

NORTH YORKSHIRE COUNTY COUNCIL

COMMONS ACT 2006 — SCHEDULE 2, PARAGRAPH 8

Notice of an application to correct mistaken registration of a building wrongly registered as village green at 42 and 44 Silver Street, Barton.

Application Reference Number: CA13 017

To every reputed owner, lessee, tenant or occupier of any part of the land described below, and to all others whom it may concern.

Application has been made to North Yorkshire County Council by Mr John Paul Lawson, under Schedule 2(8) of the Commons Act 2006 and in accordance with the Commons Registration (England) Regulations 2014. The application seeks to deregister land registered as village green as described in the Schedule below.

The application, which includes documentary evidence and a plan of the land proposed for deregistration, may be inspected by appointment during normal office hours at the following location between the hours of 9.30am and 4.00pm:-

North Yorkshire County Council, Business and Environmental Services, Commons Registration, County Hall, Northallerton, North Yorkshire DL7 8AD

To make an appointment to view the application and documentary evidence please ring 01609 780780 to contact the Common Land and Village Green Officer.

If the registration authority is satisfied that the land described below qualifies for deregistration it will so deregister the land.

Any person wishing to object to the deregistration of the land should send a statement of the facts on which the objection is based to "Common Land and Village Green Officer, North Yorkshire County Council, Business and Environmental Services, Commons Registration, County Hall, Northallerton, North Yorkshire DL7 8AD" or e-mail to commons.registration@northyorks.gov.uk on or before 2nd February 2018. Any representations that are to be taken into account by the Authority in reaching a decision on the application cannot be treated as confidential, in accordance with Regulation 25 of the 2014 Regulations. Should the application be referred to the Planning Inspectorate for determination, in accordance with Regulation 26 of the 2014 Regulations, any representations will be forwarded to the Planning Inspectorate.

Dated: 22 December 2017

Barry Khan
Assistant Chief Executive, Legal and Democratic Services

North Yorkshire County Council
County Hall
NORTHALLERTON

Schedule

Description of the village green claimed to have qualified for deregistration

Land known as 42 and 44 Silver Street, Barton, as edged red on the notice plan.



COMMONS ACT 2006
CA13 APPLICATION (REF. No. CA13 017) TO CORRECT
MISTAKEN REGISTRATION AT 42 AND 44 SILVER STREET,
BARTON
LOCATION PLAN

NOTICE PLAN

BARTON GRANGE
BARTON
RICHMOND
NORTH YORKSHIRE
DL10 6HS

20th November 2017

NYCC
County Hall
Northallerton
North Yorkshire

Dear Sirs

Commons Act 2006: Schedule 2

Re. Application to Correct Mistaken Registration of Village Green

Please find attached a completed Form CA13, together with supporting documentation and Fee.

Yours faithfully

J P Lawson

Commons Act 2006: Schedule 2

Application to correct non-registration or mistaken registration

This section is for office use only

Official stamp

<p>COMMONS ACT 2006</p> <p>NORTH YORKSHIRE COUNTY COUNCIL</p> <p>REGISTRATION AUTHORITY</p> <p>DATE 20 NOV 2017</p>
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Application number

CA13 017

Register unit number
allocated at registration
(for missed commons
only)

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Applicants are advised to read 'Part 1 of the Commons Act 2006: Guidance to applicants' and to note:

- Any person can apply under Schedule 2 to the Commons Act 2006.
- All applicants should complete boxes 1-10.
- Applications must be submitted by a prescribed deadline. From that date onwards no further applications can be submitted. Ask the registration authority for details.
- You will be required to pay a fee unless your application is submitted under paragraph 2, 3, 4 or 5 of Schedule 2. Ask the registration authority for details. You would have to pay a separate fee should your application relate to any of paragraphs 6 to 9 of Schedule 2 and be referred to the Planning Inspectorate.

Note 1

*Insert name
of commons
registration
authority.*

1. Commons Registration Authority

To the:

Tick the box to confirm that you have:

enclosed the appropriate fee for this application:

or

have applied under paragraph 2, 3, 4 or 5, so no fee has been enclosed:

Note 2

If there is more than one applicant, list all their names and addresses in full. Use a separate sheet if necessary. State the full title of the organisation if the applicant is a body corporate or an unincorporated association. 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 box 3 is not completed all correspondence and notices will be sent to the first named applicant.

Note 3

This box 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, the representative may receive communications from the registration authority or other persons (e.g. objectors) via email.

2. Name and address of the applicant

Name:

JONW PAUL LAWSON

Postal address:

Postcode

Telephone number:

Fax number:

E-mail address:

3. Name and address of representative, if any

Name:

N/A

Firm:

Postal address:

Postcode

Telephone number:

Fax number:

E-mail address:

Note 4

For further details of the requirements of an application refer to Schedule 4, paragraph 14 to the Commons Registration (England) Regulations 2014.

4. Basis of application for correction and qualifying criteria

Tick one of the following boxes to indicate the purpose for which you are applying under Schedule 2 of the Commons Act 2006.

- To register land as common land (paragraph 2):
- To register land as a town or village green (paragraph 3):
- To register waste land of a manor as common land (paragraph 4):
- To deregister common land as a town or village green (paragraph 5):
- To deregister a building wrongly registered as common land (paragraph 6):
- To deregister any other land wrongly registered as common land (paragraph 7):
- To deregister a building wrongly registered as town or village green (paragraph 8):
- To deregister any other land wrongly registered as town or village green (paragraph 9):

For waste land of a manor (paragraph 4), tick one of the following boxes to indicate why the provisional registration was cancelled.

- The Commons Commissioner refused to confirm the registration having determined that the land was no longer part of a manor (paragraph 4(3)):
- The Commons Commissioner had determined that the land was not subject to rights of common but did not consider whether it was waste land of a manor (paragraph 4(4)):
- The applicant requested or agreed to cancel the application (whether before or after its referral to a Commons Commissioner) (paragraph 4(5)):

Please specify the register unit number(s) (if any) to which this application relates:

VG 121

Note 5

Explain why the land should be registered or, as the case may be, deregistered.

5. Description of the reason for applying to correct the register:

Under the 1965 Act an area of land which was part of the curtilage of Numbers 42 and 44 Silver Street, Barton was incorrectly registered as village Green.

Note 6

You must provide an Ordnance map of the land relevant to your application. The relevant area must be hatched in blue. The map must be at a scale of at least 1:2,500, or 1:10,560 if the land is wholly or predominantly moorland. Give a grid reference or other identifying detail.

Note 7

This can include any written declarations sent to the applicant (i.e. a letter), and any such declaration made on the form itself.

If your application is to register common land or a town or village green and part of the land is covered by a building or is within the curtilage of a building, you will need to obtain the consent of the landowner.

6. Description of land

Name by which the land is usually known:

42 and 44 Silver Street, Barton, Richmond.

Location:

Curtilage of 42 and 44 Silver Street, Barton, Richmond.

Tick the box to confirm that you have attached an Ordnance map of the land:

**7. Declarations of consent**

I confirm that I, John Paul Lawson am the owner of the land which is the subject of this application.

On the date of provisional registration the land was within the curtilage of a building. Since the date of provisional registration the land has been at all times and still is within the curtilage of a building.

Note 8

List all supporting documents and maps accompanying the application, including if relevant any written consents. This will include a copy of any relevant enactment referred to in paragraphs 2(2)(b) or 3(2) (a) of Schedule 2 to the Commons Act 2006 or, in relation to paragraph 4 (waste land of a manor) evidence which shows why the provisional registration was cancelled. 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.

8. Supporting documentation

- Copy of map from NYCC County Hall showing extent of Village Greens in Barton. Area covered by this application is identified as GDS1.
- Photograph of 42 Silver Street.
- Photograph of 44 Silver Street.
- OS Map at scale 1:500
- Cheque (fee)

<p>Note 9 <i>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.</i></p>	<p>9. Any other information relating to the application</p> <div style="border: 1px solid black; height: 250px; width: 100%;"></div>
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<p>Note 10 <i>The application must be signed by each individual applicant, or by the authorised officer of an applicant which is a body corporate or an unincorporated association.</i></p>	<p>10. Signature</p> <p>Date: 20. 11. 2017.</p> <p>Signatures: </p>
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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 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.

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 or the Freedom of Information Act 2000.

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31-743

LAWSON

Barton Grange, Barton,
Richmond, North Yorkshire, DL10 6HS

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3-238

185j
-922

185e
-957

The Ashes

185b
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GASL

MR SILVER STREET

183
2-777

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2-542

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-313

Barton Hall
185f
2-190

185h
G495, 4

GIEBE
C.1051

COMMONS REGISTRATION ACT 1965
NORTH RIDING COUNTY COUNCIL
REGISTRATION AUTHORITY
Date **16 SEP 1969**

PROVISIONAL REGISTER MAP OF (COMMON
LAND) (TOWN OR VILLAGE GREENS)
(SHEET No. 121) THIS IS THE 2nd EDITION
OF THIS (MAP) SHEET
SIGNATURE [Signature]

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