



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 <http://www.defra.gov.uk/rural/protected/greens/>. 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 completed 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.

Please send you completed application form and map together with a cheque made payable to 'Hertfordshire County Council' with the appropriate fee to:

**Rights of Way Service,
Hertfordshire County Council,
County Hall, CHN103,
Pegs Lane,
Hertford,
Herts,
SG13 8DN**

Please note your application will either be acknowledged if it is complete,
or incomplete applications (and cheque) will be returned.

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:	Digswell Lake Society
Address:	26 Harmer Green Lane
(for these proceedings)	Digswell
	Welwyn
	Hertfordshire
Postcode:	AL6 0AT

Digswell Lake Society is a Registered Charity (No. 296918) and a Company Limited by Guarantee incorporated in England (No. 2125155). Registered office: 401 Knightsfield, Welwyn Garden City, Herts AL8 7LY

- 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 the applicant, Digswell Lake Society, who is the owner of the land(s) described in paragraph 4 and in my capacity as Chairman of the Society. I have been authorised by the Board to make this application.

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

Description of Land(s):	Digswell Lake and surrounding lands totalling approx 17½ acres
Full address:	(entrance gate): south side of Digswell Park Road, between Bessemer Road (Welwyn Garden City) and Hertford Road (Digswell), Hertfordshire
Postcode	(nearest): AL6 0ST

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

TL242150

Additional location information: Latitude: 51.820487; Longitude: -0.200409.

- 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 C

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

- 1 Digswell Lake Society is the owner of the land described in paragraph 4 of Part A of this form and shown edged red on the map lodged with Hertfordshire County Council on 2nd February 2004.

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Registered office: 401 Knightsfield, Welwyn Garden City, Herts AL8 7LY

- 2 On the second day of February 2004, I deposited with Hertfordshire County Council, being the appropriate council, a statement accompanied by a map showing Digswell Lake Society's land edged in red, which stated that:

No ways over Digswell Lake Society's said land had been dedicated as Byways Open to All Traffic.

No ways over Digswell Lake Society's said land had been dedicated as Roads Used as Public Paths.

No ways over Digswell Lake Society's said land had been dedicated as bridleways.

No ways over Digswell Lake Society's said land had been dedicated as footpaths.

No ways over Digswell Lake Society's said land had been dedicated as highways.

- ~~[3 On the [insert day] day of [insert month, year] [I/my/[insert name of owner's] predecessor in title [insert name]] deposited with [insert name] Council, being the appropriate council, a declaration dated [insert day, month, year], 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 edged in red on the map accompanying this declaration since the statement dated 2nd February 2004 referenced 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 accompanying this declaration] and~~

At the present time Digswell Lake Society has no intention of dedicating any public rights of way over its land.

PART D

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

Digswell Lake Society is the owner of the land described in paragraph 4 of Part A of this form and shown edged in green on the map accompanying this statement.

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Digswell Lake Society 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 in green on the accompanying map.

Explanatory note: The currently attached map is intended to show the identical land (edged in green) to that shown in the 2004 map edged in red, as there has been no change in the applicant's landholding since before 2004.

Reproduced from the 1993 Ordnance Survey publication. Scale 1:1250 Superplan, with the permission of the Controller of H.M.S.O.
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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 lodge a declaration 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:

Digswell Lakes, Digswell Park Road, Digswell

Name of the parish, ward or district in which the land is situated:

Welwyn & Hatfield district, Welwyn parish

The deposit was submitted by Peter Neville on behalf of the Digswell Lakes Society and was received by this authority on 24th January 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:

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

Date: 24 January 2014