

**KENT COUNTY COUNCIL**  
**REGISTER OF DEPOSITS**



KCC Reference number: **TH/ROW4/HQ/443**

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

Date Deposit application received: **05/06/2017**

Date on which any Highways Declaration expires: **16/06/2037**

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Details of the land:

Districts	<b>Swale</b>
Parishes	<b>Selling</b>
Address & postcode of buildings on land parcels	<b>Land at Owens Court Farm, Selling, Faversham, Kent, ME13 9QN</b>
Nearest town/city	<b>Selling</b>
OS 6-figure grid reference	<b>TR 025 581</b>

KCC Contact: Definitive Map Officer

Tel: 03000 41 71 71

Email: [prow@kent.gov.uk](mailto: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 and deposit a statement under section 15A(1) of the Commons Act 2006 has been made in relation to the land described below and shown edged red on the accompanying map, reference **25/17**. 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:*

Land at Owens Court Farm, Selling, Faversham, Kent, ME13 9QN

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

Selling - Swale

The deposit was submitted by Mr Harry Kenton for Mr John Higgs and was received by this authority on 05/06/2017.

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: 26<sup>th</sup> June 2017



**This notice may be removed after 26<sup>th</sup> August 2017**

**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:

Harry Kenton  
BTF Partnership  
Clockhouse Barn  
Challock  
Ashford  
Kent TN25 4BJ

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 it contains on behalf of

**John Higgs** as owner of the lands described in paragraph 4 and in my capacity as the landowners managing agent.

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

All that land edged in red on the maps accompanying this Statement and described as follows:

Land at Owens Court Farm, Selling, Faversham, Kent, ME13 9QN. Being approximately 94.45 acres (38.22 ha) of land with road frontage to Selling Road.

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

TR025580

6. This deposit comprises the following statements:

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

**John Higgs** is the owner of the land described in paragraph 4 of Part A of this form and shown edged in red on the map accompanying this statement.

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

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

**John Higgs** is the owner of the land described in paragraph 4 of Part A of this form and shown edged in red on the map accompanying this statement.

**John Higgs** 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 edged in red on the accompanying map.

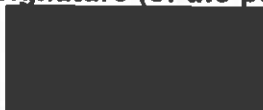
**PART E:**  
**Additional information relevant to the application**  
*(insert any additional information relevant to the application)*

**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:**

**Harry Kenton  
BTF Partnership**

**Date:02/06/2017**

**You should keep a copy of the completed form**

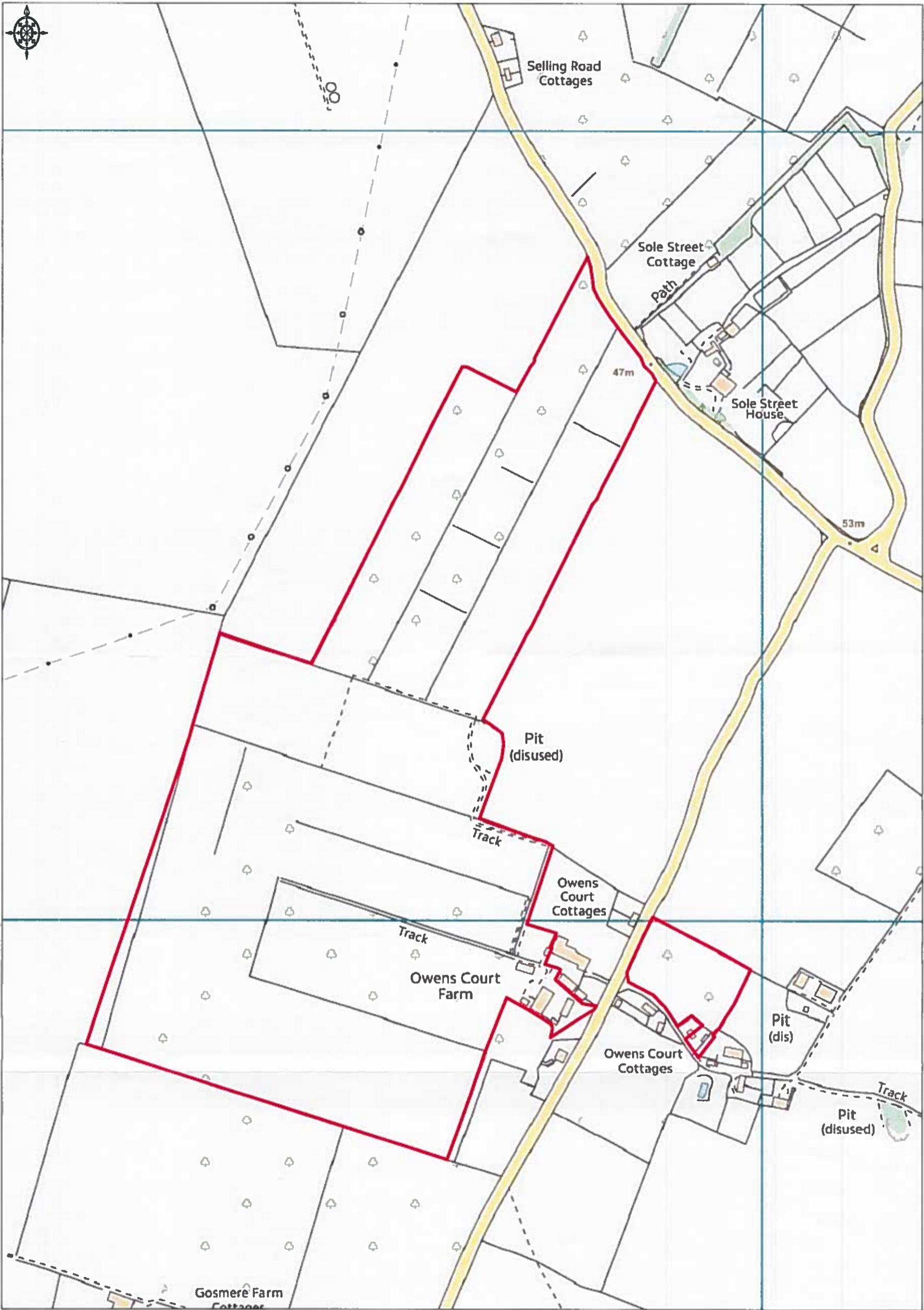
**Data Protection Act 1998 - Fair Processing Notice**

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.



**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:

Harry Kenton  
BTF Partnership  
Clockhouse Barn  
Challock  
Ashford  
Kent TN25 4BJ

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 declaration it contains on behalf of

**John Higgs** as owner of the lands described in paragraph 4 and in my capacity as the landowners managing agent.

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

All that land edged in red on the maps accompanying the Statement deposited with Kent County Council on 5<sup>th</sup> June 2017 and described as follows:

Land at Owens Court Farm, Selling, Faversham, Kent, ME13 9QN. Being approximately 94.45 acres (38.22 ha) of land with road frontage to Selling Road.

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

TR025580

6. This deposit comprises the following Declaration:



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

1. **John Higgs** is the owner of the land described in paragraph 4 of Part A of this form and shown edged in red on the map lodged with Kent County Council on 5<sup>th</sup> June 2017.

2. On the 5th day of June 2017 **John Higgs** deposited with Kent County Council, being the appropriate council, a statement accompanied by a map showing **John Higgs'** property shown edged in red which stated that:

no ways had been dedicated as highways over **John Higgs'** property.

3. No additional ways have been dedicated over the land shown edged in red on the map referenced in paragraph 1 above since the statement dated 5<sup>th</sup> June 2017 referred to in paragraph 2 above and at the present time **John Higgs** has 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:**

**Harry Kenton  
BTF Partnership**

**Date: 13/06/2017**

**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.