

RECEIVED 02 AUG 2018

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:

Oxfordshire County Council

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

**MARK HERROD, CHURCH COMMISSIONERS FOR ENGLAND, CHURCH HOUSE,
GREAT SMITH STREET, LONDON, SW1P 3AZ**

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 **CHURCH COMMISSIONERS FOR ENGLAND, [REDACTED]** who is the owner of the land(s) described in paragraph 4 and in my capacity as Rural Asset Manager

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

Land forming part of the Kelmscott Estate, Oxfordshire. Additional information provided

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

Ordnance Survey grid reference for each parcel of land detailed in Part E

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

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

1. Church Commissioners for England the owner of the land described in paragraph 4 of Part A of this form and shown outlined red on the map lodged with Oxfordshire County Council on 26th day of January 2018

2. On the 26th day of January 2018 the Church Commissioners for England predecessor in title deposited with Oxfordshire County Council, being the appropriate council, a statement accompanied by a map showing Church Commissioners for England property outlined red which stated that:

the ways shown BROWN on that map lodged with the Council on the 26th January 2018 had been dedicated as byways open to all traffic

the ways shown PINK on that map lodged with the Council on the 26th January 2018 had been dedicated as restricted byways

the ways shown YELLOW on that map lodged with the Council on the 26th January 2018 had been dedicated as bridleways

the ways shown GREEN on that map lodged with the Council on the 26th January 2018 had been dedicated as footpaths

no other ways had been dedicated as highways over Church Commissioners for England's property

PLEASE SEE PREVIOUSLY DEPOSITTED PLANS (PLAN 1-5)

[3. On the 26th day of January 2018 Church Commissioners for England predecessor in deposited with Oxfordshire County Council, being the appropriate council, a declaration dated 26th January 2018 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 outlined red on the map referenced in paragraph 1 above since the statement received 26th January 2018 referred to in paragraph 2 above since the date of 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 referenced in the Form received 26th January 2018 and at the present time Church Commissioners for England have no intention of dedicating any more public rights of way over the property.

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

Parcel	Address	Postcode	OS Grid Reference	Description
1	Land to the South East of Kelmscott	GL7 3HD	SU 257 988	Arable and grazing farm land
2	Land to the North East of Kelmscott	GL7 3HD	SU 259 999	Arable farm land
3	Land at Home Farm, Kelmscott	GL7 3HD	SU 247 996	Arable and grazing farm land
4	Land to the West of Kelmscott	GL7 3HD	SU 241 991	Arable and grazing farm land
5	Land to the North of Kelmscott	GL7 3HD	SP 246 000	Arable farm land
6	Land to the North of Kelmscott	GL7 3HD	SP 246 006	Arable farm land
7	Land to the South of Langford	GL7 3LF	SP 253 011	Arable farm land
8	Land at Rectory Farm, Langford	GL7 3LF	SP 244 020	Arable/grazing farm land and cricket pitch.
9	Land to the South East of Langford	GL7 3LF	SP 260 019	Arable and grazing farm land
10	Land to the East of Lower Farm, Langford	GL7 3LF	SP 253 024	Arable and grazing farm land
11	Land to the East of Broadwell Road, Langford	GL7 3LF	SP 249 029	Grazing farm land
12	Land to the East of Filkins Road, Langford	GL7 3LF	SP 245 030	Grazing farm land
13	Land to the West of Filkins Road, Langford	GL7 3LF	SP 242 029	Arable and grazing farm land
14	Land to the North of Lechlade Road, Langford	GL7 3LF	SP 238 026	Arable farm land
15	Land to the East of the A361, between Broughton Poggs and Little Faringdon	GL7 3LF	SP 228 028	Arable farm land

However, please see previous correspondence with Dawn Mills regarding amendments to parcels.

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: MARK HERROD

Date:

27/07/2018

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.