FORM 44

Commons Act 2006: Section 15

Application for the registration of land as a Town or Village Green

Official stamp of registration authority indicating valid date of receipt:

Application number:

Register unit No(s):

VG number allocated at registration:

(CRA to complete only if application is successful)

Applicants are advised to read the 'Guidance Notes for the completion of an Application for the Registration of land as a Town or Village Green' and to note the following:

- All applicants should complete questions 1–6 and 10–11.
- Applicants applying for registration under section 15(1) of the 2006 Act should, in addition, complete questions 7–8. Section 15(1) enables any person to apply to register land as a green where the criteria for registration in section 15(2), (3) or (4) apply.
- Applicants applying for voluntary registration under section 15(8) should, in addition, complete question 9.

Note 1
Insert name of registration authority.

1. Registration Authority

To the

Northumberland County Council

Note 2
If there is more than one applicant, list all names. Please use a separate sheet if necessary. State the full title of the organisation if a body corporate or unincorporate.

If question 3 is not completed all correspondence and notices will be sent to the first named applicant.

2. Name and address of the applicant

Name: Horncliffe Parish Council

Full postal address:

Morven
11 Springhill
Tweedmouth
Berwick Upon Tweed
Postcode TD15 2QN

Telephone number:
(incl. national dialling code) 01289 306365

Fax number:
(incl. national dialling code)

E-mail address: horncliffepc8@gmail.com

Note 3
This question should be completed if 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.

3. Name and address of solicitor, if any

Name:

Firm:

Full postal address:

Post code

Telephone number:
(incl. national dialling code)

Fax number:
(incl. national dialling code)

E-mail address:

Note 4
For further advice on the criteria and qualifying dates for registration please see section 4 of the Guidance Notes.

** Section 15(6) enables any period of statutory closure where access to the land is denied to be disregarded in determining the 20 year period.*

4. Basis of application for registration and qualifying criteria

If you are the landowner and are seeking voluntarily to register your land please tick this box and move to question 5.

Application made under **section 15(8)**: ☑

If the application is made under **section 15(1)** of the Act, please **tick one** of the following boxes to indicate which particular subsection and qualifying criterion applies to the case.

Section 15(2) applies: ☐

Section 15(3) applies: ☐

Section 15(4) applies: ☐

If **section 15(3) or (4)** applies please indicate the date on which you consider that use as of right ended.

If **section 15(6)*** applies please indicate the period of statutory closure (if any) which needs to be disregarded.

Note 5
The accompanying map must be at a scale of at least 1:2,500 and show the land by distinctive colouring to enable to it to be clearly identified.

5. Description and particulars of the area of land in respect of which application for registration is made

Name by which usually known:

The School Field, Horncliffe County First School

Location:

Land lying on the north east side of Tofts Lane, Horncliffe, Berwick Upon Tweed

** Only complete if the land is already registered as common land.*

Shown in colour on the map which is marked and attached to the statutory declaration.

Common land register unit number (if relevant) *

Note 6
It may be possible to indicate the locality of the green by reference to an administrative area, such as a parish or electoral ward, or other area sufficiently defined by name (such as a village or street). If this is not possible a map should be provided on which a locality or neighbourhood is marked clearly.

6. Locality or neighbourhood within a locality in respect of which the application is made

Please show the locality or neighbourhood within the locality to which the claimed green relates, either by writing the administrative area or geographical area by name below, or by attaching a map on which the area is clearly marked:

Horncliffe Parish

Tick here if map attached: ☐

7. Justification for application to register the land as a town or village green

Note 7
Applicants should provide a summary of the case for registration here and enclose a separate full statement and all other evidence including any witness statements in support of the application.

This information is not needed if a landowner is applying to register the land as a green under section 15(8).

Note 8
Please use a separate sheet if necessary.

Where relevant include reference to title numbers in the register of title held by the Land Registry.

If no one has been identified in this section you should write "none"

This information is not needed if a landowner is applying to register the land as a green under section 15(8).

8. Name and address of every person whom the applicant believes to be an owner, lessee, tenant or occupier of any part of the land claimed to be a town or village green

Note 9
List all such declarations that accompany the application. If none is required, write "none".

This information is not needed if an application is being made to register the land as a green under section 15(1).

9. Voluntary registration – declarations of consent from 'relevant leaseholder', and of the proprietor of any 'relevant charge' over the land

None

Note 10
List all supporting documents and maps accompanying the application. If none, write "none"

Please use a separate sheet if necessary.

10. Supporting documentation

A) Map - Official copy of title plan (Title number ND160752). Note although this is from the Land Registry and is the official map, it does not include the latest legal boundary changes agreed. OS scale 1:1250

B) Map - showing Boundary Survey dated 18/11/20 for Northumberland County Council (with the latest legal boundary changes). This map shows OS grid lines and is of scale 1:500

Note 11
If there are 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.

11. Any other information relating to the application

Note 12
The application must be signed by each individual applicant, or by the authorised officer of an applicant which is a body corporate or unincorporate.

Date:

Signatures:

REMINDER TO APPLICANT

You are advised to keep a copy of the application and all associated documentation. Applicants should be aware that signature of the statutory declaration is a sworn statement of truth in presenting the application and accompanying evidence. The making of a false statement for the purposes of this application may render the maker liable to prosecution.

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 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.

Statutory Declaration In Support

To be made by the applicant, or by one of the applicants, or by his or their solicitor, or, if the applicant is a body corporate or unincorporate, by its solicitor, or by the person who signed the application.

[1] *Insert full name (and address if not given in the application form).*

ELIZABETH ISABEL HUNTER

I.....,[1] solemnly and sincerely declare as follows:—

[2] *Delete and adapt as necessary.*

[3] *Insert name if Applicable*

1.[2] I am ((the person (one of the persons) who (has) (have) signed the foregoing application)) ((the solicitor to (the applicant) ([3] one of the applicants)).

2. The facts set out in the application form are to the best of my knowledge and belief fully and truly stated and I am not aware of any other fact which should be brought to the attention of the registration authority as likely to affect its decision on this application, nor of any document relating to the matter other than those (if any) mentioned in parts 10 and 11 of the application.

3. The map now produced as part of this declaration is the map referred to in part 5 of the application.

[4] *Complete only in the case of voluntary registration (strike through if this is not relevant)*

4.[4] I hereby apply under section 15(8) of the Commons Act 2006 to register as a green the land indicated on the map and that is in my ownership. I have provided the following necessary declarations of consent:

(i) a declaration of ownership of the land;
(ii) a declaration that all necessary consents from the relevant leaseholder or proprietor of any relevant charge over the land have

Cont/

[4] *Continued*

been received and are exhibited with this declaration; or
(iii) where no such consents are required, a declaration to that effect.

And I make this solemn declaration, conscientiously believing the same to be true, and by virtue of the Statutory Declarations Act 1835.

Declared by the said)
ELIZABETH ISABEL TURNER)
at HORNCHURCH)
)
)
this 27th day of APRIL 2023)

Signature of Declarant

Before me *

Signature:

Morton Fraser LLP
Quartermile Two
2 Lister Square
Edinburgh
EH3 9GL

Address:

Qualification: NOTARY PUBLIC

*** The statutory declaration must be made before a justice of the peace, practising solicitor, commissioner for oaths or notary public.**

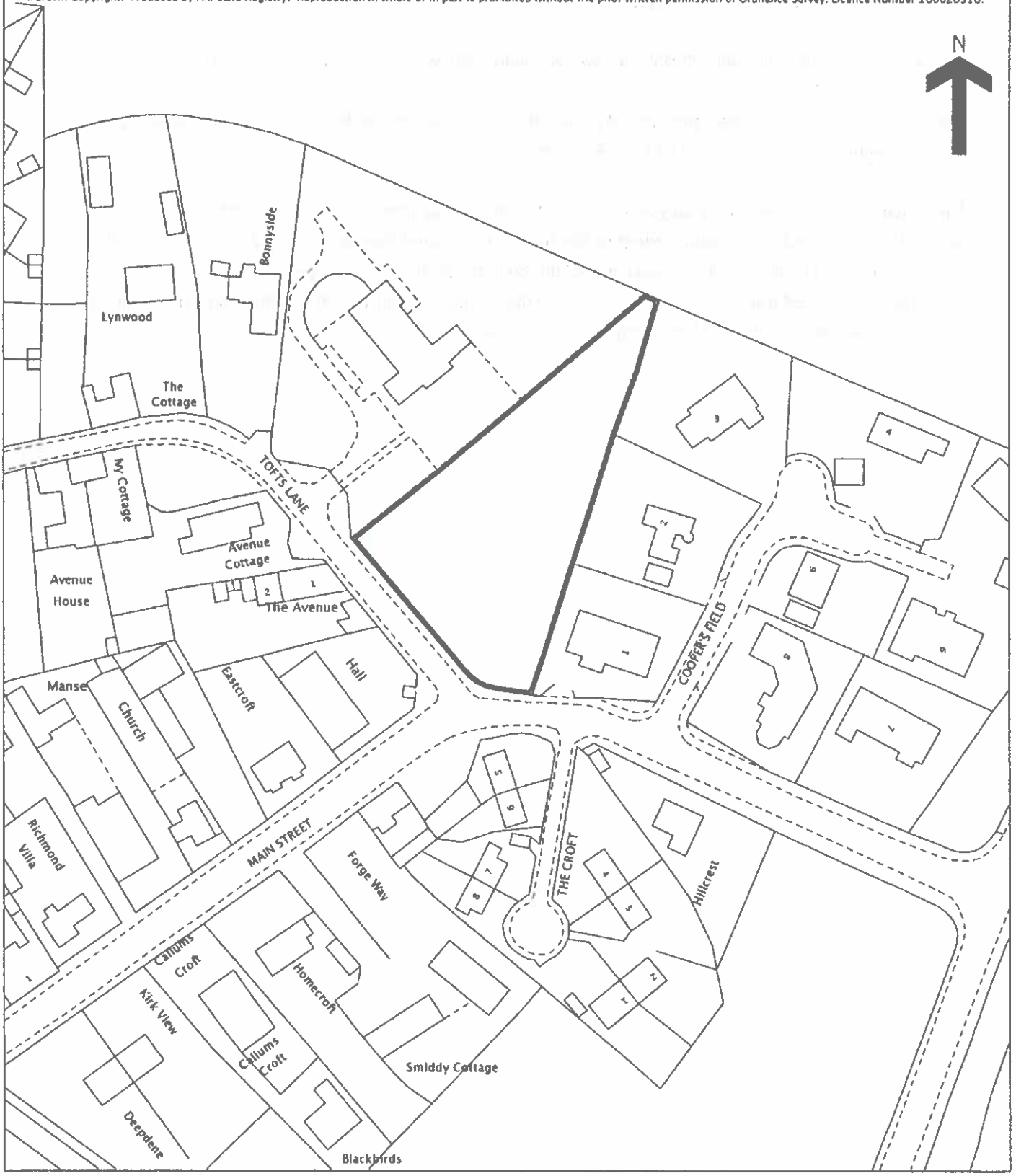
Signature of the statutory declaration is a sworn statement of truth in presenting the application and accompanying evidence.

REMINDER TO OFFICER TAKING DECLARATION:

Please initial all alterations and mark any map as an exhibit

HM Land Registry
Official copy of title plan

Title number **ND160752**
Ordnance Survey map reference **NT9349NW**
Scale **1:1250 enlarged from 1:2500**
Administrative area **Northumberland**



Map.

Morton Fraser LLP
Quartermile Two
2 Lister Square
Edinburgh
EH3 9GL

THIS IS THE BY LAWS REFERRED TO IN THE FOREGOING DECLARATION

ADRIAN EDWARD ROBERT BELL
NOTARY PUBLIC
EDINBURGH

This official copy is incomplete without the preceding notes page.

These are the notes referred to on the following official copy

The electronic official copy of the title plan follows this message.

Please note that this is the only official copy we will issue. We will not issue a paper official copy.

This official copy was delivered electronically and when printed will not be to scale. You can obtain a paper official copy by ordering one from HM Land Registry.

This official copy is issued on 17 July 2017 shows the state of this title plan on 17 July 2017 at 11:45:20. It is admissible in evidence to the same extent as the original (s.67 Land Registration Act 2002). This title plan shows the general position, not the exact line, of the boundaries. It may be subject to distortions in scale. Measurements scaled from this plan may not match measurements between the same points on the ground. This title is dealt with by the HM Land Registry, Durham Office .

MALCOLM HUGHES
CHARTERED LAND SURVEYORS
65 Cross Street, Sale, Manchester
M33 7HF. Tel: 0161 905 1265
www.malcolmhughes.co.uk
survey@mhls.co.uk

Accreditations
RICS
THE SURVEY ASSOCIATION
ICES
FS 14128

Client
Northumberland County Council
County Hall, Morpeth
Northumberland, NE61 2EF

Project
Tofts Lane, Horncliffe
Berwick on Tweed
TD15 2XS

Title
Boundary Survey
Residual Title Plan

Drawn By	CPT	18/11/20
Checked by	SG	18/11/20

Survey Date: October 2017
Scale: 1:500 @ A3

Drawing No: 50614_2
Revision:

THIS IS THE MAP REFERRED
TO IN THE FOREGOING DISPOSITION

Map B.

x EJ Stella

ADRIAN EDWARD ROBERT BELL
NOTARY PUBLIC
EDINBURGH

Morton Fraser LLP
Quartermile Two
2 Lister Square
Edinburgh
EH3 9GL