

Commons Act 2006: Schedule 2

**Application to correct non-registration or
mistaken registration of Common Land
or a Town or Village Green**



This section is for office use only

Official stamp of the Registration Authority
indicating date of receipt:

Application number:

Register unit number allocated at registration
(for missed commons only):

Note to applicants

Applicants are advised to read the 'Part 1 of the Commons Act 2006 (changes to the commons registers):
Guidance to applicants in the pilot implementation areas' and to note the following:

- All applicants should complete parts 1–10
- Any person can apply under Schedule 2
- Applications must be submitted on or before 31st December 2020 – from that date onwards no further applications can be submitted
- The application must be accompanied by a fee except for applications under Schedule 2, paragraphs 2, 3, 4 or 5. Ask the Registration Authority for details of the fee.

Note 1
*Insert name of Commons
Registration Authority*

1. Commons Registration Authority

To the:

Please tick the box to confirm that you have:

enclosed the appropriate fee for this application

☐

or

have applied under paragraphs 2 to 5,
so no fee has been enclosed

☒

<p>Note 2 <i>If there is more than one applicant, list all names. Use a separate sheet if necessary. State the full title of the organisation if the applicant is a body corporate or unincorporate. If you supply an email address in the box provided, you may receive communications from the Registration Authority or other persons (e.g. objectors) via email. If part 3 is not completed all correspondence and notices will be sent to the first named applicant.</i></p>	<p>2. Name and address of the applicant</p> <p>Name: Hugh Craddock</p> <p>Full postal address: (incl. Postcode) 35 Treemount Court Grove Avenue EPSOM KT17 4DU</p> <p>Telephone number: (incl. national dialling code) 01372 729793</p> <p>Fax number: (incl. national dialling code)</p> <p>E-mail address: kent@craddocks.co.uk</p>
<p>Note 3 <i>This part should be completed if a representative, e.g. a solicitor, is instructed for the purposes of the application. If so all correspondence and notices will be sent to the person or firm named here. If you supply an email address in the box provided, you may receive communications from the Registration Authority or other persons (e.g. objectors) via email.</i></p>	<p>3. Name and address of representative, if any</p> <p>Name:</p> <p>Firm:</p> <p>Full postal address: (incl. Postcode)</p> <p>Telephone number: (incl. national dialling code)</p> <p>Fax number: (incl. national dialling code)</p> <p>E-mail address:</p>
<p>Note 4 <i>For further details of the requirements of an application refer to Schedule 4, paragraph 14 to the Commons Registration (England) Regulations 2008.</i></p>	<p>4. Basis of application for registration and qualifying criteria</p> <p>Please tick one of the following boxes to indicate the purpose for which you are applying under Schedule 2.</p> <p>To register land not registered as common land (paragraph 2): <input checked="" type="checkbox"/></p> <p>To register land not registered as town or village green (paragraph 3): <input type="checkbox"/></p> <p>To register waste land of the manor not registered as common land (paragraph 4): <input type="checkbox"/></p> <p>To register a town or village green wrongly registered as a common (paragraph 5): <input type="checkbox"/></p>

	<p>To deregister a building wrongly registered as common land (paragraph 6): <input type="checkbox"/></p> <p>To deregister any other land wrongly registered as common land (paragraph 7): <input type="checkbox"/></p> <p>To deregister a building wrongly registered as town or village green (paragraph 8): <input type="checkbox"/></p> <p>To deregister any other land wrongly registered as town or village green (paragraph 9): <input type="checkbox"/></p> <p>If your application is to deregister land, please specify the register unit number to which this application relates:</p>
<p>Note 5 <i>Explain why the register must be amended to take account of either land and buildings that were wrongly registered or land that was not registered.</i></p>	<p>5. Reason(s) for the application</p> <p>Please describe the reason(s) for applying to correct the register</p> <p>To secure the registration of land as common land, which is subject to a scheme of regulation and management under Part I of the Commons Act 1899, but which was omitted from the registration of land as register unit CL41 in the register of common land prepared by Kent County Council under the Commons Registration Act 1965.</p> <p>The omitted land qualifies for registration as common land under paragraph 2 of Schedule 2 to the Commons Act 2006, being land which meets the criteria in sub-paragraph (2)(a), (2)(b)(ii) and 2 (c) of that paragraph, and which meets the further condition specified under subparagraph (2)(d), viz, that it is not land covered by a building or within the curtilage of a building for the purposes of paragraph 14(3) of Schedule 4 to the Commons Registration (England) Regulations 2008.</p>
<p>Note 6 <i>The accompanying map must be at a scale of at least 1:2,500 and shows the land by distinctive colouring to enable to it to be clearly identified. Give a grid reference or other identifying detail.</i></p>	<p>6. Description of the land</p> <p>Name by which the land is usually known: The Lees [part of]</p> <p>Location: Lees Road, Yalding</p> <p>Please tick the box to confirm that you have attached a map of the land (at a scale of at least 1:2,500): <input checked="" type="checkbox"/></p>

<p>Note 7 <i>The only applications which require consent under Schedule 2 to the Commons Act 2006 are those submitted under paragraphs 2 or 3 to register land as common land or town or village green which includes land covered by a building or which is within the curtilage of a building; such applications must have the consent of the owner of that land. This can include any written declarations sent to the applicant (i.e. a letter), and any such declaration made on the form itself.</i></p>	<p>7. Declarations of consent</p> <p>No consent is required.</p>
<p>Note 8 <i>List all supporting consents, documents and maps accompanying the application. This will include a copy of any relevant enactment referred to in paragraphs 2(2)(b) or 3(2)(a) of Schedule 2 to the Commons Act 2006. There is no need to submit copies of documents issued by the Registration Authority or to which it was a party but they should still be listed. Use a separate sheet if necessary.</i></p>	<p>8. Supporting documentation</p> <ol style="list-style-type: none"> 1. Copy of scheme for the regulation and management of The Lees made by Maidstone Rural District Council on 24 May 1949 and confirmed by the Minister of Agriculture and Fisheries on 27 May 1949. 2. Copy of plan of the common regulated under the scheme, and referred to in paragraph 1 of the scheme. 3. Ordnance Survey application map of common: the several parcels of omitted land referred to in Section 5 above are marked on the map edged red; land already registered as common land is included for reference purposes only and edged green. 4. Copy of register of title and title plan for The Lees, showing ownership of the land subject to the scheme. 5. Map contained in register unit CL41 (The Lees) of the register of common land held by Kent County Council, showing extent of registration of The Lees as registered common land (not submitted by virtue of r.16(3)).
<p>Note 9 <i>List any other matters which should be brought to the attention of the Registration Authority (in particular if a person interested in the land is expected to challenge the application for registration). Full details should be given here or on a separate sheet if necessary.</i></p>	<p>9. Any other information relating to the application</p>

Note 10

The application must be signed by each individual applicant, or by the authorised officer of an applicant which is a body corporate or unincorporate.

10. Signature

Signature(s) of applicant(s):

Date: 1 March 2013

REMINDER TO APPLICANT

You are responsible for telling the truth in presenting the application and accompanying evidence. You may commit a criminal offence if you deliberately provide misleading or untrue evidence and if you do so you may be prosecuted. You are advised to keep a copy of the application and all associated documentation.

Please send your completed application form to:

**The Commons Registration Team
Kent County Council
Countryside Access Service
Invicta House
County Hall
Maidstone
Kent ME14 1XX**

Where a fee is enclosed, please make the cheque payable to “Kent County Council”

Data Protection Act 1998

The application and any representations made cannot be treated as confidential. To determine the application it will be necessary for the Commons Registration Authority to disclose information received from you to others, which may include other local authorities, Government Departments, public bodies, other organisations and members of the public.

A copy of this form and any accompanying documents may be disclosed upon receipt of a request for information under the Environmental Information Regulations 2004 and the Freedom of Information Act 2000.