KENT COUNTY COUNCIL REGISTER OF DEPOSITS



KCC Reference number: 11/22

✓ Highways Statement

✓ Highways Declaration

Date Deposit application received: 18/05/2022

Date on which any Highways Declaration expires: 19/05/2042

.....

Details of the land:

Districts	Dover
Parishes	Eastry, Goodnestone, Nonington, Tilmanstone, Woodnesborough
Address & postcode of buildings on land parcels	Parcel A – Land lying to the south and west of Rowling Road, Goodnestone, Kent, CT3 1PY. Parcel B – Land lying to the north and east of Rowling Road, Goodnestone, Kent, CT3 1PU. Parcel C – Land lying to the east of Sandwich Road and south of Rowling Road, Goodnestone, Kent, CT3 1PR. Parcel D – Land lying between Sandwich Road and Heronden Road, Goodnestone, Kent, CT13 0ER. Parcel E – Land lying to the north of Heronden Road, Goodnestone, Kent, CT13 0ER.

	Parcel F – Land known as the Knowlton Park Estate, lying to the south of Heronden Road, east of Sandwich Road, west of Thornton Lane and north of Thornton Road, Knowlton, Kent, CT3 1PT. Parcel G – Land lying between Sandwich Road and Grannies Lane, Nonington, Kent, CT15 4HJ. Parcel H – Land known as St Albans Downs lying between Grannies Lane, Sandwich Road and Mill Top, Nonington, Kent, CT15 4HN. Parcel I – Land lying to the east of Kelk Hill and south of Thornton Road, Nonington, Kent, CT15 4ET. Parcel J – Land lying between Mill Top, Kelk Hill and Tye Wood, Nonington, Kent, CT15 4ET. Parcel K – Land lying to the southwest of Tye Wood, Nonington, Kent, CT15 4DT.
Nearest town/city	Knowlton
OS 6-figure grid reference	TR 283 527

KCC Contact: Definitive Map Officer

Tel: 03000 41 71 71

Email: prow@kent.gov.uk

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. Further 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.
- 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:

Kent County Council

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

Mr Andrew Fox-Pitt Knowlton Court Farm Knowlton Canterbury Kent CT3 1PT

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 Marietta Fox-Pitt, Andrew Fox-Pitt, The Shingleton Trust and the 1977 Trust who are the owners of the lands described in paragraph 4 and in my capacity as Manager and Agent.
- 4. Insert description of the land(s) to which the application relates (**including full address and postcode**):

Parcel A – Land lying to the south and west of Rowling Road, Goodnestone, Kent, CT3 1PY.

Parcel B – Land lying to the north and east of Rowling Road, Goodnestone, Kent, CT3 1PU.

Parcel C – Land lying to the east of Sandwich Road and south of Rowling Road, Goodnestone, Kent, CT3 1PR.

Parcel D – Land lying between Sandwich Road and Heronden Road, Goodnestone, Kent, CT13 0ER.

Parcel E – Land lying to the north of Heronden Road, Goodnestone, Kent, CT13 0ER.

Parcel F – Land known as the Knowlton Park Estate, lying to the south of Heronden Road, east of Sandwich Road, west of Thornton Lane and north of Thornton Road, Knowlton, Kent, CT3 1PT.

Parcel G – Land lying between Sandwich Road and Grannies Lane, Nonington, Kent, CT15 4HJ.

Parcel H – Land known as St Albans Downs lying between Grannies Lane, Sandwich Road and Mill Top, Nonington, Kent, CT15 4HN.

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

Marietta Fox-Pitt, Andrew Fox-Pitt and the trustees of the Shingleton and 1977 Trust, are the owner of the land described in paragraph 4 of Part A of this form and shown edged in GREEN on the maps accompanying this statement.

There is some property within the area not owned by us.

Ways shown RED on the accompanying maps are byways open to all traffic.

Ways shown BLUE on the accompanying maps are public bridleways.

Ways shown YELLOW on the accompanying maps are public footpaths.

No other ways over the land shown edged in GREEN on the accompanying maps have been dedicated as highways.

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

1. [I am / [insert name of owner]	is] the owner of	
the land described in paragraph 4 of Part A of this form and shown edged in		
[insert colouring] on the map	[accompanying this	
declaration/lodged with	[insert name]	
Council on [insert +	day, month, year]].	
(delete wording in square brackets as appropriequired)	riate and/or insert information as	
2. On the[insert day] day of	[insert month,	
<i>year</i>] [l/my	[insert name of owner's]	
predecessor in title,	[insert name]] deposited with	
[insert	name] Council, being the	
appropriate council, a statement accompanied	l by a map showing	
[my/[if	nsert name of owner's]] property	
edged in[insert colouring] wh	ich stated that:	
[the ways shown[insert col	ouring] on that map [and on the map	
accompanying this declaration] had been ded	icated as byways open to all traffic]	
[the ways shown [insert coll	ouring] on that map [and on the map	
accompanying this declaration] had been ded	icated as restricted byways]	
[the ways shown[insert col	ouring] on that map [and on the map	
accompanying this declaration] had been ded	icated as bridleways]	
[the ways shown[insert col	ouring] on that map [and on the map	
accompanying this declaration] had been ded	icated as footpaths]	
[no [other] ways had been dedicated as highw	rays over	
[my/[ir	nsert name of owner's]] property].	
(delete wording in square brackets as appropriequired)	riate and/or insert information as	

3. On the [Insert day] day of[Insert month,
rear] [l/my/[insert name of owner's]
predecessor in
itle[[insert name]] deposited with
[insert name] Council, being the
appropriate
council, a declaration dated
stating that no additional ways [other than those marked in the appropriate colour
on the map accompanying that declaration] had been dedicated [as byways open
o all traffic] [restricted byways] [bridleways] [footpaths] since the deposit of the
statement referred to in paragraph 2 above.]
delete if not applicable and delete wording in square brackets as appropriate and/or insert information as required)
l. No additional ways have been dedicated over the land edged in
insert colouring] on the map [accompanying this declaration/referenced in
paragraph 1 above] since the statement deposited on
insert day, month, year] referred to in paragraph 2 above [since the date of the
leclaration referred to in paragraph 3 above] [other than those [byways open to all
raffic] [restricted byways] [bridleways] [footpaths] marked in the appropriate colour
on the map accompanying this declaration] and at the present time
l/[insert name of owner]] [have/has] no
ntention of dedicating any more public rights of way over [my/the] property.
delete wording in square brackets as appropriate and/or insert information as equired)

PART E: Additional information relevant to the application

(insert any additional information relevant to the application)

The plan attached to the statement shows the routes shown on the Definitive Map without prejudice to the right to make application to modify the same in the event of the discovery of evidence. Some routes on the map are not reflected on the ground.

This Deposit application is linked with the now expired Deposit application reference 38/11.

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: Andrew Fox-Pitt

Date: 18 May 2022

You should keep a copy of the completed form

<u>General Data Protection Regulations (Data Protection Act 1998) – Fair</u> Processing Notice

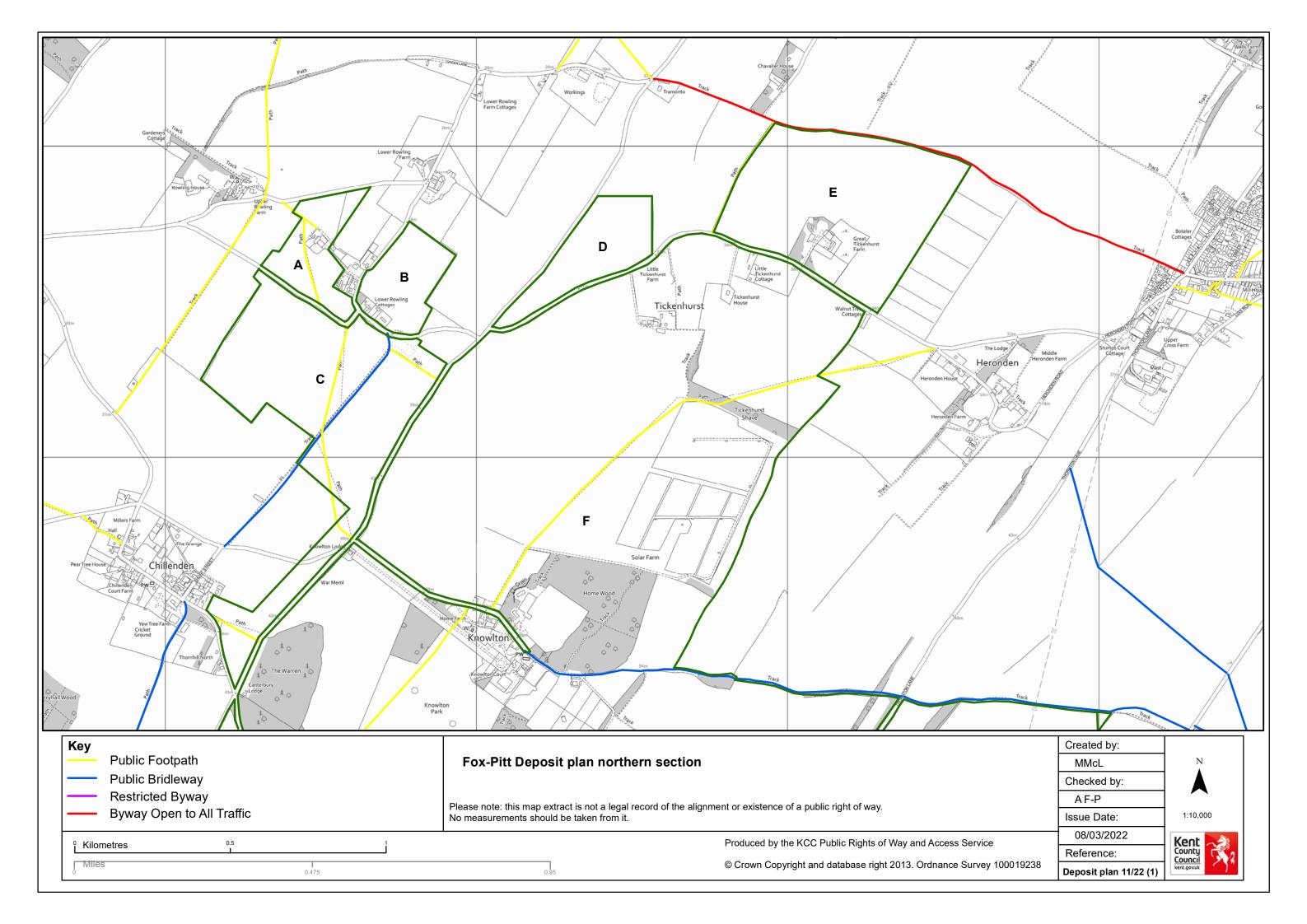
How and why are we processing your personal data?

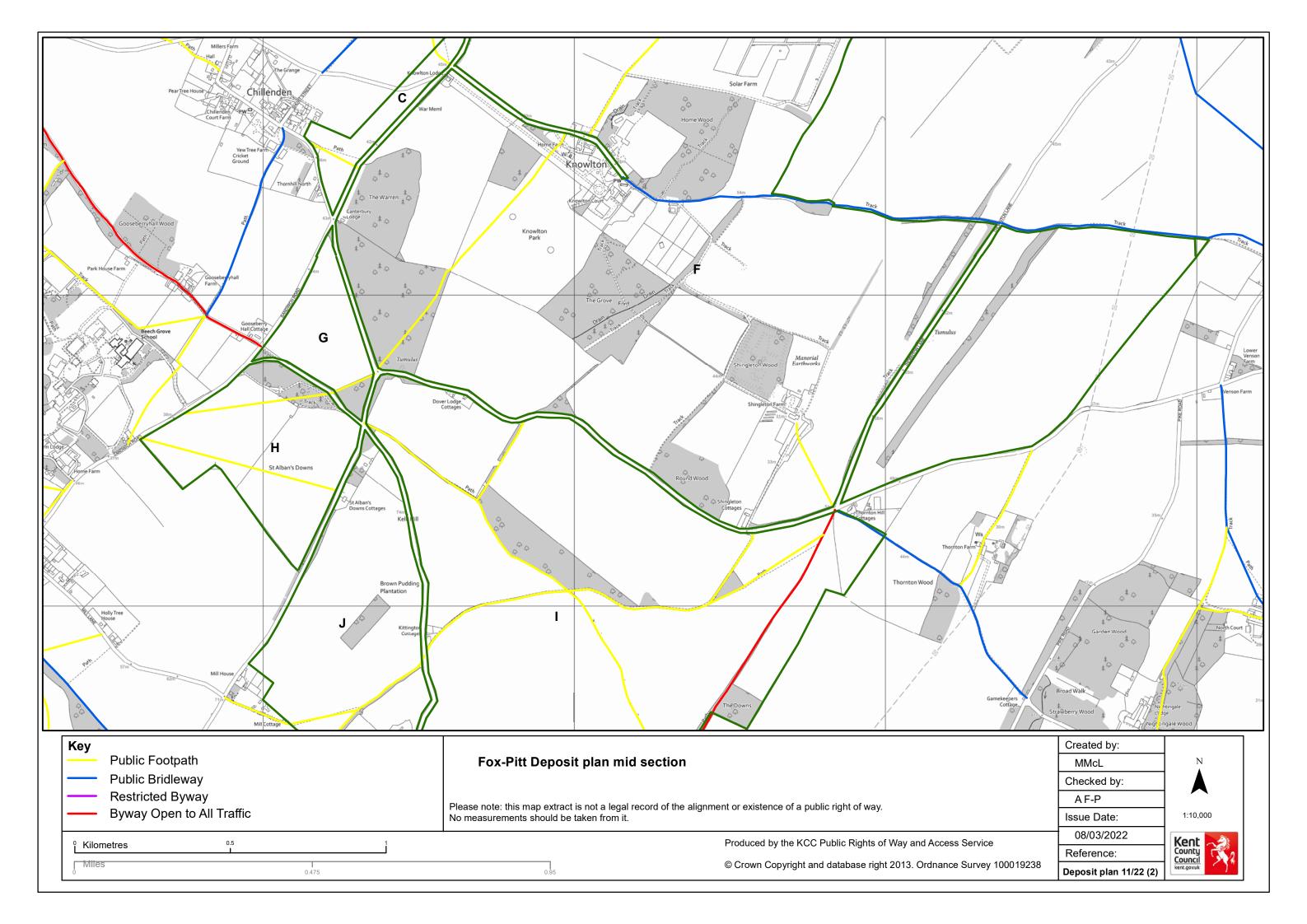
The purpose of this Fair Processing Notice is to inform you of the use that will be made of your personal data, as required by the Data Protection Act 1998.

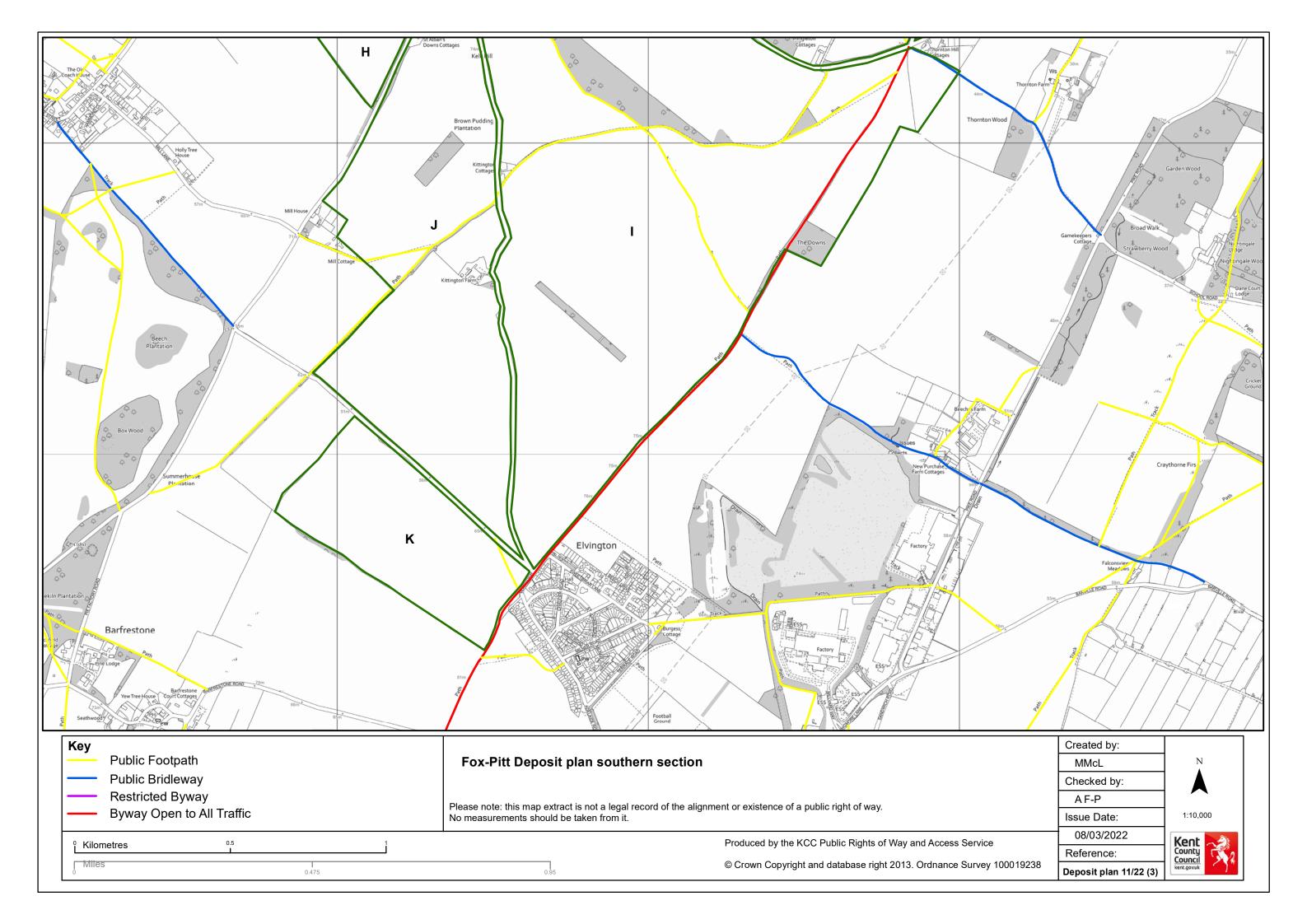
The appropriate authority (see explanation of definition in above guidance notes) in England is the data controller in respect of any personal data that you provide when you complete this form.

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.

You are providing your personal details which include your name and address to enable the processing of 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 (processing is necessary for compliance with a legal obligation). The information you provide will also be used to fulfil 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. KCC's Public Rights of Way & Access Service 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, KCC's Public Rights of Way & Access Service will not permit any unwarranted breach of confidentiality nor will they act in contravention of their obligations under the General Data Protection Regulations (Data Protection Act 1998).







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. Further 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.
- 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:

Kent County Council

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

Mr Andrew Fox-Pitt Knowlton Court Farm Knowlton Canterbury Kent CT3 1PT

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 Marietta Fox-Pitt, Andrew Fox-Pitt, The Shingleton Trust and the 1977 Trust who are the owners of the lands described in paragraph 4 and in my capacity as Manager and Agent.
- 4. Insert description of the land(s) to which the application relates (**including full address and postcode**):

Parcel A – Land lying to the south and west of Rowling Road, Goodnestone, Kent, CT3 1PY.

Parcel B – Land lying to the north and east of Rowling Road, Goodnestone, Kent, CT3 1PU.

Parcel C – Land lying to the east of Sandwich Road and south of Rowling Road, Goodnestone, Kent, CT3 1PR.

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Parcel E – Land lying to the north of Heronden Road, Goodnestone, Kent, CT13 0ER.

Parcel F – Land known as the Knowlton Park Estate, lying to the south of Heronden Road, east of Sandwich Road, west of Thornton Lane and north of Thornton Road, Knowlton, Kent, CT3 1PT.

Parcel G – Land lying between Sandwich Road and Grannies Lane, Nonington, Kent, CT15 4HJ.

Parcel H – Land known as St Albans Downs lying between Grannies Lane, Sandwich Road and Mill Top, Nonington, Kent, CT15 4HN.

Parcel I – Land lying to the east of Kelk Hill and south of Thornton Road, lonington, Kent, CT15 4ET. Parcel J – Land lying between Mill Top, Kelk Hill and Tye Wood, Nonington, Kent, CT15 4ET. Parcel K – Land lying to the south-west of Tye Wood, Nonington, Kent, CT15 DT.
o. Ordnance Survey six-figure grid reference(s) of a point within the area of land(s) which the application relates (if known):
Parcel A – NGR TR 274 546 Parcel B – NGR TR 277 545 Parcel C – NGR TR 274 541 Parcel D – NGR TR 284 547 Parcel E – NGR TR 291 548 Parcel F – NGR TR 280 534 Parcel G – NGR TR 271 528 Parcel H – NGR TR 270 525 Parcel I – NGR TR 279 520 Parcel J – NGR TR 272 516 Parcel K – NGR TR 272 507
This deposit comprises the following statement(s) and/or declarations (tick all that apply):
☐ Part B (Highways Statement)
☑ Part C (Highways Declaration)
☐ Part D (Landowner Statement)

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

- 1. Marietta Fox-Pitt, Andrew Fox-Pitt and the trustees of the Shingleton and 1977 Trust, are the owners of the land described in paragraph 4 of Part A of this form and shown edged in GREEN on the map lodged with Kent County Council on 18th May 2022.
- 2. On the 18th day of May 2022, I, Andrew Fox-Pitt, on behalf of the owners of the lands described in paragraph 4 and in my capacity as Manager and Agent, deposited with Kent County Council, being the appropriate council, a statement accompanied by a map showing the property edged in GREEN which stated that:

Ways shown RED on the accompanying maps are byways open to all traffic.

Ways shown BLUE on the accompanying maps are public bridleways.

Ways shown YELLOW on the accompanying maps are public footpaths.

No other ways had been dedicated as highways over the property.

3. No additional ways have been dedicated over the land edged in GREEN on the map referenced in paragraph 1 above since the statement deposited on 18th day of May 2022, referred to in paragraph 2 above, and at the present time Marietta Fox-Pitt, Andrew Fox-Pitt and the trustees of the Shingleton and 1977 Trust have no intention of dedicating any more public rights of way over the property.

PART E: Additional information relevant to the application

The plan attached to the statement shows the routes shown on the Definitive Map without prejudice to the right to make application to modify the same in the event of the discovery of evidence. Some routes on the map are not reflected on the ground.

This Deposit application is linked with the now expired Deposit application reference 38/11.

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: Andrew Fox-Pitt

Date: 18 May 2022

You should keep a copy of the completed form

General Data Protection Regulations (Data Protection Act 1998) – Fair Processing Notice

How and why are we processing your personal data?

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

You are providing your personal details which include your name and address to enable the processing of 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 (processing is necessary for compliance with a legal obligation). The information you provide will also be used to fulfil 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. KCC's Public Rights of Way & Access Service 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, KCC's Public Rights of Way & Access Service will not permit any unwarranted breach of confidentiality nor will they act in contravention of their obligations under the General Data Protection Regulations (Data Protection Act 1998).