

06 MAY 2015

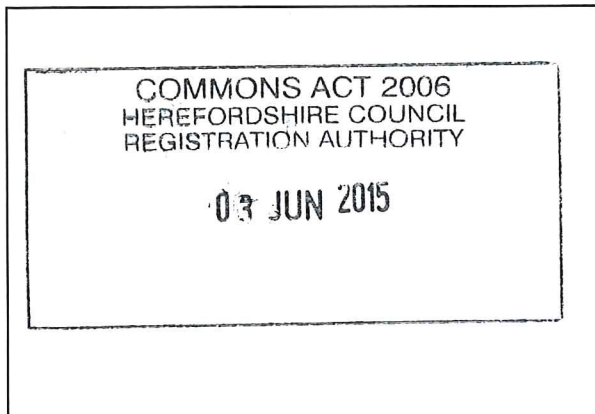
Form CA9

Commons Act 2006: section 15

Application for the registration of a town or village green

This section is for office use only

Official stamp



Application number

2015/NG/001

VG number allocated at registration

[Empty box for VG number]

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 1–6 and 10–12.
- Applicants applying for registration under section 15(1) of the 2006 Act should, in addition, complete parts 7 and 8. Any person can apply to register land as a green where the criteria for registration in section 15(2), (3) or (4) apply.
- Applicants applying for voluntary registration under section 15(8) should, in addition, complete part 9. Only the owner of the land can apply under section 15(8).
- There is no fee for applications under section 15.

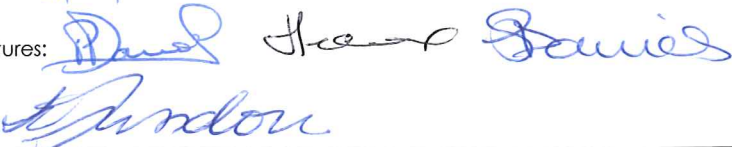

| Note | Part |
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| <p>Note 1</p> <p>Insert name of commons registration authority.</p> | <p>1. Commons Registration Authority</p> <p>To the: HEREFORDSHIRE COUNCIL.</p> |

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| <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>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 style="text-align: center; color: blue;">PLEASE REFER TO APPLICATION APPENDIX A STATEMENTS (4 off)</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 style="text-align: center; color: blue;">NOT APPLICABLE</p> |
| <p>Note 4</p> <p>For further details of the requirements of an application refer to Schedule 4, paragraph 9 to the Commons Registration (England) Regulations 2008. Section 15(6) enables any period of statutory closure where access to the land is denied to be disregarded in determining the 20 year period.</p> | <p>4. Basis of application for registration and qualifying criteria</p> <p>If you are the landowner and are seeking voluntarily to register your land tick this box and move to question 5. Application made under section 15(8): <input type="checkbox"/></p> <p>If the application is made under section 15(1) of the Act, tick one of the following boxes to indicate which particular subsection and qualifying criterion applies to the case.</p> <p>Section 15(2) applies: <input checked="" type="checkbox"/></p> <p>Section 15(3) applies: <input type="checkbox"/></p> <p>Section 15(4) applies: <input type="checkbox"/></p> <p>If section 15(3) or (4) applies indicate the date on which you consider that use as of right ended:</p> |

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| | <p>If section 15(6)* is being relied upon in determining the period of 20 years, indicate the period of statutory closure (if any) which needs to be disregarded:</p> |
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| <p>Note 5</p> <p>This part is to identify the new green. 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. State the Land Registry title number where known.</p> | <p>5. Description and particulars of the area of land in respect of which application for registration is made</p> <p>Name by which usually known: Willowbrook Play Area.</p> <p>Location: West corner of Willowbrook, Sixth Avenue, Greytree, Ross-on-Wye Herefordshire HR9 7JS</p> <p>Common land register unit number (only if the land is registered common land):</p> <p>Tick the box to confirm that you have attached a map of the land: <input checked="" type="checkbox"/></p> |
| <p>Note 6</p> <p>It may be possible to indicate the locality of the green by reference to an administrative area, such as a parish or electoral ward, or other area sufficiently defined by name (such as a village). If this is not possible a map should be provided on which a locality or neighbourhood is marked clearly at a scale of 1:10,560.</p> | <p>6. Locality or neighbourhood within a locality in respect of which the application is made</p> <p>Show the locality or neighbourhood within the locality to which the claimed green relates, either by writing the administrative area or geographical area by name below, or by attaching a map on which the area is clearly marked:</p> <p>Willowbrook, Greytree, Ross-on-Wye Herefordshire, HR9 7JS GPS coordinates</p> <p>Tick here if map attached: <input checked="" type="checkbox"/></p> |
| <p>Note 7</p> <p>Applicants should provide a summary of the case for registration here and enclose a separate full statement and all other evidence including any witness statements in support of the application. This information is not needed if a landowner is applying to register the land as a green under section 15(8).</p> | <p>7. Justification for application to register the land as a town or village green</p> <p>The land has been used by the residents of Willowbrook and Greytree for a period of more than 20 years from 1982 to this year, (2015) and continues to be used. The use has primarily been as a Play Area with social pastimes and community uses. Detail is set out in greater detail within the accompanying statement (appendix E) and supporting evidence.</p> <p>As a right and in the belief that the land was and is a village green for the purpose of prescription obtained at common law and the relevant act and regulations, the applicant and others will and do aver that they have used the land as of right without let, permission or licence.</p> |

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| <p>Note 8</p> <p>Use a separate sheet if necessary. This information is not needed if a landowner is applying to register the land as a green under section 15(8).</p> | <p>8. Name and address of every person whom the applicant believes to be an owner, lessee, proprietor of any "relevant charge", tenant or occupier of any part of the land claimed to be a town or village green</p> <p>MR. C. BURFORD 4 WILLOWBROOK GREY TREE ROSS-ON-WYE HEREFORDSHIRE HR9 7JS</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. Voluntary registration – declarations of consent from any relevant leaseholder of, and of the proprietor of any relevant charge over, the land</p> |
| <p>Note 10</p> <p>List all supporting consents, documents and maps accompanying the application. Evidence of ownership of the land must be included for voluntarily registration applications. 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>10 Supporting documentation</p> <ul style="list-style-type: none"> • NAME AND ADDRESS OF APPLICANTS. • APPLICANT'S WITNESS STATEMENTS. • HM LANDS REGISTRY DOCUMENT/MAP HN 20639. • PHOTOGRAPHS OF PLAY AREA. • PHOTOGRAPHS OF COMMUNITY USE. • PLANNING PERMISSION DOCUMENT. • EVIDENCE DOCUMENTATION. |

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| <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 here or on a separate sheet if necessary.</p> | <p>11. Any other information relating to the application</p> <p style="text-align: center;">SEE APPENDIX E</p> |
| <p>Note 12</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>12. Signature</p> <p>Date: 5/5/15.</p> <p>Signatures: </p> <p style="text-align: center;"></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.

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.

Commons Registration Act 2006. Application to register land as a Village Green under Section 15(1).15(2).

Witness Statement of PHILIP NEIL DAVIES


I PHILIP DAVIES of 8 WILLOWBROOK, GREYTILCE, ROSS-ON-WYE
HEREFORDSHIRE
HR97JS
make the following statement in support of the application to register the land known as 'The Willowbrook Play Area' as a Village Green.

1. I have used the Willowbrook Play Area for 34 years between 1981 and 2015.
2. I live in/~~have inhabited~~ the locality of Willowbrook when using the Willowbrook Play Area.
3. In my knowledge the Willowbrook Play Area has been used as an 'open space' for at least 20 years and as such it is extensively used by a significant number of local residents on a regular basis.
4. I have used the Willowbrook Play Area for the following activities,
 - Royal Celebrations ✓
 - Children Playing ✓
 - Family games ✓
 - Informal ball games ✓
 - Fitness training ✓
 - Dog Walking
 - Firework displays ✓
 - Kite flying
- A. I use the land openly and without secrecy.
- B. I have never had to use force to gain access.
- C. At no time have I been challenged, or prevented from using the land, nor have I been given permission to use the land, and do so in the belief that I have the right to use the land as a village green.

For all the above reasons I ask that the registration authority enter into the register of village greens the land set out in this application.

I understand that the evidence I have presented may become public knowledge and may be presented at a public inquiry and I will be prepared to provide further information if required.

I believe that the contents of this statement are to the best of my knowledge and belief a true statement.

Signature 

Date 31/3/15

Commons Registration Act 2006. Application to register land as a Village Green under Section 15(1).15(2).

Witness Statement of Janice Yeoman

I, Janice Yeoman of 10, Willowbrook, Htg 7JS

make the following statement in support of the application to register the land known as 'The Willowbrook Play Area' as a Village Green.

1. I have used the Willowbrook Play Area for 21 years between 1994 and 2015
2. I live in/have inhabited the locality of Willowbrook when using the Willowbrook Play Area.
3. In my knowledge the Willowbrook Play Area has been used as an 'open space' for at least 20 years and as such it is extensively used by a significant number of local residents on a regular basis.
4. I have used the Willowbrook Play Area for the following activities,
 - Royal Celebrations ✓
 - Children Playing ✓
 - Family games ✓
 - Informal ball games ✓
 - Fitness training ✓
 - Dog Walking ✓
 - Firework displays ✓
 - Kite flying ✓
- A. I use the land openly and without secrecy.
- B. I have never had to use force to gain access.
- C. At no time have I been challenged, or prevented from using the land, nor have I been given permission to use the land, and do so in the belief that I have the right to use the land as a village green.

For all the above reasons I ask that the registration authority enter into the register of village greens the land set out in this application.

I understand that the evidence I have presented may become public knowledge and may be presented at a public inquiry and I will be prepared to provide further information if required.

I believe that the contents of this statement are to the best of my knowledge and belief a true statement.

Signature [Handwritten Signature]

Date 31/3/15

Commons Registration Act 2006. Application to register land as a Village Green under Section 15(1).15(2).

Witness Statement of SHARON DAVIES

I, SHARON DAVIES of 9 WILLOW BROOK, GREY TREE

make the following statement in support of the application to register the land known as 'The Willowbrook Play Area' as a Village Green.

1. I have used the Willowbrook Play Area for 19 years between 1996 and 2015.
 2. I live in/have inhabited the locality of Willowbrook when using the Willowbrook Play Area.
 3. In my knowledge the Willowbrook Play Area has been used as an 'open space' for at least 20 years and as such it is extensively used by a significant number of local residents on a regular basis.
 4. I have used the Willowbrook Play Area for the following activities,
 - Royal Celebrations
 - Children Playing
 - Family games
 - Informal ball games
 - Fitness training
 - Dog Walking
 - Firework displays
 - Kite flying
- A. I use the land openly and without secrecy.
- B. I have never had to use force to gain access.
- C. At no time have I been challenged, or prevented from using the land, nor have I been given permission to use the land, and do so in the belief that I have the right to use the land as a village green.

For all the above reasons I ask that the registration authority enter into the register of village greens the land set out in this application.

I understand that the evidence I have presented may become public knowledge and may be presented at a public inquiry and I will be prepared to provide further information if required.

I believe that the contents of this statement are to the best of my knowledge and belief a true statement.

Signature.....Sharon Davies

Date.....22/3/15

Sharon Davies

Commons Registration Act 2006. Application to register land as a Village Green under Section 15(1).15(2).

Witness Statement of MRS. HELEN FURSDON

I, Helen Fursdon of 7, WILLOWBROOK 6th AVE, LOSS-O-WOOD

make the following statement in support of the application to register the land known as 'The Willowbrook Play Area' as a Village Green.

1. I have used the Willowbrook Play Area for 17 years between 1998 and CURRENT
2. I live in/~~have~~ inhabited the locality of Willowbrook when using the Willowbrook Play Area.
3. In my knowledge the Willowbrook Play Area has been used as an 'open space' for at least 20 years and as such it is extensively used by a significant number of local residents on a regular basis.
4. I have used the Willowbrook Play Area for the following activities,
 - Royal Celebrations ✓
 - Children Playing ✓ Children's Birthday Pirate Treasure Hunt
 - Family games ✓
 - Informal ball games ✓
 - Fitness training
 - Dog Walking ✓
 - Firework displays ✓
 - Kite flying ✓
- A. I use the land openly and without secrecy. ✓
- B. I have never had to use force to gain access. ✓
- C. At no time have I been challenged, or prevented from using the land, nor have I been given permission to use the land, and do so in the belief that I have the right to use the land as a village green. ✓

For all the above reasons I ask that the registration authority enter into the register of village greens the land set out in this application.

I understand that the evidence I have presented may become public knowledge and may be presented at a public inquiry and I will be prepared to provide further information if required.

I believe that the contents of this statement are to the best of my knowledge and belief a true statement.

Signature Helen Fursdon Date 26-3-15