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28 APR 2015
369/15

Public Rights of Way
Isle of Wight Council
County Hall
High Street, Newport
Isle of Wight
PO30 1UD

Our ref: [REDACTED]
Your ref:

23 April 2015

Dear Sirs

Norris Castle - Advice re Public Rights of Way

My firm acts for Thomas Eggar Trust Corporation and Elizabeth Judith Audrey MacGillivray, who are the trustees and freehold owners of the land comprising Norris Castle and Norris Lodge.

Please find enclosed a statement under s.31(6) Highways Act 1980 and s.15(1) Commons Act 2006, together with a cheque in the sum of £ [REDACTED] which I understand to be the Council's application fee. I hold a signed, but undated declaration under s.31(6) Highways Act 1980, with my clients authority to complete it.

Please would you acknowledge receipt and let me know the date on which the Council will treat the statement as received. I will then organise for the declaration to be completed and sent to you.

Yours faithfully

[REDACTED]

Thomas Eggar LLP

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Enc: As stated above

CH: 2629200_1

**Application Form for deposits under Section 31(6) of the Highways Act 1980
and section 15A(1) of the Commons Act 2006**

SECTION 1

PART A: Information relating to the applicant and land to which the application relates

1. Name of appropriate authority to which the application is addressed:

Isle of Wight Council

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

Thomas Eggar Trust Corporation Limited and Elizabeth Judith Audrey MacGillivray
(as Trustees and freehold owners).

3. Status of applicant (tick relevant box or boxes):

I am:

- a) the owner of the land described in paragraph 4.
b) making this application and the statements it contains on my own behalf.

4. Insert description of the land(s) to which the application relates (including full address and postcode): Freehold land shown edged red on the plan accompanying this statement known as Norris Castle Estate and Norris Lodge both of New Barn Road, East Cowes PO32 6AZ registered respectively under Land Registry title numbers IW68975 and IW40341.

5. Ordnance Survey six-figure grid reference(s) of a point within the area of land(s) to which the application relates (if known): Not known

6. This deposit comprises the following statements.

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

I am the freehold owner of the land described in paragraph 4 of Part A of this form and shown edged red on the map accompanying this statement.

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

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

I am the freehold owner of the land described in paragraph 4 of Part A of this form and shown edged red on the map accompanying this statement.

I 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 edged red on the accompanying map.

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

No additional information.

PART F: Statement of Truth

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 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: 

Richard Jordan – Partner, Thomas Eggar LLP for and on behalf of Thomas Eggar Trust Corporation Limited and Elizabeth Judith Audrey MacGillivray

Date: 10/4/15

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) of 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.