

## 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 <https://www.gov.uk/town-and-village-greens-how-to-register>. 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. *Applications 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:

**Herefordshire County Council**

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

**Rev Dr David Anand Raj Sodadasi, The Rectory, Cusop, Hereford, HR3 5RF**

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 [*insert name of owner*] who is the owner of the land(s) described in paragraph 4 and in my capacity as [*insert details*].

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

**St Mary's Churchyard and car park,  
St Mary's Church, Cusop, Hereford, HR3 5RF**

5. Ordnance Survey six-figure grid reference(s) of a point within the area of land(s) to which the application relates (if known): **SO251450**

6. This deposit comprises the following statement(s) and/or declarations –*Parts A, C and F.*

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

1. I am Rev Dr Anand Sodadasi, the owner of the land described in paragraph 4 of Part A of this form and shown on the map lodged with Herefordshire Council on 11 October 2007.

2. On the 11th day of October 2007 the Rev Roger James, my predecessor in title as Rector of St Mary's Church Cusop deposited with Herefordshire Council, being the appropriate council, a statement accompanied by a map showing the Church's property outlined in red, which stated that:

- a. The ways shown in brown on that map had been dedicated as highways with vehicular status.
- b. The ways shown in green on that map had been dedicated as bridleways.
- c. The ways shown in purple on that map had been dedicated as footpaths.
- d. No other ways have been dedicated as highways over the property.

3. *N/A.*

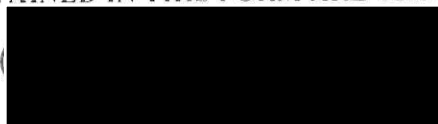
4. No additional ways have been dedicated over the land outlined in red on the map referenced in paragraph 2 above since the statement dated 11 October 2007 referred to in paragraph 2 above and at the present time I have no intention of dedicating any more public rights of way over the property.

**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: Revd. Dr. David Anand Raj Sodadasi

Date: 20 - 2 - 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.

STATUTORY DECLARATION  
SECTION 31 (6) OF THE HIGHWAYS ACT 1980

I (landowner) Roger Michael James, Rector of St. Mary's Church, Cusop, Herefordshire. DO SOLEMNLY AND SINCERELY DECLARE as follows:

1. I am and have been since (day, Month, year) 24th June 2003 as have my predecessors as Rectors of St. Mary's Church Cusop, Herefordshire since David De Merchant in the year 1290, owners of the land known as St. Mary's Church and Churchyard, Cusop, Herefordshire more particularly delineated on the plan accompanying this declaration and thereon edged red.

2. On the (day) 11th day of (month, year) October 2007 I (or my predecessor in title (name) ) deposited with the County of Herefordshire District Council, being the appropriate Council, a statement accompanied by a plan delineating my property by red edging which stated that [the ways coloured brown on the said plan and on the plan accompanying this declaration had been dedicated as highways with vehicular status], [the ways coloured green on the said plan and on the plan accompanying this declaration had been dedicated as bridleways], [the ways coloured purple on the said plan and on the plan accompanying this declaration had been dedicated as footpaths]; [no [other] ways had been dedicated as highways over my property].

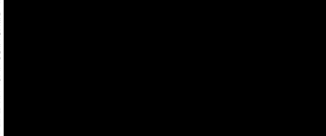
~~3.\* On the (day) day of (month, year) I (or my predecessor in title (name) ) deposited with the County of Herefordshire District Council, being the appropriate Council, a statutory declaration dated (day, month, year) stating that no additional ways [other than those marked in the appropriate colour on the plan accompanying this declaration] had been dedicated as [highways with vehicular status] [bridleways] [footpaths] since the deposit of the Statement referred to in 2 above.~~

~~4.\*\* No additional ways have been dedicated over the land edged red on the plan accompanying this declaration since the statement dated (day, month, year) referred to in 2 above [since the date of the statutory declaration referred to in 3 above] [other than those (highways with vehicular status) (bridleways) (footpaths) marked in the appropriate colour on the plan accompanying this declaration]~~

\* Delete paragraph 3 if submitting Statement and Statutory Declaration, of Section 31(6) Highways Act 1980 at the same time.

\*\* Delete paragraph 4 if this is the first Statement and Statutory Declaration, of Section 31(6) Highways Act 1980.

AND I MAKE this solemn declaration on the (day) sixth day of (month, year) October 2007 conscientiously believing it to be true and by virtue of the Statutory Declarations Act 1835.

Declared at (address) The Rectory, Cusop, Herefordshire, HR3 4LF Signature of landowner 

Before me  J.P.  
(Commissioner for Oaths or a Justice of the Peace or Solicitor)



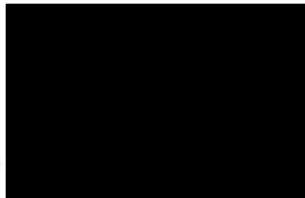
HEREFORDSHIRE  
COUNCIL

To: County of Herefordshire District Council

**STATEMENT PURSUANT TO SECTION 31(6) HIGHWAYS ACT 1980**

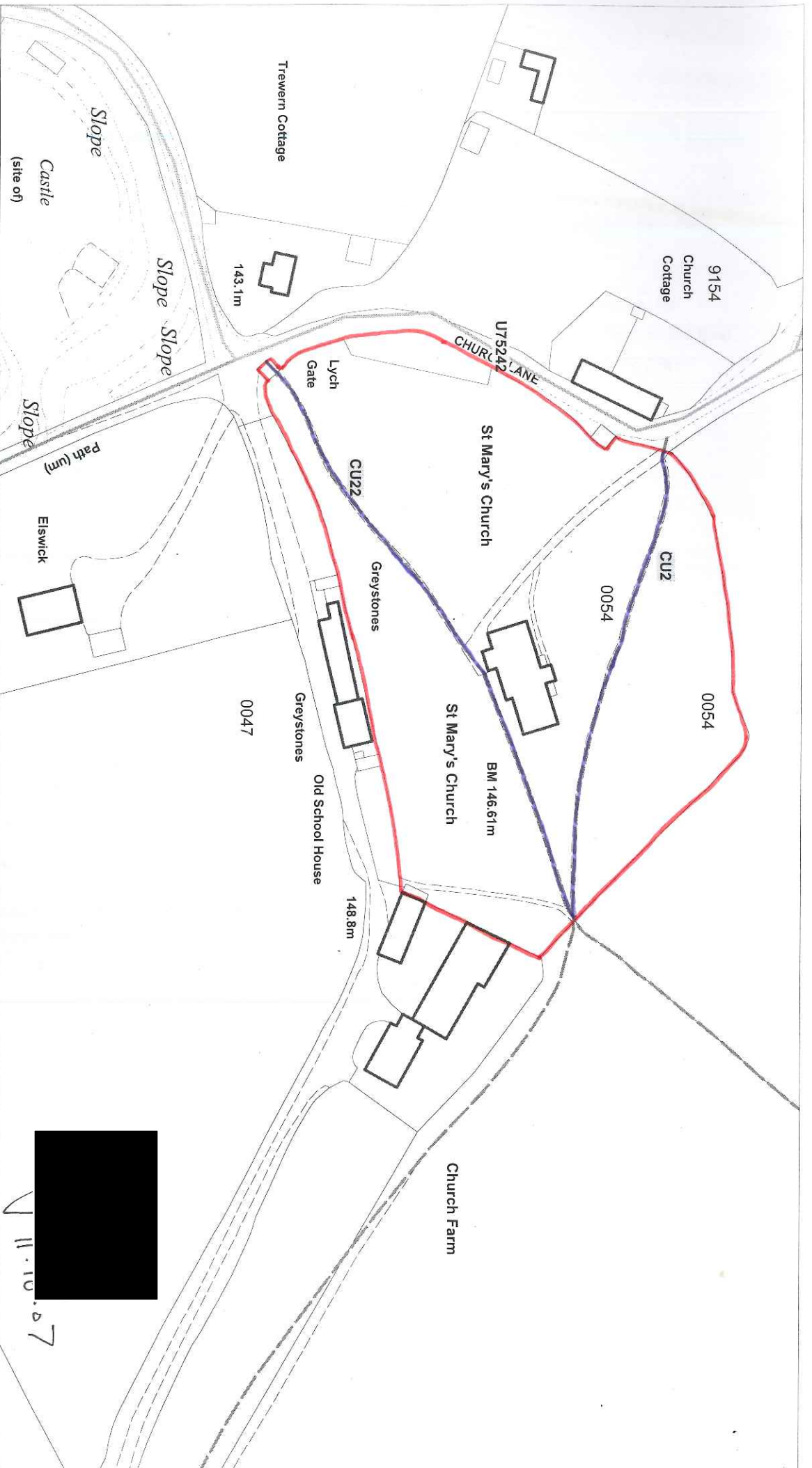
On the 11th day of October 2007 I wish to deposit with the County of Herefordshire District Council, being the appropriate Council, a statement accompanied by a plan delineating my property by red edging which states that the ways coloured brown on the said plan and the plan accompanying this declaration have been dedicated as highways with vehicular status, the ways coloured green on the said plan and on the plan accompanying this declaration have been dedicated as bridleways; the ways coloured purple on the said plan and on the plan accompanying this declaration have been dedicated as footpaths; no other ways have been dedicated as highways over the property.

Signed: .....



Name: .....

The Reding  
Camp  
HAY ON WYE  
HL3 5RF



**LOCATION PLAN - Public footpaths CU2 (part) and CU22 (part) Parish of Cusop**

**SCALE 1:1250**



**PUBLIC FOOTPATH**

**PUBLIC BRIDLEWAY**

**BYWAY OPEN TO ALL TRAFFIC**

11.10.07

Herefordshire Council  
Public Rights of Way  
PO Box 41  
Leominster  
HR6 02A  
Tel.: (01432) 260000  
Fax.: (01432) 260579

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