

SCHEDULE 1

Regulation 2(2)(a)

Application Form

Form CA16

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 completes 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.

**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:

CORNWALL COUNCIL

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

TREBARTHA ESTATES LIMITED WHOSE REGISTERED ADDRESS IS 12 SOUTHGATE STREET,
LAUNCESTON, CORNWALL PL15 9PD

c/o SAVILLS, 73 LEMON STREET, TRURO, CORNWALL TR1 2PN

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 it contains on behalf of TREBARTHA ESTATES LIMITED who is the owner of the land described in paragraph 4 and in my capacity as a DIRECTOR of TREBARTHA ESTATES LIMITED and CHAIRMAN of the BOARD OF TREBARTHA ESTATES LIMITED

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

NB: Postcodes given are those nearest to the OS grid Reference provided and are therefore not at the centre point for the parcel

Land adjacent to A30 between Newhouse & Moorend Bungalow, PL15 7QU

Land around Trevague Village, PL15 7QU

Woodland East of Wheal Annie, PL15 7QU

Woodland to the East of the road leading to Newton, PL15 7QU

Woodland South of Herenford, PL15 7QU

Marshland North of River to west of Upton castle Remains, PL15 7QU

Land to East of Filling Station and South of B3257, PL15 7QS

Land that takes in Trevadlock, South of B3257 & East of the Caravan Site, PL157PW

Land surrounding Coquarnel, PL15 7QF

Land West of Lemalla, PL15 7PW

Land to North of B3257 opposite The Club (East of Daisy Mount), PL15 7PN

Land to North of B3257 to East of Telephone Exchange opposite Tregood Farm, PL15 7PN

Land to South of B3257, PL15 7ND

Land NE of Old Chapel on B3254, South of Congdon's Shop, PL15 7PN

Land to East of B3254, PL15 7ND

Land surrounding Treswell, PL15 7PN

Land to North road leading to Owls Roost, PL15 7ND

Land to East of Trebartha surrounding disused Quarry, PL15 7PB

Land to East surrounding Glubhole Farm, PL15 7NH

Land to North of North Hill to East of road leading to Glubhole Farm, PL15 7PG
Land to South of Battens, PL15 7NJ
Land to East of South Battens, PL15 7NJ
Land to South of East Burriow, PL15 7NL
Land surrounding Hawks Wood, PL15 7NU
Land at Barnpark Plantation, PL15 7PD
Land at Lemarnedown Plantation PL15 7PD

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

Land adjacent to A30 between Newhouse & Moorend Bungalow, PL15 7QU - SX238800
Land around Trevague Village, PL15 7QU - SX237796
Woodland East of Wheal Annie, PL15 7QU - SX238799
Woodland to the East of the road leading to Newton, PL15 7QU - SX239794
Woodland South of Herenford, PL15 7QU - SX239791
Marshland North of River to west of Upton castle Remains, PL15 7QU - SX242789
Land to East of Filling Station and South of B3257, PL15 7QS - SX249801
Land that takes in Trevadlock, South of B3257 & East of the Caravan Site, PL157PW - SX263794
Land surrounding Coquarnel, PL15 7QF - SX273795
Land West of Lemalla, PL15 7PW - SX269788
Land to North of B3257 opposite The Club (East of Daisy Mount), PL15 7PN - SX281786
Land to North of B3257 to East of Telephone Exchange opposite Tregood Farm, PL15 7PN - SX284782
Land to South of B3257, PL15 7ND - SX284780
Land NE of Old Chapel on B3254, South of Congdon's Shop, PL15 7PN - SX282781
Land to East of B3254, PL15 7ND - SX282778
Land surrounding Treswell, PL15 7PN - SX279782
Land to North road leading to Owls Roost, PL15 7ND - SX280777
Land to East of Trebartha surrounding disused Quarry, PL15 7PB - SX270773
Land to East surrounding Glubhole Farm, PL15 7NH - SX278772
Land to North of North Hill to East of road leading to Glubhole Farm, PL15 7PG - SX273767
Land to South of Battens, PL15 7NJ - SX274763
Land to East of South Battens, PL15 7NJ - SX278761
Land to South of East Burriow, PL15 7NL - SX274758
Land surrounding Hawks Wood, PL15 7NU - SX267756
Land at Barnpark Plantation, PL15 7PD - SX263776
Land at Lemarnedown Plantation PL15 7PD - SX256772

6. This deposit comprises the following statements:

Statement under Section 31(6) of the Highways Act 1980 (Part B);
Statement under Section 15A(1) of the Commons Act 2006 (Part D).

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

We are the owners of the land described in paragraph 4 of Part A of this form and shown edged red on the map accompanying this statement.

Ways shown in BLUE on the accompanying map are public footpaths
Ways shown in GREEN on the accompanying map are public bridleways.

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

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

N/A

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

We are the owners of the land described in paragraph 4 of Part A of this form and shown edged red on the map accompanying this statement

We wish 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 map.

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

N/A

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 truth):



Print full name: ROBERT JAMES LATHAM

Date: 17th JANUARY 2017

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.