

KENT COUNTY COUNCIL
REGISTER OF DEPOSITS



KCC Reference number: **TH/ROW4/HQ/389**

- ✓ Highways Statement
- ✓ Landowner Statement
- ✓ Highways Declaration

Date Deposit application received: **07/10/2015**

Date on which any Highways Declaration expires: **07/12/2035**

.....

Details of the land:

District	Dover
Parish	Eythorne, Sutton, Tilmanstone
Address & postcode of buildings on land parcels	West Studdal Farm and surrounding land, West Studdal, Dover, Kent, CT15 5BJ; land on the east side of Sandwich Road, Eythorne and land on the south side of the road leading from Tilmanstone to Northbourne, Tilmanstone and Sutton
Nearest town/city	Eythorne & Tilmanstone
OS 6-figure grid reference	TR 289 498 & TR 305 494

KCC Contact: Definitive Map Officer

Tel: 03000 41 71 71

Email: prow@kent.gov.uk

Form CA17

Notice of landowner deposit statement under section 31(6) of the Highways Act 1980 and/or section 15A(1) of the Commons Act 2006

The Kent County Council

An application to deposit a map and statement and subsequently lodge a declaration under section 31(6) of the Highways Act 1980 has been made in relation to the land described below and shown edged red on the accompanying map. Deposit applications enable a landowner to protect their land against the establishment of any/further public rights of way and/or registration of the land as a village green.

PLEASE NOTE:

This deposit does not affect existing recorded public rights of way but may affect any unrecorded 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. Please see guidance at:

<http://www.defra.gov.uk/rural/protected/greens/> for further information.

There is no means of objection to this statement.

Description of the land:

West Studdal Farm and surrounding land, West Studdal, Dover, Kent, CT15 5BJ; land on the east side of Sandwich Road, Eythorne and land on the south side of the road leading from Tilmanstone to Northbourne, Tilmanstone and Sutton

Name of the Parish, Ward or District in which the land is situated:

Eythorne, Tilmanstone, Sutton - Dover

The deposit was submitted by Mr Martin Allen of Elgars on behalf of PJS Lamsden CBE and was received by this authority on 07/10/2015.

The authority maintains a register of maps, statements and declarations deposited under section 31(6) of the Highways Act 1980 and section 15B of the Commons Act 2006.

This register can be accessed online at: <http://www.kent.gov.uk/waste-planning-and-land/public-rights-of-way/landowner-protection> or can be inspected free of charge at the address below at the times indicated below:

PROW & Access Service, Invicta House – County Hall, Maidstone, Kent, ME14 1XX
Monday-Friday between the hours of 10.00am-4.00pm. For further information on this subject or to make an appointment to view the register in the office, please contact Mrs Maria McLauchlan on 03000 413420.

Signed on behalf of The Kent County Council:



Name and Position of Signatory: Mike Overbeke,
Head of Public Protection

Date: 4th January 2016



This notice may be removed after 11th March 2016

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 MARTIN ALLEN
ELGARS, 41 HIGH STREET
WINGHAM
CANTERBURY
KENT, CT3 1AB

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

of

PJS LUMSDEN COE [insert name of owner] who is the owner of the land(s)

described in paragraph 4 and in my capacity as [insert details]

AGENT

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

WEST STUDDAL FARM (AND SURROUNDING LAND), WEST STUDDAL, DOVER
CT15 5BJ

LAND ON THE EAST SIDE OF SANDWICH ROAD, EYTHORNE AND LAND
ON THE SOUTH SIDE OF THE ROAD LEADING FROM TILMANSTONE
TO NORTHBOURNE, TILMANSTONE AND SUTTON

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

TR 305494
TR 289498

6. This deposit comprises the following statement(s) and/or declarations (*delete Parts B, G, or D where not applicable*): A, B, F

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

I am MR PETER LUMSDEN, C.B.E [~~insert name of owner~~] is] the owner of
the land described in paragraph 4 of Part A of this form and shown RED EDGED
[~~insert colouring~~] on the map accompanying this statement.

~~(delete wording in square brackets as appropriate and/or insert information as required)~~

[Ways shown [~~insert colouring~~] on the accompanying map are
byways open to all traffic.]

[Ways shown [~~insert colouring~~] on the accompanying map are
restricted byways.]

[Ways shown GREEN DASHED [~~insert colouring~~] on the accompanying map are
public bridleways.]

[Ways shown ORANGE DASHED [~~insert colouring~~] on the accompanying map are
public footpaths.]

No [other] ways over the land shown RED EDGED [~~insert colouring~~] on the
accompanying map have been dedicated as highways.

~~(delete wording in square brackets as appropriate and/or insert information as required)~~

Additional information relevant to the application

(insert any additional information relevant to the application)

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

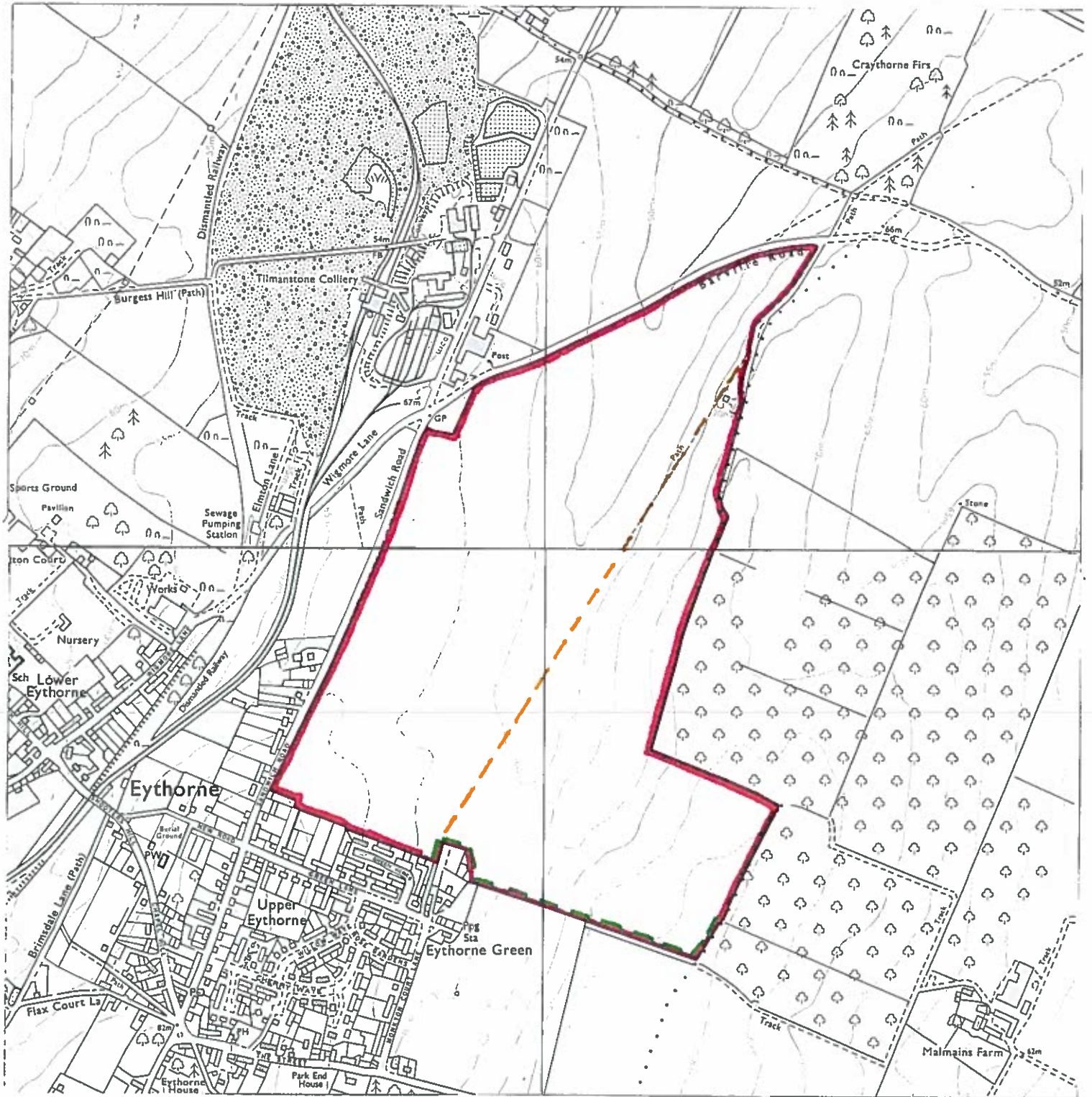
Signature (of the person making the statement of truth):



Print full name: MARTIN ALLEN

Date: 6/10/2015

You should keep a copy of the completed form

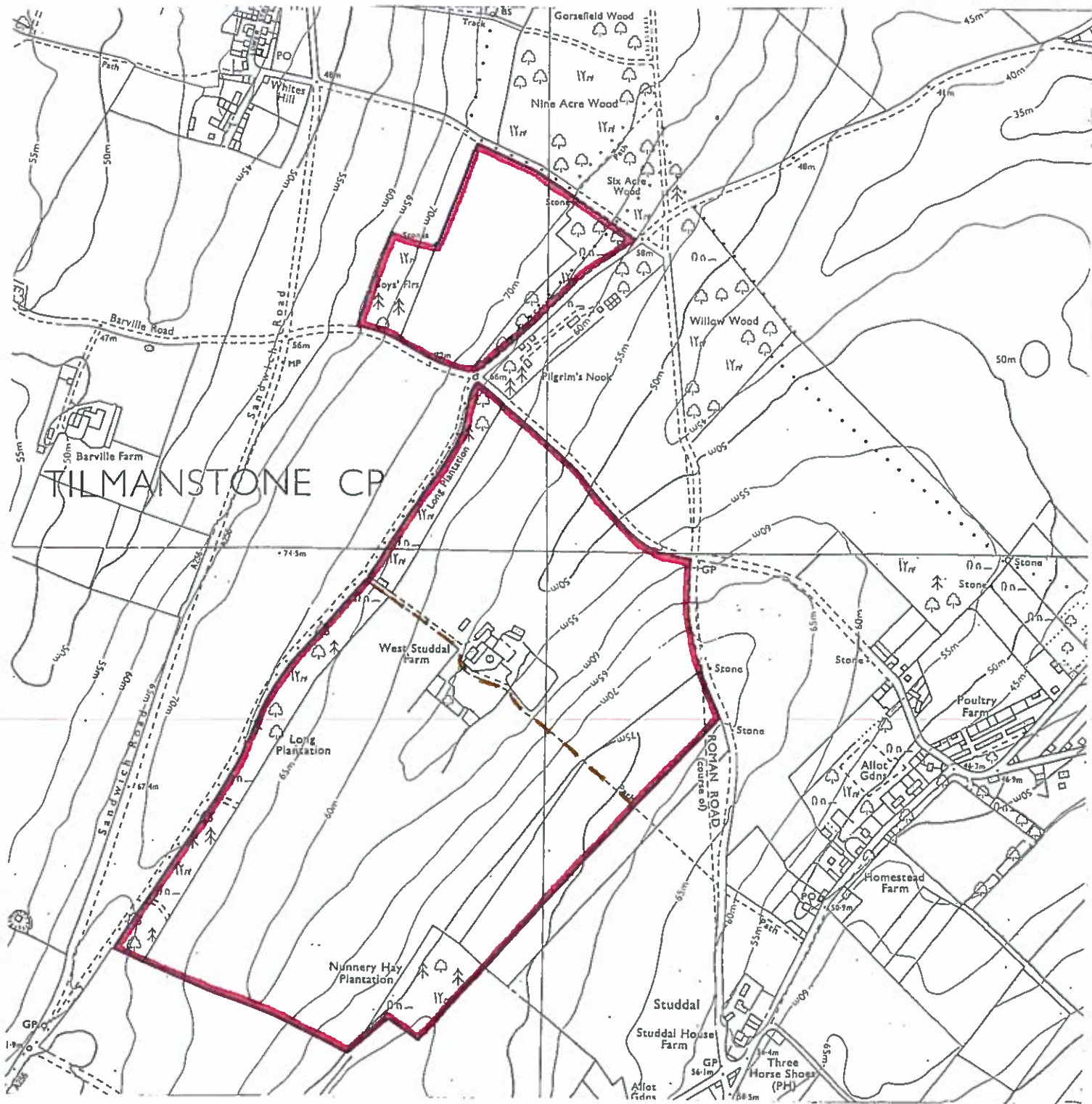


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**Land on the East Side of
 Sandwich Road, Eythorne**

Scale: 1:10000
 August 2015
 File Ref L.8
 For Identification Purposes
 Only

Elgars, 41 High Street,
 Wingham, Canterbury, Kent,
 CT3 1AB



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**West Studdal Farm (and
 surrounding land),
 West Studdal, Dover
 CT15 5BJ
 and
 Land on the South Side of
 the Road Leading From
 Tilmanstone to
 Northbourne,
 Tilmanstone and Sutton**

Scale: 1:10000
 August 2015
 File Ref L.8
 For Identification Purposes
 Only

Elgars, 41 High Street,
 Wingham, Canterbury, Kent,
 CT3 1AB

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 MARTIN ALLEN
ELGARS, 41 HIGH STREET
WINGHAM
CANTERBURY, KENT, CT3 1AB

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

of
PJS LUMSDEN CBE [insert name of owner] who is the owner of the land(s)

described in paragraph 4 and in my capacity as [insert details]

AGENT

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

WEST STUDDAL FARM (AND SURROUNDING LAND), WEST STUDDAL,
DOVER, CT15 5BJ
LAND ON THE EAST SIDE OF SANDWICH ROAD,
EYTHORPE, AND LAND ON THE SOUTH SIDE OF THE ROAD
LEADING FROM TILMANSTONE TO NORTHBOURNE, TILMAN-
STONE AND SUTTON

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

TR305494

TR289498

6. This deposit comprises the following statement(s) and/or declarations (~~delete Parts B, C, or D where not applicable~~): A, C, F

PART C:

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

1. ~~I am~~ MR. PETER LUMSDEN CBE ~~[insert name of owner]~~ is] the owner of the land described in paragraph 4 of Part A of this form and shown EDGED RED ~~[insert colouring]~~ on the map ~~[accompanying this declaration/lodged with~~ HENT COUNTY ~~[insert name]~~ Council on 07/10/2015 ~~[insert day, month, year]~~.

(delete wording in square brackets as appropriate and/or insert information as required)

2. On the 07 ~~[insert day]~~ day of OCTOBER 2015 ~~[insert month, year]~~ ~~[I/my~~ ~~[insert name of owner's]~~ predecessor in title ~~[insert name]~~ deposited with HENT COUNTY ~~[insert name]~~ Council, being the appropriate council, a statement accompanied by a map showing ~~[my/~~ MR. PETER LUMSDEN CBE'S ~~[insert name of owner's]~~ property coloured EDGED RED ~~[insert colouring]~~ which stated that:

~~[the ways shown~~ ~~[insert colouring]~~ on that map ~~[and on the map accompanying this declaration]~~ had been dedicated as byways open to all traffic]

~~[the ways shown~~ ~~[insert colouring]~~ on that map ~~[and on the map accompanying this declaration]~~ had been dedicated as restricted byways]

~~[the ways shown~~ GREEN DASHED ~~[insert colouring]~~ on that map ~~[and on the map accompanying this declaration]~~ had been dedicated as bridleways]

~~[the ways shown~~ ORANGE DASHED ~~[insert colouring]~~ on that map ~~[and on the map accompanying this declaration]~~ had been dedicated as footpaths]

[no [other] ways had been dedicated as highways over

~~[my/~~ MR. PETER LUMSDEN CBE'S ~~[insert name of owner's]~~ property].

(delete wording in square brackets as appropriate and/or insert information as required)

3. On the ~~[insert day]~~ day of ~~[insert month, year]~~

~~[I/my/~~ ~~[insert name of owner's]~~ predecessor in title ~~[insert name]~~ deposited with

..... ~~[insert name]~~ Council, being the appropriate

council, a declaration dated ~~[insert day, month, year]~~;

~~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 to 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)

4. No additional ways have been dedicated over the land coloured RED EDGED [insert colouring] on the map [accompanying this declaration/referenced in paragraph 1 above] since the statement dated 07/10/2015 [insert day, month, year] referred to in paragraph 2 above [since the date of the declaration referred to in paragraph 3 above] [other than those [byways open to all traffic] [restricted byways] [bridleways] [footpaths] marked in the appropriate colour on the map accompanying this declaration] and at the present time H/MR PETER LUMSDEN CBE [insert name of owner] [have/has] no intention of dedicating any more public rights of way over [my/the] property.

(delete wording in square brackets as appropriate and/or insert information as required)

~~PART D:~~

~~Statement under section 15A(1) of the Commons Act 2006~~

[I am/..... [insert name of owner] is] the owner of the land described in paragraph 4 of Part A of this form and shown coloured [insert colouring] on the map [accompanying this statement/deposited with [insert name] Council on [insert day, month, year].

[I/..... [insert name of owner]] [wish/wishes] 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 coloured [insert colouring] on the [accompanying map/map referenced above].

(delete wording in square brackets as appropriate and/or insert information as required)

~~PART E:~~

Additional information relevant to the application

(insert any additional information relevant to the application)

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: MARTIN ALLEN

Date: 2/12/2015

You should keep a copy of the completed form