



Commons Act 2006: Schedule 3

Application to amend the register during the transitional period, to record an historic event

This section is for office use only

Official stamp

Application number

Register unit number allocated at registration (for new common land only)

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 1–12.
- There is generally a restriction on the persons who can apply under Schedule 3; please see Chapter 7 of the Guidance.
- An application under Schedule 3 must relate to an historic event which occurred between 2 January 1970 (an earlier date applies in certain cases: please see the Guidance) and 30 September 2008 but which has not been recorded in the register of common land or town or village greens: please see Chapter 7 of the Guidance.
- There is no fee for an application made on or before 30 September 2010, but a fee is payable for an application made after that date. Please ask the registration authority for details of the fee.

Note	Part
<p>Note 1</p> <p>Insert name of commons registration authority.</p>	<p>1. Commons Registration Authority</p> <p>To the:</p> <p>Tick one of the following boxes to confirm that you have:</p> <p>not enclosed a fee because the application will be received by the authority on or before 30 September 2009: <input type="checkbox"/></p> <p>or</p> <p>enclosed the appropriate fee for this application: <input type="checkbox"/></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:</p> <p>(if the applicant is not an individual) Name of contact:</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 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, you 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, including the persons who are entitled to apply in respect of each provision, refer to Chapter 7 of the Guidance.</p>	<p>4. Basis of application for registration and qualifying criteria</p> <p>Describe the capacity in which you are entitled to apply — see note 4 (<i>e.g.</i> as person entitled to exercise right of common which has been varied):</p> <p>Tick the box below which best describes why you are applying under Schedule 3. Is it to register an historic event described below, which took place before 30 September 2008:</p> <p>creation of a right of common: <input type="checkbox"/></p> <p>surrender or extinguishment of a right of common: <input type="checkbox"/></p> <p>variation of a right of common: <input type="checkbox"/></p> <p>apportionment of a right of common: <input type="checkbox"/></p> <p>severance of a right of common: <input type="checkbox"/></p> <p>transfer of a right of common in gross: <input type="checkbox"/></p> <p>statutory disposition affecting the commons registers: <input type="checkbox"/></p> <p>Register unit number (not required for creation of right of common):</p> <p>Rights entry number (not required for creation of a right of common nor in relation to certain statutory dispositions not affecting rights of common):</p>
<p>Note 5</p> <p>This part, which should be completed only if your application is to register a right of common or vary a right because it has become exercisable over new land, is to identify the common over which the right previously created has become exercisable. 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.</p>	<p>5. Description of the land over which the right is exercisable</p> <p>Name by which the land is usually known:</p> <p>Location:</p>

Note 6

This part should be completed only where the historic event relates to a right which is attached to land. This would include: creation of a right (unless the right of common is held in gross); surrender of a right; variation of a right; and severance of a right, in which case you must supply a map of the dominant tenement to which the right is attached. The map must be at a scale of at least 1:10,560 and show the land by means of distinctive colouring within an accurately identified boundary. This requirement also applies to apportionments but the map must show the whole of the dominant tenement before the apportionment and the part of the land to which the right was attached following the apportionment. Give a grid reference or other identifying detail to enable the land to be located. If available please also give the Land Registry title number.

6. Description of the land to which the right is attached, if relevant

Name by which the land is usually known:

Location:

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

Note 7

Describe the amendment to be made to the register.

7. Description of the historic event to be registered (except apportionment)

Tick this box if your application relates to a right of common held in gross:

<p>Note 8</p> <p>If you are applying to register an apportionment you must submit a separate 'primary' application along with this application. A primary application can be made where only part of the apportioned right attached to land has been surrendered, extinguished, varied, severed from the land to which it was attached, or is the subject of a statutory disposition.</p>	<p>8. Details of the apportionment</p> <p>Specify the name and address of the owner of the land to which is attached the part of the right of common which is the subject of the primary application:</p> <p>Specify the rateable apportionment of the right (i.e. the quantity of the right which attaches the relevant land following the apportionment):</p> <p>If the right is to be apportioned otherwise than rateably, explain the basis for that claim and state which evidence you have provided which corroborates that claim:</p>
<p>Note 9</p> <p>List all supporting documents (deeds or other legal documents) and maps accompanying the application, or primary application if relevant. This includes evidence of your capacity to apply and copies of any relevant instrument giving effect to the event to be registered. There may be further evidential requirements: see the Guidance. 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>9. Supporting documentation</p>

<p>Note 10</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>10. Any other information relating to the application</p>
<p>Note 11</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>11. Signature</p> <p>Date:</p> <p>Signatures:</p>

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.

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

The Data Protection Team
Hertfordshire County Council
County Hall
Pegs Lane
Hertford, Herts
SG13 8DQ
Email: information.governance@hertsc.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