

## **REGISTER OF DEPOSITS**

-        **HIGHWAYS ACT 1980\***

-        **COMMONS ACT 2006\***

(\* tick if applicable or specify N/A)

### **DETAILS OF APPLICATION**

Date Application received in prescribed form        21<sup>st</sup> July 2014

Date on which any highways declaration expires        20<sup>th</sup> July 2034

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### **Parcel**

District: Dacorum

Parish: Berkhamsted & Northchurch

Address and postcode of buildings  
on each piece of land subject to the  
application to which a postcode has  
been assigned

Egerton Rothsay School & nature reserve  
Durrants Lane  
Berkhamsted  
HP4 3UJ

Nearest town/city to above

St Albans

OS 6 figure Grid Reference(s)  
for a point within the area of the land  
(if possible for postcode point above)

SP 976 078

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**NOTICE OF LANDOWNER DEPOSITS** under  
**Section 31(6) of the Highways Act 1980** and  
**Section 15A(1) of the Commons Act 2006**  
**HERTFORDSHIRE COUNTY COUNCIL**

An application to deposit a map and statement under section 31(6) of the Highways Act 1980 and deposit a statement under section 15A(1) of the Commons Act 2006 has been made in relation to the land (or lands) described below and shown edged red on the accompanying map.

**PLEASE NOTE:**

This deposit may affect rights over the land described below. Deposits made under section 31(6) of the Highways Act 1980 may prevent deemed dedication of public rights of way over such land under section 31(1) of that Act. Deposits made under section 15A(1) of the Commons Act 2006 may affect the ability to register such land as a town or village green under section 15 of that Act. For further information please see guidance at <http://www.defra.gov.uk/rural/protected/greens/>

**Description of the land:**

**Egerton Rothsay School and nature reserve, Durrants Lane, Berkhamsted, HP4 3UJ**

**Name of the Parish, Ward or District in which the land(s) is situated:**

Dacorum district, Berkhamsted and Northchurch parishes

The deposit was submitted by Hertfordshire County Council and was received by this authority on 21<sup>st</sup> July 2014.

The authority maintains a register of maps, statements and declarations deposited under section 31A of the Highways Act 1980 and section 15B of the Commons Act 2006. This register can be accessed online at <http://www.hertsdirect.org/services/envplan/countrysideaccess/row/apps/deposit/>

or can be inspected free of charge at Hertfordshire County Council County Hall Pegs Lane Hertford, Hertfordshire, SG13 8DN during office hours between 9:00am and 5:00 pm

**Signed on behalf of Hertfordshire County Council:**

**Name and position of Signatory:** R. Cuthbert Team Leader Access & Rights of Way

**Date:** 21<sup>st</sup> July 2014

# 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:  
**Hertfordshire County Council**

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

Name: **Richard Fyfe**  
Address: **Lambert Smith Hampton,**  
**45 Grosvenor Rd,**  
**St Albans,**  
**Herts**  
Postcode: **AL1 3AW**

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 Hertfordshire County Council who is the owner of the land(s) described in paragraph 4 and in my capacity as Estates Consultant to the County Council.

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

Description of Land(s): **Land to the east, north and west of the Egerton Rothesay School (asset plan 78900091) and separate land shown north of the Egerton Rothesay School and known as the nature reserve (asset plan 00156101)**  
Full address: **Durrants Lane, Berkhamsted, Herts**  
Postcode: **HP4 3UJ**

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

**Asset plan 78900091 – OS Ref: 976 078**

**Asset plan 00156101 – OS Ref: 975 080**

6 This deposit comprises the following statement(s) and/or declarations (tick relevant box or boxes):

**PART B**              
**PART C**              
**PART D**           

(delete Parts B, C or D from the form below where not applicable):

## **PART B**

### **Statement under section 31(6) of the Highways Act 1980**

Hertfordshire County Council is the owner of the land described in paragraph 4 of Part A of this form and shown edged red on the maps accompanying this statement.

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

No ways over the land shown edged red on the accompanying maps have been dedicated as highways.

**Statement  
under section 15A(1) of the Commons Act 2006**

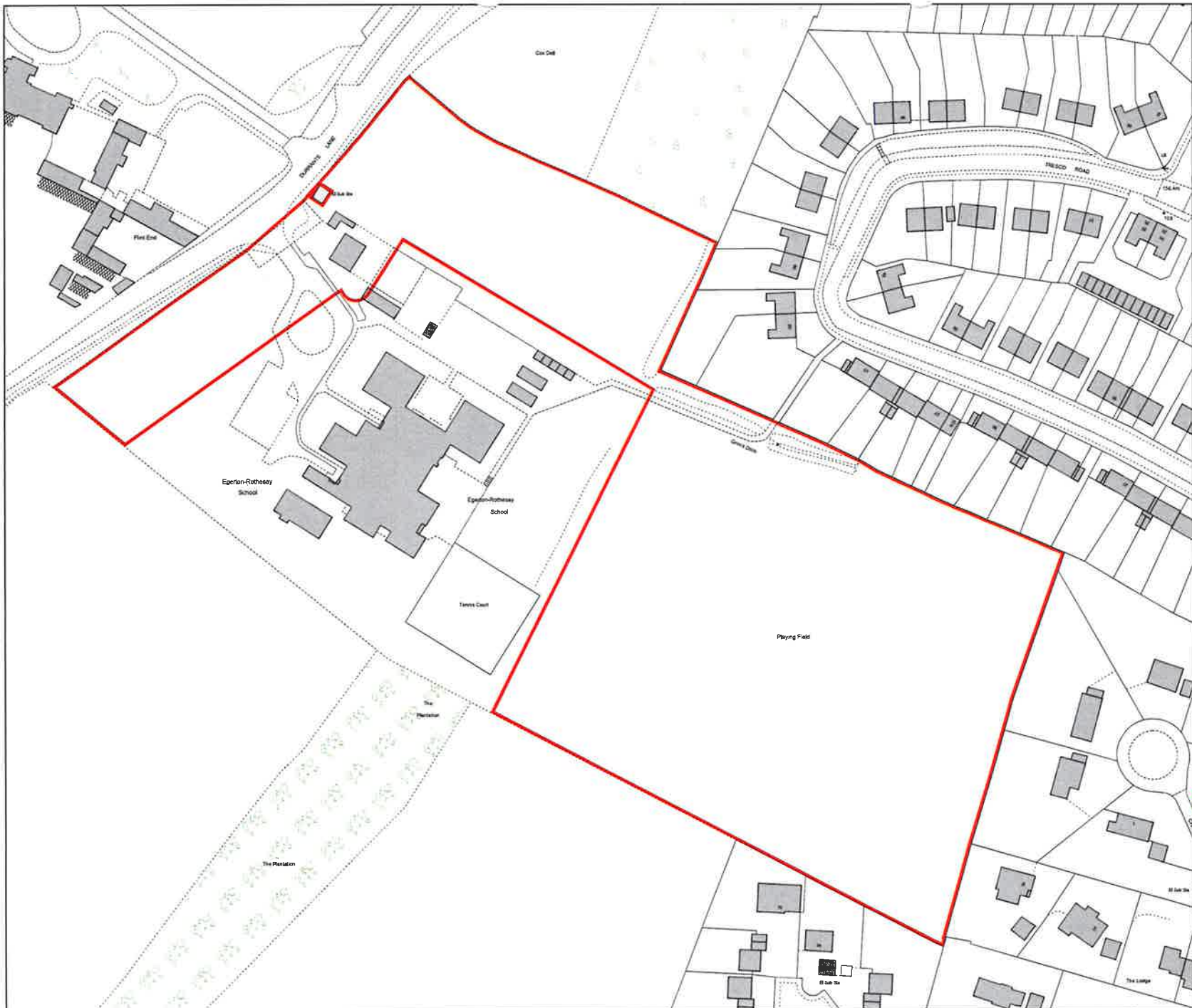
Hertfordshire County Council is the owner of the land described in paragraph 4 of Part A of this form and shown edged red on the maps accompanying this statement on the 17<sup>th</sup> June 2014.

This application is made by Richard Fyfe of Lambert Smith Hampton as agent for the landowner and on its behalf.

Hertfordshire County Council 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 edged red on the accompanying maps referenced above.

For the avoidance of doubt, the referenced plans are asset plans numbered 78900091 and 000156101.

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



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Hertfordshire County Council 100018026 2009



Property Solutions

Lambert Smith Hampton

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www.lsh.co.uk



Corporate Services  
County Hall  
Pegs Lane  
Hertford SG13 8DE

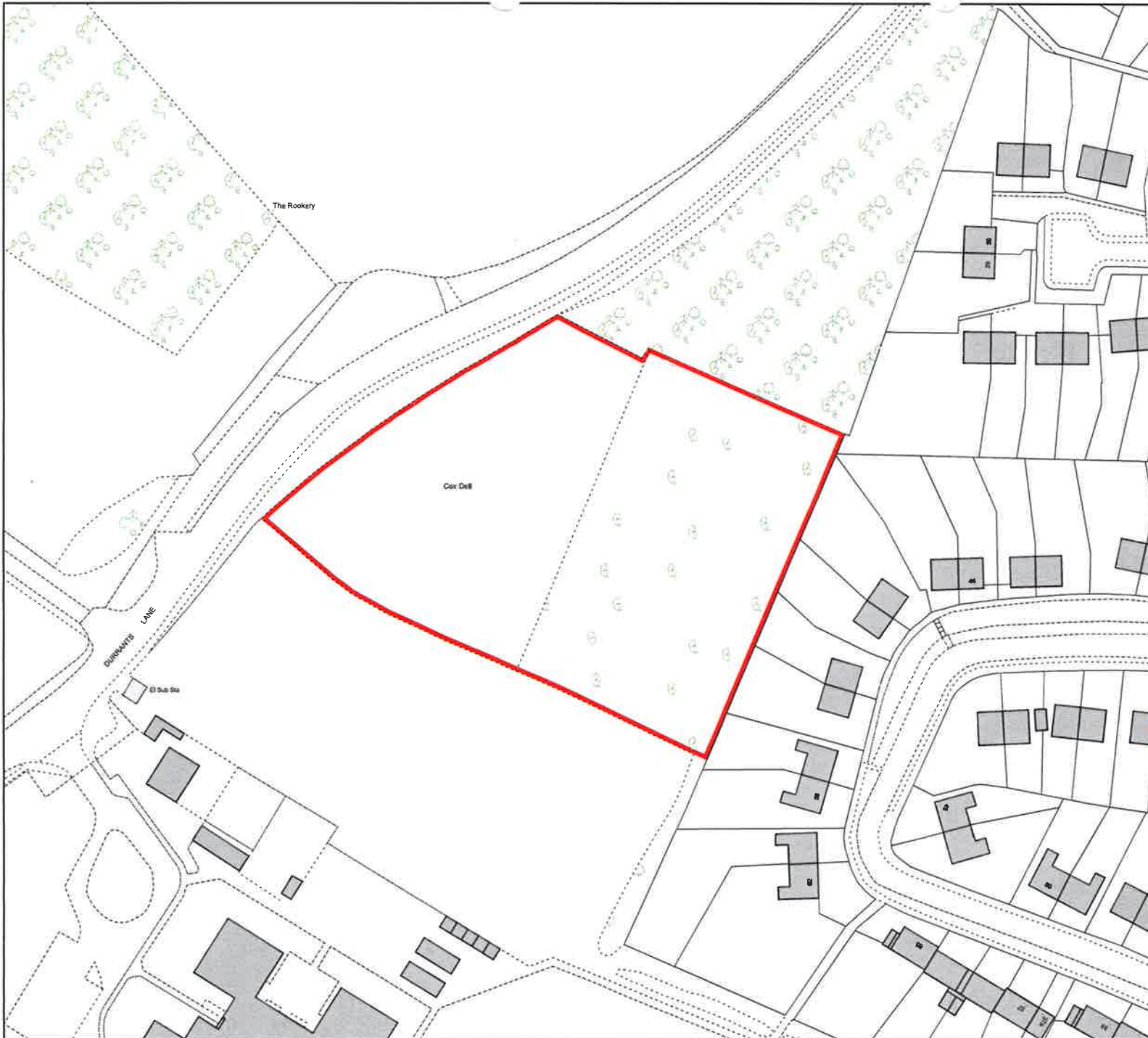
HCC Land Asset Plan

	Freehold
	Leasehold

Asset Name  
Thomas Bourne School [Former]  
Residual Land Inc. Caretakers House  
Durrants Lane  
Berkhamsted

Tenure Ref:	G89
Site area:	3.180 ha
Land Registry Title No.:	Unregistered
Ordnance Survey Map ref.:	SP9707NE
Reference Date:	01/04/2009
Event Change Code:	00/00/0000
Drawn:	Tom Griffiths
Checked:	PWKM
Scale:	1:1250

UPRN: 78900091



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Hertfordshire County Council 100019006 2009



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**HCC Land Asset Plan**

	Freehold
	Leasehold

Asset Name  
**Thomas Bourne School  
[Former] Nature Reserve  
Durrants Lane  
Berkhamsted**

Tierrier Ref.	G89
Site area	0.813 ha
Land Registry Title No.	Unregistered
Ordnance Survey map ref.	SP9708SE
Reference Date	01/04/2009
Event Change Date	00/00/0000
Drawn	Tom Griffiths
Checked	PW/KM
Scale	1:1250
UPRN	00156101

# HERTFORDSHIRE COUNTY COUNCIL

## COMMONS ACT 2006

### Section 15 (1)

## Egerton Rothesay School Playing Field (VGR045)

### DECISION NOTICE

An application dated 5<sup>th</sup> December 2011 was made under Section 15 (1) to the Commons Act 2006 by Save Your Berkhamsted Residents Association. The application was made to register land as a Town or Village Green under Section 15 (3).

A public inquiry was held on 25th March 2014 at Berkhamsted Civic Centre.

The Inspector, appointed by the Planning Inspectorate, considered whether:

- a significant number of the inhabitants of any locality, or of any neighbourhood within a locality, have indulged as of right in lawful sports and pastimes on the land for a period of at least 20 years;
- they ceased to do so before the time of the application but after the coming into operation of section 15
- the application was made within the period of two years beginning with the cessation of use

The Inspector was not satisfied that the test in section 15 of the 2006 Act in relation to the issue of neighbourhood is met.

**The application is refused.**

A copy of the Inspector's decision can be found at

<http://www.planningportal.gov.uk/planning/countryside/commonland/decisions>

Hertfordshire County Council as Commons Registration Authority will not therefore amend the register.

Dated this 11<sup>th</sup> day of June 2014



Richard Cuthbert  
Team Leader Access & Rights of Way



## **PART E**

### **Additional information relevant to the application**

(insert any additional information relevant to the application)

The land has previously been the subject of an application under the Commons Act 2006 dated the 5<sup>th</sup> December 2011 to register the land as a Village Green.

A public inquiry was held on the 25<sup>th</sup> March 2014 and a decision issued by the inspector on the 11<sup>th</sup> June 2014 confirming that the application was refused.

A copy of the decision notice is attached.