

**FORM CA17: NOTICE OF LANDOWNER DEPOSITS UNDER SECTION 31(6) OF
THE HIGHWAYS ACT 1980 AND SECTION 15A(1) OF THE COMMONS ACT 2006**

Nottinghamshire County Council

An application to deposit a map and statement and 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 lands described below and shown edged in 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; www.gov.uk.

Description of the land(s): Warsop Estate

Name of the Parish in which the land(s) is situated: Warsop

The deposit was submitted by Abigail Hicklin (Fisher German LLP) on behalf of The Trustees of the Sir William FitzHerbert Will Trust

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 Landowner Declaration Register can be accessed online at: <http://www.nottinghamshire.gov.uk> or can be inspected free of charge by appointment at the Countryside Access Team, Nottinghamshire County Council, County Hall, West Bridgford, Nottingham. For further information please Contact Mary Mills Telephone 0115 977 5680 (Office opening hours: Mon. to Fri. 9:00am to 4:30pm).

Signed on behalf of Nottinghamshire County Council



Gary Wood: Group Manager, Highways and Transport

Date: 13th June 2022

This deposit also includes landowner agreement/acceptance of upgrade to two existing sections of footpath into Bridleway.



Statement

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:

Nottingham County Council

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

The Trustees of the Sir William FitzHerbert Will Trust C/o Fisher German LLP, The Estates Office, Ashby de la Zouch, Leicestershire, LE65 2UZ

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 Trustees of the Sir William FitzHerbert Will Trust who is the owner of the land(s) described in paragraph 4 and in my capacity as land agent]

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

Land at Warsop
Ridgeway Lane
NG20 0LJ

Land at Warsop
Broom Hill Lane
NG20 9QR

Land at William Wood
NG20 8XR

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

SK565673

SK581682

SK544687

6. This deposit comprises the following statement(s) and/or declarations *Parts B & D*

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

The Trustees of the Sir William FitzHerbert Will Trust are the owners of the land described in paragraph 4 of Part A of this form and shown outlined red on the map accompanying this statement.

Ways shown Blue on the accompanying map are public bridleways.

Ways shown Orange on the accompanying map are public footpaths.

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

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

The Trustees of the Sir William FitzHerbert Will Trust are the owners of the land described in paragraph 4 of Part A of this form and shown outlined red on the map accompanying this statement.

The Trustees of the Sir William FitzHerbert Will Trust 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 outlined red on the accompanying map.

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

A previous Statutory Declaration was in place for the Warsop Estate between 2011 and 2021.

This Statement includes an agreement to upgrade the 2 footpaths described below to bridleway –

Warsop Footpath No.15

Its entire length of 453 metres between Carter Lane (B6031) at SK 5463 6776 and its junction with Warsop Bridleway No.16 at Bully Lane (track) at SK 5491 6742, to be upgraded to Bridleway with a 3-metre width throughout.

The kissing gate at SK 5463 6775 is to be replaced by a Horse Stile compliant with B5709.

Warsop Footpath No.12

To be upgraded to Bridleway between its junction with Warsop Bridleway No.13 at SK 5425 6882 and its exit from Warsop Estate land onto the disused railway's embankment at SK 5409 6923.

An additional Horse Stile compliant with B5709, will be installed across the upgraded path. Upgraded length of 445 metres with a 3-metre width.



Nottinghamshire County Council

Warsop Upgrades to Bridleway

— path to be upgraded by dedication



Scale 1:13,000

Date 14/07/2021

Produced by:mm403

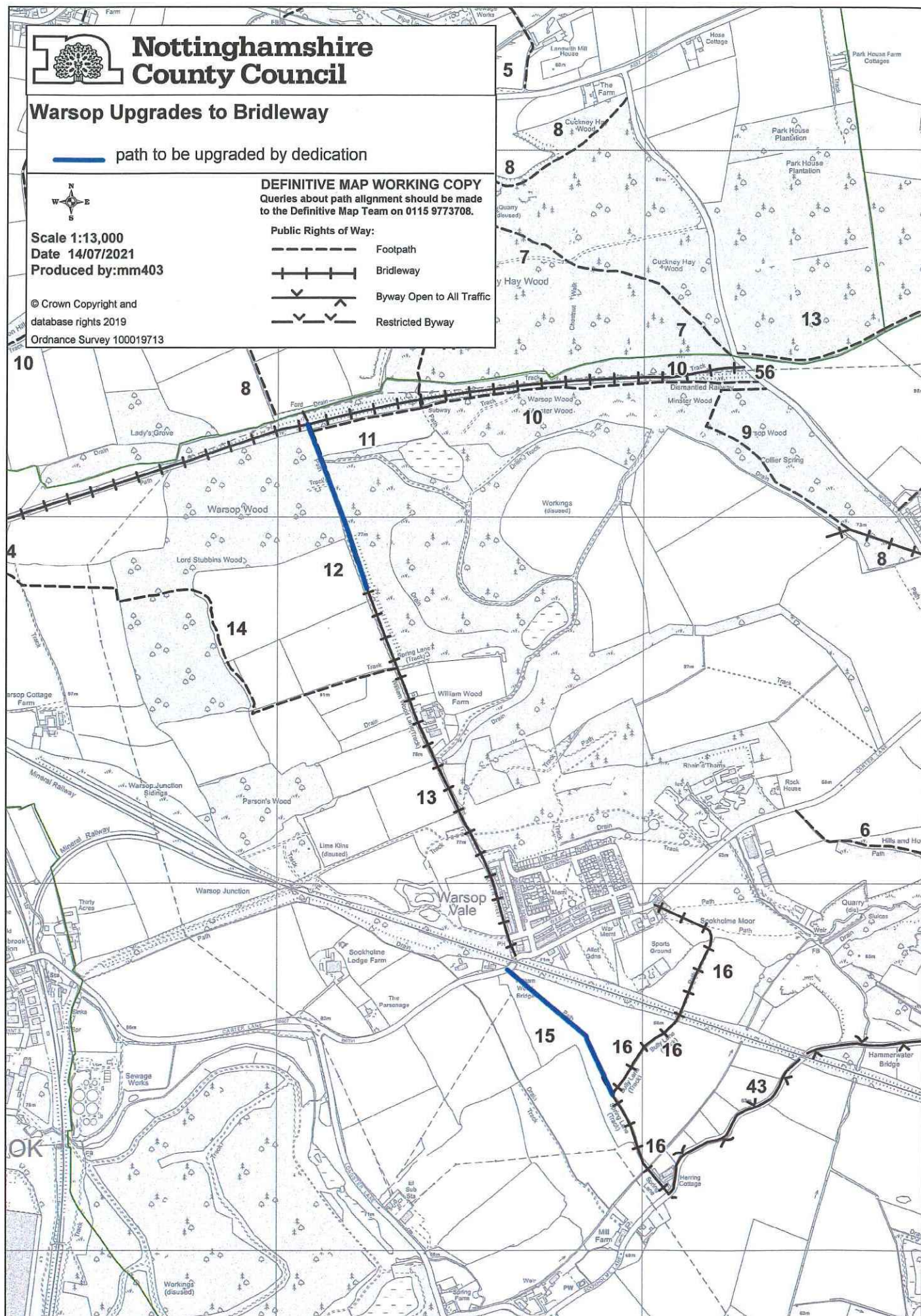
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Ordnance Survey 100019713

DEFINITIVE MAP WORKING COPY
Queries about path alignment should be made
to the Definitive Map Team on 0115 9773708.

Public Rights of Way:

- Footpath
- + + + + + Bridleway
- ^ ^ ^ ^ ^ Byway Open to All Traffic
- - - - - Restricted Byway



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 CONCERNED ARE TRUE

Signature (of the person making the statement of truth,

Print full name: *Abigail Hicklin for & on behalf of The Trustees of the Warsop Estate*

Date: *21/01/2022*

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.



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.

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:

Nottingham County Council

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

The Trustees of the Sir William FitzHerbert Will Trust C/o Fisher German LLP, The Estates Office, Ashby de la Zouch, Leicestershire, LE65 2UZ

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 Trustees of the Sir William FitzHerbert Will Trust who is the owner of the land(s) described in paragraph 4 and in my capacity as land agent].

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

Land at Warsop
Ridgeway Lane
NG20 0LJ

Land at Warsop
Broom Hill Lane
NG20 9QR

Land at William Wood
NG20 8XR

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

SK565673

SK581682

SK544687

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

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

1. The Trustees of the Sir William FitzHerbert Will are the owners of the land described in paragraph 4 of Part A of this form and shown outlined red on the map accompanying this declaration.
(delete wording in square brackets as appropriate and/or insert information as required)

2. On the 21st January 2022 The Trustees of the Sir William FitzHerbert Will Trust deposited with Nottinghamshire County Council, being the appropriate council, a statement accompanied by a map showing The Trustees of the Sir William FitzHerbert Will property outlined red which stated that:

Ways shown Blue on the accompanying map are public bridleways.

Ways shown Orange on the accompanying map are public footpaths.

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

4. No additional ways have been dedicated over the land outlined red on the map accompanying this declaration other than those bridleways and footpaths marked in the appropriate colour on the map accompanying this declaration and at the present time Sir William FitzHerbert Will Trust have no intention of dedicating any more public rights of way over the property.

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

A previous Statutory Declaration was in place for the Warsop Estate between 2011 and 2021.

This Statement includes an agreement to upgrade the 2 footpaths described below to bridleway –

Warsop Footpath No.15

Its entire length of 453 metres between Carter Lane (B6031) at SK 5463 6776 and its junction with Warsop Bridleway No.16 at Bully Lane (track) at SK 5491 6742, to be upgraded to Bridleway with a 3-metre width throughout.

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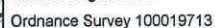
Warsop Footpath No.12

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An additional Horse Stile compliant with B5709, will be installed across the upgraded path.
Upgraded length of 445 metres with a 3-metre width.



 path to be upgraded by dedication



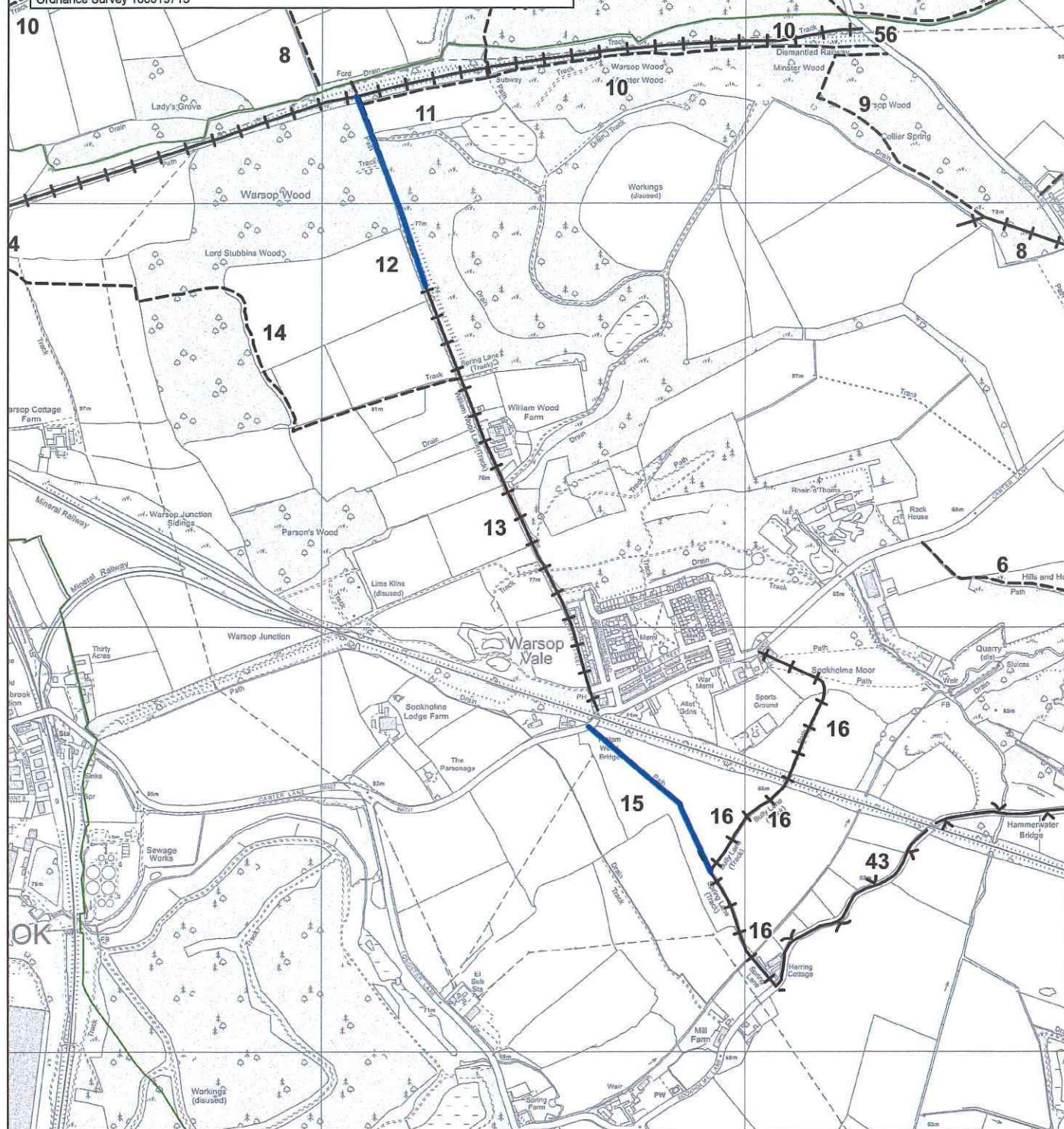
Public Rights of Way:

Footpath

 Bridleway

Byway Open to All Traffic

 Restricted Byway



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: Abigail Hickin for & on behalf of The Trustees of the Warsop Estate

Date: 24/01/2022

You should keep a copy of the completed form

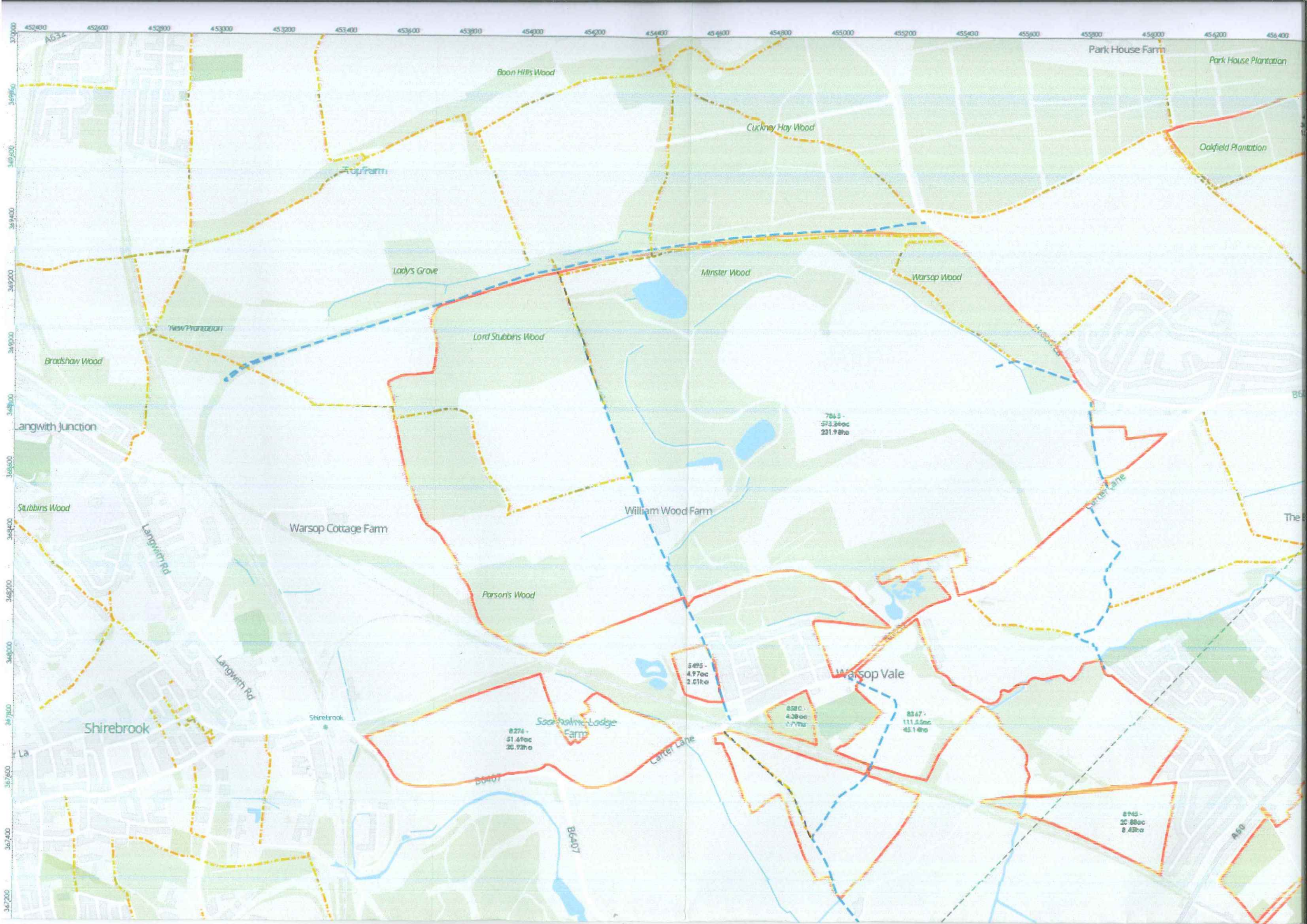
Data Protection Act 1998 - Fair Processing Notice

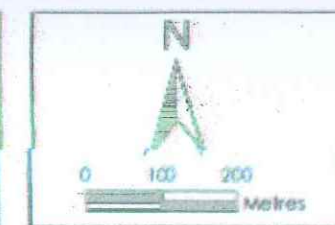
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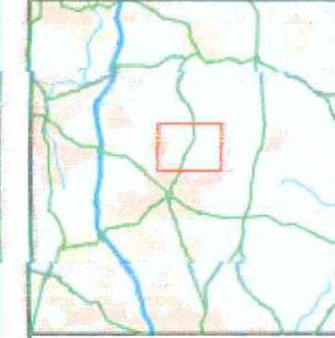
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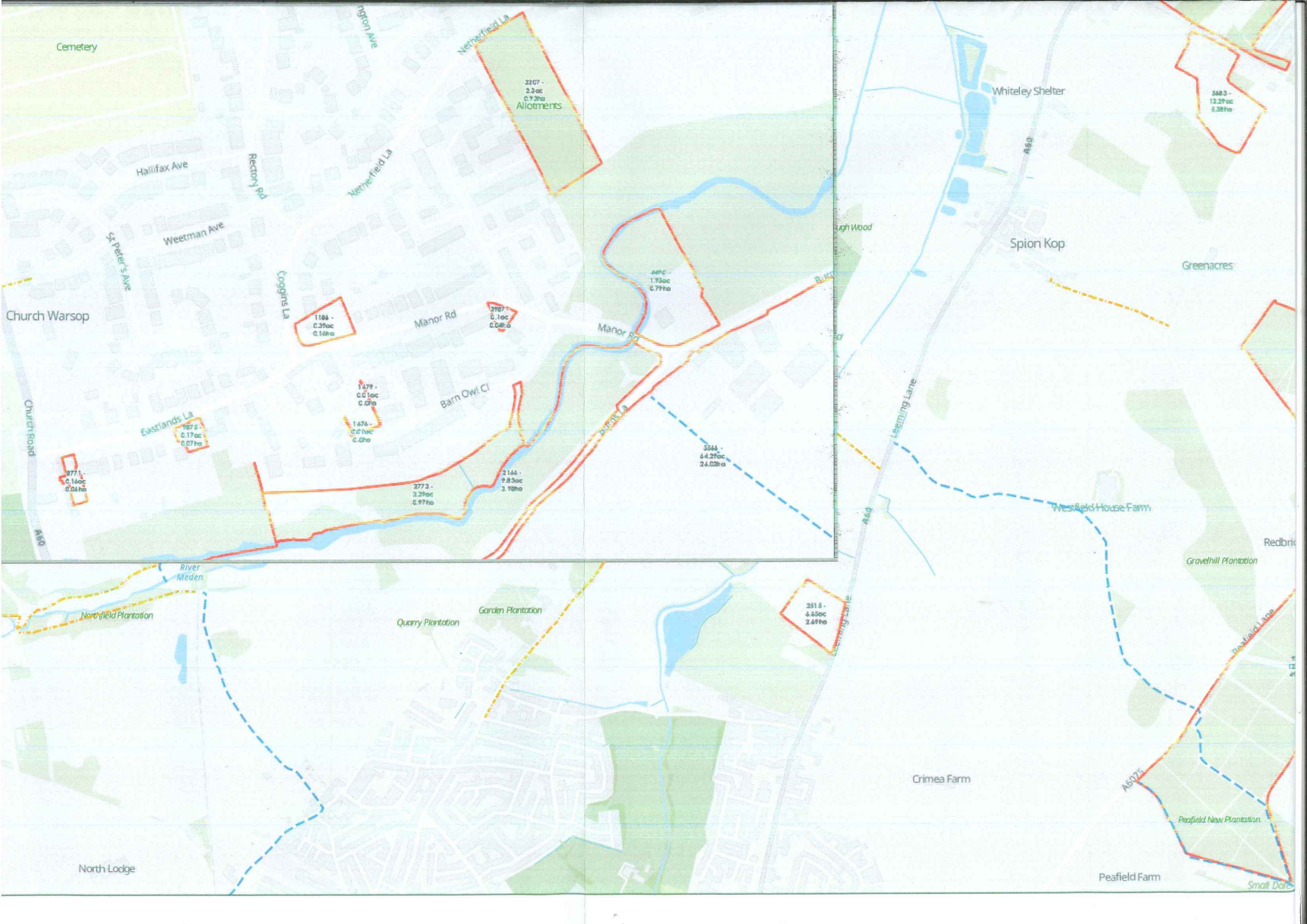
OVERVIEW WINDOW

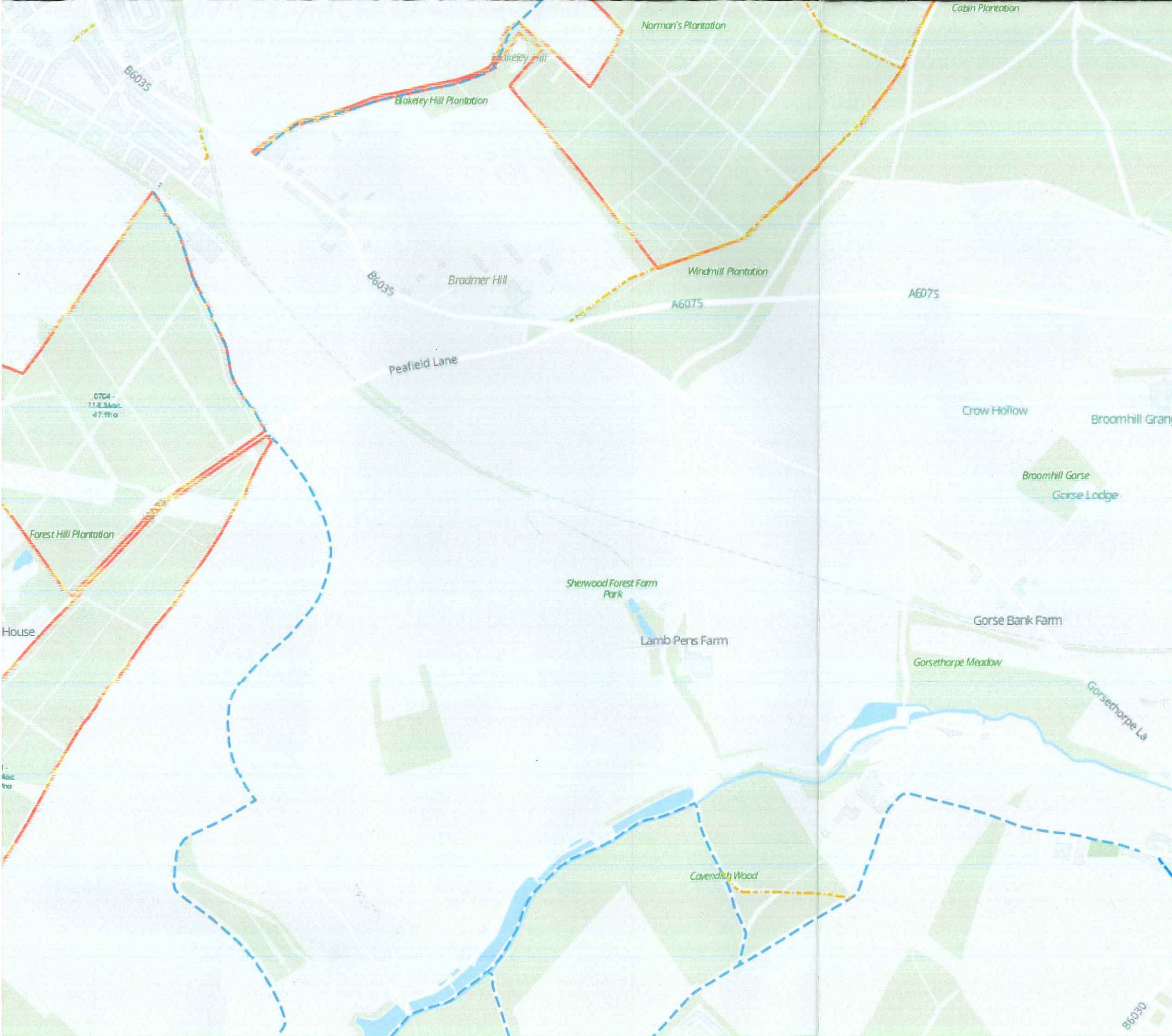


LEGEND:

- Footpath
- Roadway
- Warsop Estate Registered Titles

RECEIVED
26 JAN
BY:





REVISION: B (NI)

CLIENT:
WARSOP ESTATE

SCHEME:

TITLE:
OWNERSHIP AND PROW

SCALE: 1:10,000 @ A1
DATE: 10/09/2021

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CHARTERED SURVEYORS



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01530 412831
<https://www.fishergerman.co.uk>
ashby@fishergerman.co.uk

DRAWING NO:
WARSOP-2021-07-MT-SP-PROW