

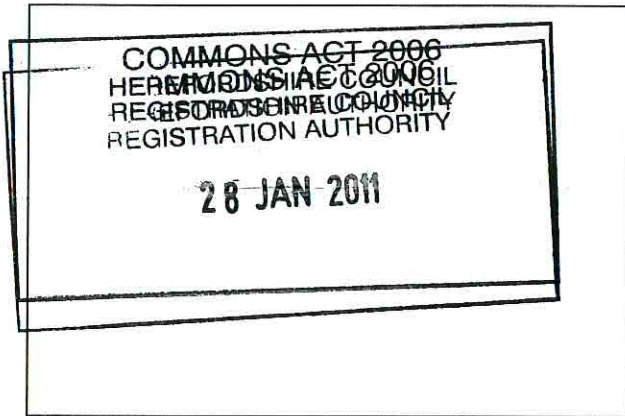
Form CA1

Commons Act 2006: section 6

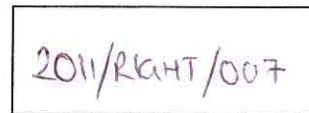
Application to create a new right of common

This section is for office use only

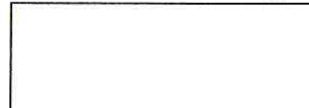
Official stamp



Application number



Register unit number
allocated at registration (for
new commons 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 1–4 and 6–12.
- Applicants applying for registration of a new right exercisable over land which is not already registered common land should, in addition, complete part 5.
- Only the following persons can apply under section 6: the owner of the land over which the right of common will be exercisable or the person who owns the land to which the right of common will be attached (the dominant tenement).
- The application must be accompanied by a fee, except for applications to register new land for which there is no fee. 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: HEREFORDSHIRE COUNCIL</p> <p>Tick one of the following boxes to confirm that you have:</p> <p>enclosed the appropriate fee for this application: <input type="checkbox"/></p> <p>or NOT INFORMED OF THE COST PLEASE ADVISE</p> <p>applied seeking to register new land, so no fee has been enclosed: <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 unincorporated. 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: MR. A. WATKINS</p> <p>Full postal address: SILVER BIRCH COTTAGE, YATTON HILL, RYMGSTON, LEOMINSTER, HR6 9TN</p> <p>Telephone number (incl. national dialling code): 01568 770 765</p> <p>Fax number (incl. national dialling code): NONE</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: NONE</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 refer to Schedule 4, paragraph 1 to the Commons Registration (England) Regulations 2008.</p>	<p>4. Basis of application for registration and qualifying criteria</p> <p>Tick one of the following boxes to indicate the capacity in which you are applying. Are you the owner of the land:</p> <p>over which the right of common is to be exercisable: <input type="checkbox"/></p> <p>or</p> <p>to which the right is to be attached: <input checked="" type="checkbox"/></p> <p>Common land register unit number (only where all or part of the land is already registered common land): CL143</p> <p>If the purpose of your application is to create a right over an existing registered common, and no new land is to be added, tick this box and move to part 6 <input checked="" type="checkbox"/></p>
<p>Note 5</p> <p>This part is to identify the new common. 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 distinctive colouring to enable it to be clearly identified.</p>	<p>5. Description and particulars of the area of land over which the right will be exercisable</p> <p>Name by which the land is usually known:</p> <p>Location:</p>
<p>Note 6</p> <p>Describe the nature of the new right to be created and any quantification or other conditions, if relevant (e.g. grazing 10 sheep over the common from October to May only). If the right to be created is for a right to graze any animal, this description must be accompanied by evidence that the land over which the right will be exercisable is able to sustain the exercise of that right.</p>	<p>6. Description of the right to be created</p> <p>RIGHT TO GRAZE 5 SHEEP</p> <p>RIGHT OF TURBARY, CUT AND CARRY FIREWOOD AND FERN</p>
<p>Note 7</p> <p>You must supply a map of the dominant tenement, which 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. Give a grid reference or other identifying detail such as the Land Registry</p>	<p>7. Description of the land to which the right is to be attached (the dominant tenement)</p> <p>Name by which the land is usually known: SILVER BIRCH COTTAGE YATTON HILL, AYMBURY, LEONWISTON HR6 9TN</p> <p>Location: ADJOINING COMMON LAND CL143 AT GRID REFERENCE 43545 / 66135.</p>

NO MAP IS ENCLOSED AS BOUNDARIES CURRENTLY UNDER DISPUTE.


title number, to enable the
land to be located.

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

<p>Note 8</p> <p>State the Land Registry title number where known. Use a separate sheet if necessary.</p>	<p>8. Name and address of every person (other than the applicant) believed to be the owner of the land over which the right is to be exercisable, the owner of the land to which the right is to be attached, any relevant leaseholder, and proprietor of any relevant charge of any part of the land over which the right will be exercisable</p> <p>ACCORDING TO HEREFORDSHIRE COUNCIL THERE IS NO <u>PROVEN</u> OWNER. ALSO THE COMMON IS <u>NOT</u> REGISTERED ON THE REGISTER AT THE LAND REGISTRY. THEREFORE I FEEL THIS SECTION IS UNAPPLICABLE.</p>
<p>Note 9</p> <p>List or enter in the form all such declarations that accompany the application. This can include any written declarations sent to the applicant (i.e. a letter), and also any such declarations made on the form itself.</p>	<p>9. Declarations of consent from every person listed under part 8</p> <p>AGAIN NOT APPLICABLE GIVEN THE CIRCUMSTANCES UNDER SECTION 8.</p>
<p>Note 10</p> <p>List all supporting consents, documents and maps accompanying the application. This will include evidence of your capacity to apply. 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. If applicant is not the owner of the land over which the right will be exercisable, a copy of the epitome of title or register of title for ownership of the common must be enclosed. Use a separate sheet if necessary.</p>	<p>10. Supporting documentation</p> <p>AGAIN THIS CANNOT BE APPLICABLE WHEN THERE IS NO <u>PROVEN</u> OWNER OF THE COMMON.</p> <p>THIS COTTAGE HAS BEEN HERE FOR WELL OVER A HUNDRED YEARS LONG BEFORE THE COMMON BECAME A REGISTERED COMMON. I ONLY WISH TO RESTORE RIGHTS THAT ITS OWNERS OCCUPIERS ENJOYED WHICH WERE LOST UPON FAILURE TO RE-NEW THEM UNDER COMMONS ACT 1965.</p>
<p>Note 11</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</p>	<p>11. Any other information relating to the application</p> <p>IN THE 18 YEARS THAT I HAVE LIVED HERE THERE HAVE BEEN ONLY 2 ATTEMPTS TO USE THE GRAZING THAT YATTON HILL OFFERS. BOTH OF THESE WERE SHORT-LIVED AND NO-ONE USES GRAZING RIGHTS NOW.</p>

here or on a separate sheet if
necessary.

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Note 12 The application must be signed by each individual applicant, or by the authorised officer of an applicant which is a body corporate or unincorporate.	12. Signature Date: 20. 11. 2010 Signatures: 
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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 and the Freedom of Information Act 2000.

