

Parish: Horncastle
Title: Land at Horncastle
Reference number: CA/7/1/212

**DEPOSIT OF MAP AND STATEMENT AND STATUTORY DECLARATION(S) UNDER
HIGHWAYS ACT 1980, SECTION 31(6) AND COMMONS ACT 2006, SECTION 15A(1)**

Geographic Location

Grid Reference: TF270 692

**Address and postcode
of buildings on the
deposited land**

District East Lindsey

Nearest city or town Horncastle

Highways Act 1980, Section 31(6) deposits

**Date of deposit of map
and statement** 10.08.2004

**Depositor's name and
address** Mr M West, Rotherwood, 20 Stanhope Road, Horncastle, LN9 5EL

**Date of deposit of
declaration, name and
address of depositor** (1) 25.08.2004: Mr M West, Rotherwood, 20 Stanhope Road, Horncastle, LN9
5EL
(2) 21.08.2014: Mr R Freeman, Chattertons, 5 South Street, Horncastle, LN9
6DS

Date deposit expires: 20.08.2034

COUNTY COUNCIL'S CONTACT DETAILS

Officer and Section: Definitive Map Officer, Public Rights of Way and Countryside Access

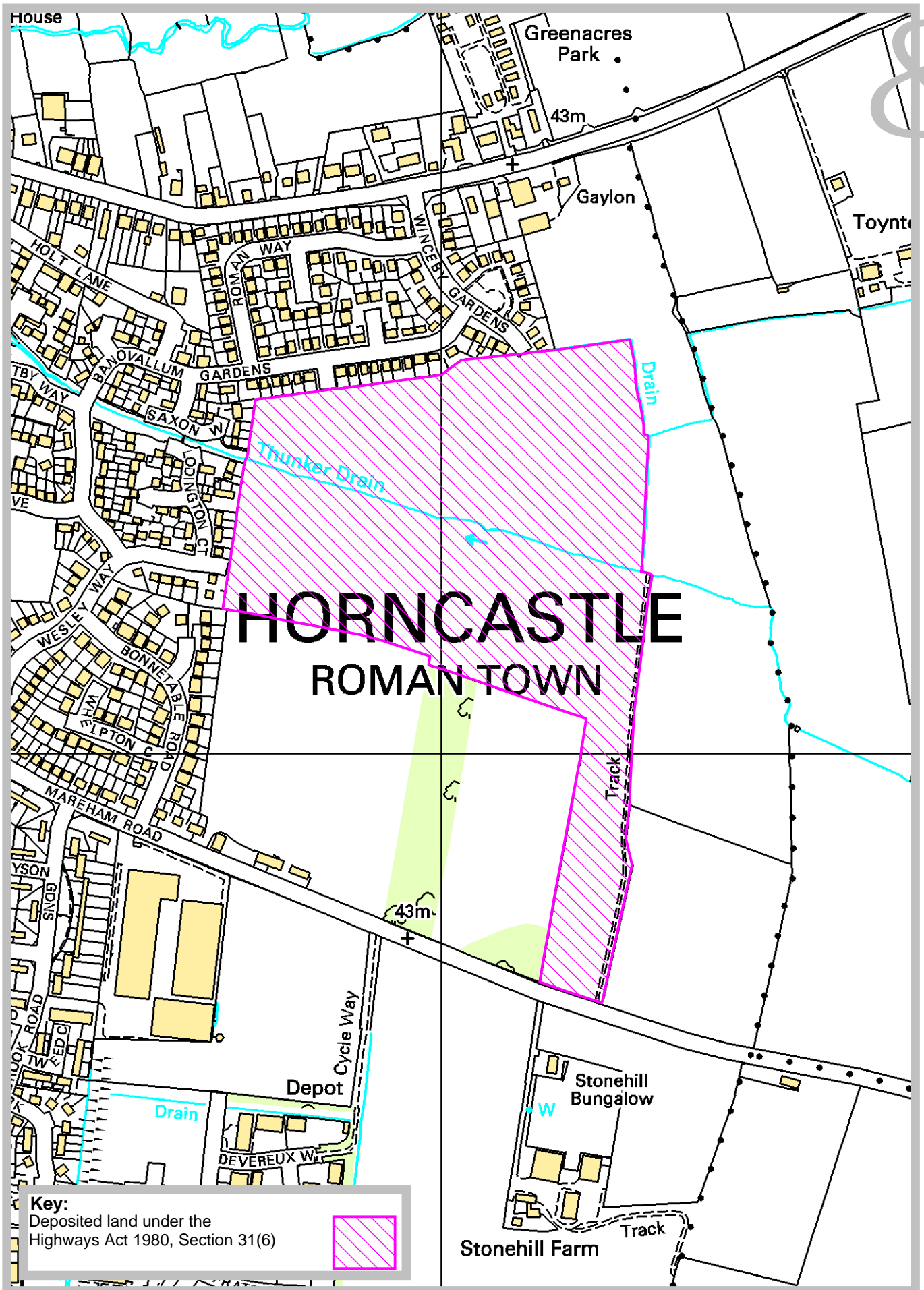
Address: Lincolnshire County Council, Communities, 4th Floor, City Hall, Lincoln, LN1
1DN

Telephone: 01522 782070

Email: countryside_access@lincolnshire.gov.uk

REGISTER OF DEPOSITS

The County Council is required by law to keep a register of maps and statements and declarations deposited under Section 31(6) of the Highways Act 1980 and Section 15A(1) of the Commons Act 2006 available for public inspection on its website and in a paper copy format together with the deposited documents. Details including names, addresses and the location of land relating to a deposit which may be considered to be personal information are therefore in the public domain. This requirement overrides any entitlement a depositor may otherwise have under the Data Protection Act 1998 to prevent publication of such information. The paper copy of the register together with the deposited documents can be viewed by appointment during normal office hours (9:00am to 4:30pm, Monday to Friday) at the County Council's Public Rights of Way and Countryside Section at the above address.



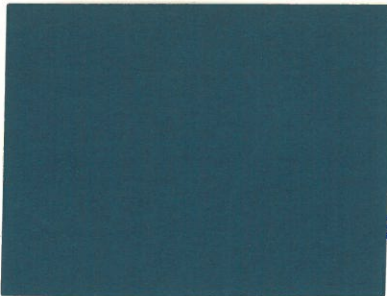
DEPOSIT OF STATEMENT AND MAP

**SECTION 31(6) OF THE HIGHWAYS ACT 1980
(as amended by the Countryside and Rights of Way Act 2000)**

TO: LINCOLNSHIRE COUNTY COUNCIL

1. I am and have been since **1981** the owner of the land known as OS Numbers 0231 and 0715 more particularly delineated on the map accompanying this statement and thereon edged red.
2. The aforementioned land lies in the Parish of Horncastle.
3. There are no ways over this land which have been dedicated as a highway.
4. The deposit shall comprise this statement and accompanying map.

Signed:



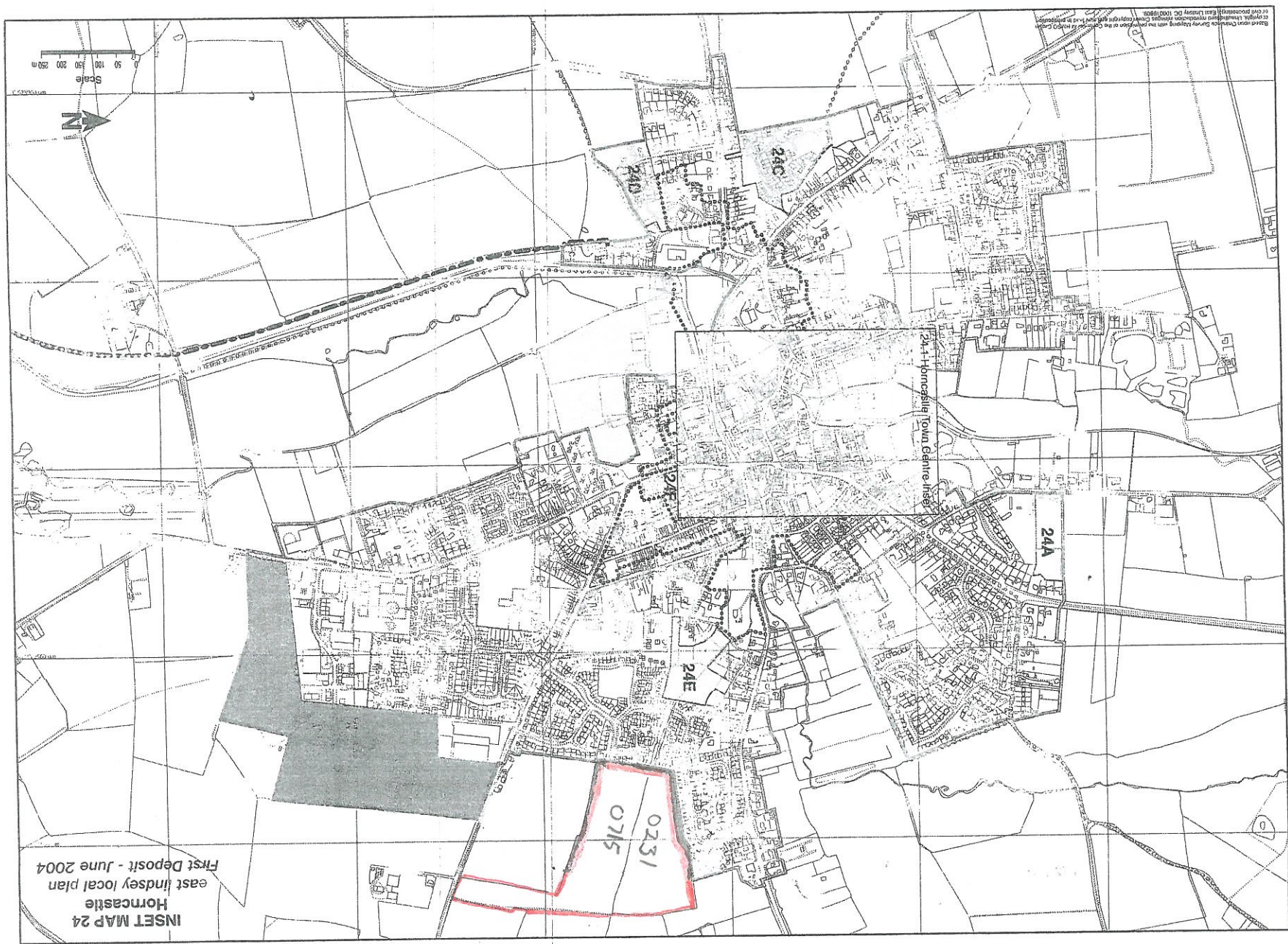
Name:

ST.

Address: ROTHERWOOD, 20 STANHOPE ROAD, HORNCASTLE,
LINCOLNSHIRE LN9 5EL

Date:

3/8/04.





1646
2.652ha
6.55

0231

0715

Land already
Developed

LE CP

Sheet No. TF 2769

Handwritten notes on a yellow sticky note, partially obscured and illegible.

STATUTORY DECLARATION

**SECTION 31(6) OF THE HIGHWAYS ACT 1980
(as amended by the Countryside and Rights of Way Act 2000)**

I, MICHAEL WEST, DO SOLEMNLY AND SINCERELY DECLARE as follows:

1. I am and have been since 1981 the owner of the land known as OS Numbers 0231 and part 0715 more particularly delineated on the map accompanying this declaration and thereon edged red.
2. I have been since 1988 the owner of the land being part of OS Number 0715 more particularly delineated on the map accompanying this declaration and thereon cross hatched.
3. On the 9th day of August 2004 I deposited with Lincolnshire County Council, being the appropriate Council, a statement accompanied by a map delineating my property by red edging which stated no way had been dedicated as a highway over my property.
4. No additional ways have been dedicated over the land edged red on the map accompanying this declaration since the statement dated 3rd August 2004 referred to in (2) above. At the present time I have no intention of dedicating any public rights of way over my property.

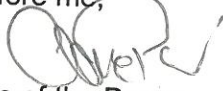
AND I MAKE this solemn declaration conscientiously believing it to be true and by virtue of the Statutory Declarations Act 1935.

DECLARED at *7 Bull Ring Harrogate*

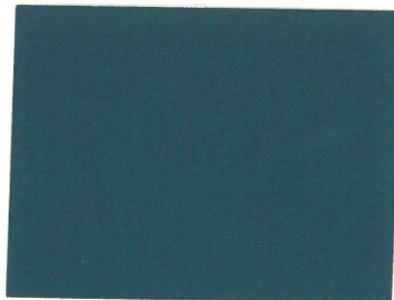
in the County of Lincolnshire

this *12th* day of *August* 2004

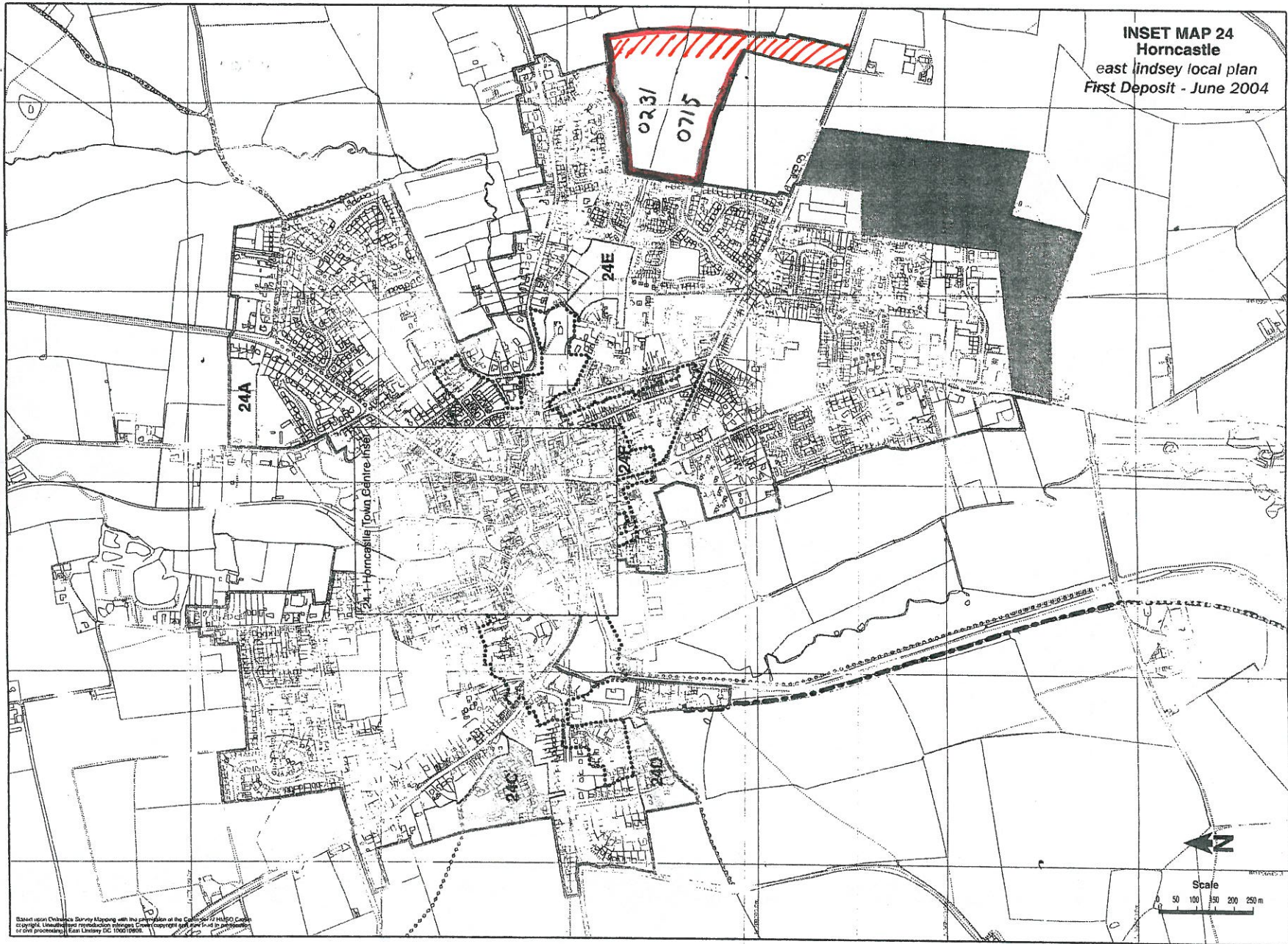
Before me,



Solicitor/Justice of the Peace



INSET MAP 24
Horncastle
 east Lindsey local plan
 First Deposit - June 2004



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TH water consent location

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:
LINCOLNSHIRE COUNTY COUNCIL

2. Name and full address (including postcode) of applicant:
MR R FREEMAN, CHATTERTONS, 5 SOUTH STREET, HORNCastle, LINCOLNSHIRE LN9 6DS

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 MR MICHAEL WEST who is the owner of the land(s) described in paragraph 4 and in my capacity as his solicitor.

4. Insert description of the land(s) to which the application relates (including full address and postcode):
All that land between Spilsby Road and Mareham Road at Horncastle Lincolnshire as more particularly shown on the plan to the statutory declaration by Mr M West dated 12 August 2004.

5. Ordnance Survey six-figure grid reference(s) of a point within the area of land(s) to which the application relates (if known): TF2669 and TF2668, 8525, 9424, 0522, 1521 (see plan annexed)

6. This deposit comprises the following statement(s) and/or declarations (*delete Parts B, C, or D where not applicable*): Highway Declaration

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

[I am/*insert name of owner*] is] the owner of the land described in paragraph 4 of Part A of this form and shown [*insert colouring*] on the map accompanying this statement.

(delete wording in square brackets as appropriate and/or insert information as required)

[Ways shown [*insert colouring*] on the accompanying map are byways open to all traffic.]

[Ways shown [*insert colouring*] on the accompanying map are restricted byways.]

[Ways shown [*insert colouring*] on the accompanying map are public bridleways.]

[Ways shown [*insert colouring*] on the accompanying map are public footpaths.]

No [other] ways over the land shown [*insert colouring*] on the accompanying map have been dedicated as highways.

(delete wording in square brackets as appropriate and/or insert information as required)

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

1. Mr Michael West is the owner of the land described in paragraph 4 of Part A of this form and shown on the map lodged with Lincolnshire County Council on 25 August 2004.

2. On the 9th day of August 2004 Mr Michael West deposited with Lincolnshire County Council, being the appropriate council, a statement accompanied by a map showing Mr West's property edged red which stated that:

~~[the ways shown *[insert colouring]* on that map ~~[and on the map accompanying this declaration]~~ had been dedicated as byways open to all traffic]~~

~~[the ways shown *[insert colouring]* on that map ~~[and on the map accompanying this declaration]~~ had been dedicated as restricted byways]~~

~~[the ways shown *[insert colouring]* on that map ~~[and on the map accompanying this declaration]~~ had been dedicated as bridleways]~~

~~[the ways shown *[insert colouring]* on that map ~~[and on the map accompanying this declaration]~~ had been dedicated as footpaths]~~

no ways had been dedicated as highways over Mr West's property.

3. On the 25th day of August 2004 Mr Michael West deposited with Lincolnshire County Council, being the appropriate council, a declaration dated 12 August 2004, stating that no additional ways had been dedicated since the deposit of the statement referred to above.

4. No additional ways have been dedicated over the land on the map referenced in paragraph 1 above since the statement dated 12 August 2004 referred to in paragraph 3 and at the present time Mr Michael West 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

~~[I am/*[insert name of owner]* is] the owner of the land described in paragraph 4 of Part A of this form and shown *[insert colouring]* on the map ~~[accompanying this statement/deposited with *[insert name]* Council on *[insert day, month, year]*].~~~~

~~[I/*[insert name of owner]*] ~~[wish/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 *[insert colouring]* on the ~~[accompanying map/map referenced above].~~~~

~~*(delete wording in square brackets as appropriate and/or insert information as required)*~~

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

Please see attached better plan.

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

Print full name: *Louisa Freeman*

Date: *20 August 2014*

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.

