of this form and any accompanying documents may be disclosed upon receipt of a request for information under the Environmental Information Regulations 2004 and the Freedom of Information Act 2000