

The following Notice is to inform the public that the landowner has submitted a legal document stating that they acknowledge the existence of those public rights of way across their land which are recorded on the Definitive Map, but that they do not intend to record any more public rights of way or intend their land to be registered as a Village Green.

Public rights of way which are already recorded on the Definitive Map are not affected by this Notice, however, if you believe that there are other public rights of way which have not been recorded you can contact the Public Rights of Way Team for advice.

**Notice of landowner deposit under section 31(6) of the
Highways Act 1980 and section 15A(1) of the Commons Act 2006 Form CA17**

NORTH YORKSHIRE COUNCIL

An application to deposit a map and statement/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 lands described below and shown edged and hatched orange on the accompanying map.

PLEASE NOTE: This deposit may affect 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 <https://www.gov.uk/guidance/town-and-village-greens-how-to-register> for further information.

Description of the land:

The Nidd Estate, located between the towns of Ripon and Harrogate surrounding the villages of Nidd, Brearton, South Stainley and Burton Leonard, The Estate Office, Green Lane South Stainley, HG3 3LS

in the Parishes of Burton Leonard, Brearton, Walkingham Hill with Occaney, Farnham, Scotton, Harrogate (non-civil), Nidd, Ripley and South Stainley with Cayton.

The deposit was submitted by Jessica Mountain on behalf of The Trustees of the Butler Estate and was received by the Commons Registration Authority on 08/12/2023 and considered duly made on 14/03/2024. North Yorkshire Council maintains a register of maps, statements and declarations deposited under section 31A of the Highways Act 1980 and a register of statements deposited under section 15A(1) of the Commons Act 2006.

These registers can be accessed online at <https://www.northyorks.gov.uk/paths> and <https://www.northyorks.gov.uk/environment-and-neighbourhoods/land-and-waterways/common-land-and-village-greens/common-land-and-village-green-registers> or can be inspected free of charge by making an appointment to view them at the address below at the times indicated below:

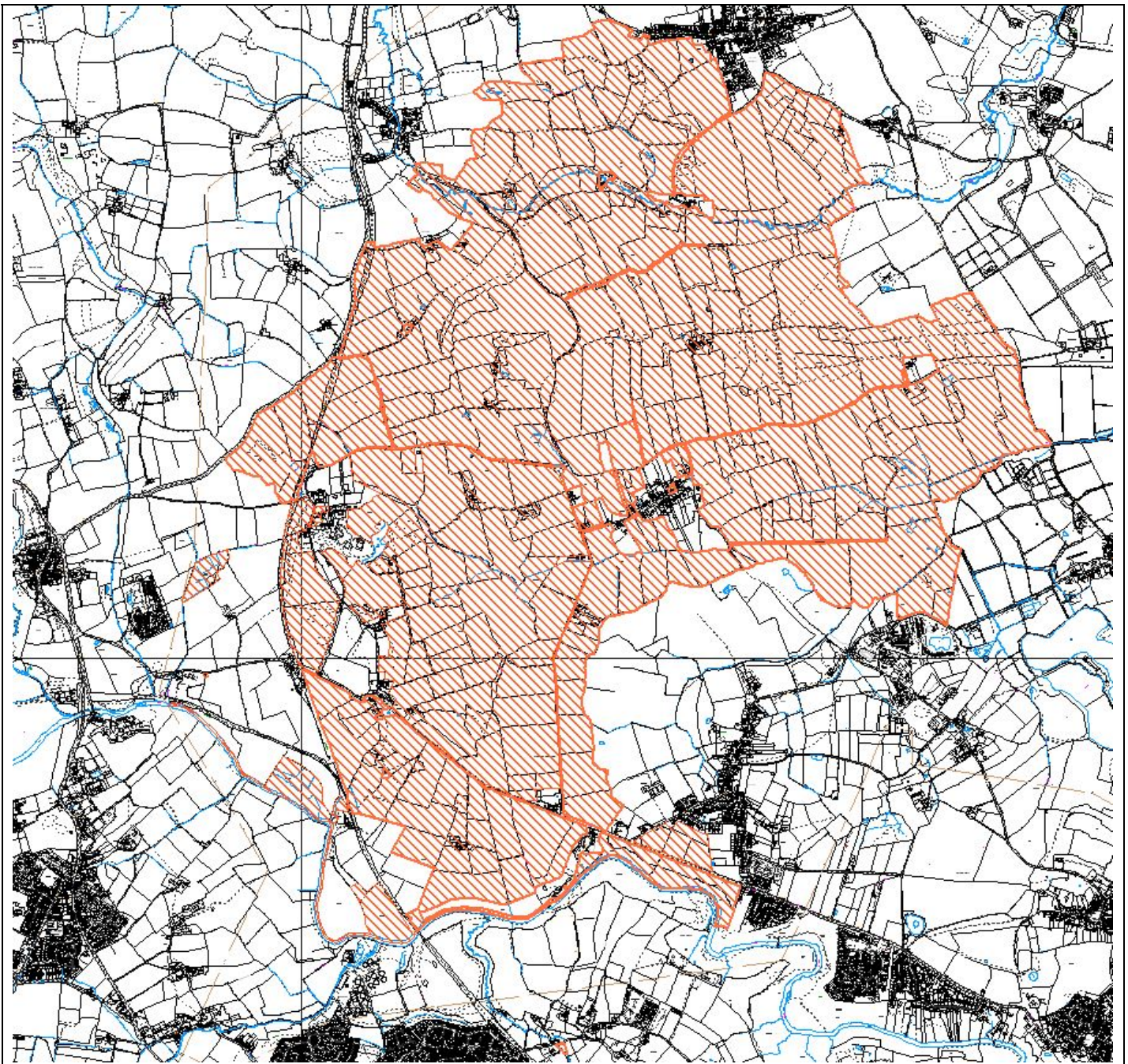
North Yorkshire Council, County Hall, Northallerton, North Yorkshire DL7 8AD

Opening hours: Monday to Thursday 9am - 5pm, Friday 9am – 4.30pm.

Tel: 01609 780780 Minicom (for hearing impaired individuals): 0845 603 6391

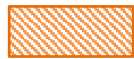
For Village Green Enquiries only contact: Commons Registration - email:

commons.registration@northyorks.gov.uk Tel: 01609 534753



Commons Registration
County Hall
Northallerton

Key:



Area of land to which the deposit relates

Map drawn on 18/04/2024

Drawn by JA

Not to scale

North Yorkshire Council

Notice of Landowner Deposits under Section 31(6) of the Highways Act and S15A(1) of the Commons Act 2006

Application Reference CA16 031

SCHEDULE 1

Regulation 2(2)(a)

Application Form

Form CA16

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

Please read the following guidance carefully before completing this form

1. *Guidance relating to completion of this form is available from <https://www.gov.uk/town-and-village-greens-how-to-register>. Please refer to these separate notes when completing this form.*
2. *Parts A and F must be completed in all cases.*
3. *The form must be signed and dated by, or by a duly authorised representative of, every owner of land to which the application relates who is an individual, and by the secretary or some other duly authorised officer of every owner of land to which the application relates which is a body corporate or an unincorporated association.*
4. *In the case of land in joint ownership all the joint owners must complete paragraphs 2 and 3 of Part A and complete and sign the application in Part F, unless a duly authorised representative completes and signs the form on behalf of all of the owners of the land. Paragraph 3 should be completed in full to clearly explain the capacity of each applicant e.g. trustee, landowner's managing agent, executor.*
5. *'Owner' is defined in section 61(3) of the Commons Act 2006 and section 31(7) of the Highways Act 1980 and means, broadly, a legal owner of the freehold interest in the land.*
6. *Where the application relates to more than one parcel of land, a description of each parcel should be included in Paragraph 4 of Part A and the remainder of the form should be completed to clearly identify which statement and/or declaration relates to which parcel of land. This may require the insertion of additional wording. See separate notes for further guidance. Multiple parcels of land should be clearly identified by coloured edging on any accompanying map.*
7. *Where a statement or declaration requires reference to colouring shown on an accompanying map or previously lodged map, the colouring must be clearly specified and must match that shown on the relevant map. For example, if a footpath is specified in a Part C declaration as shown coloured brown, the accompanying map or previously deposited map referred to must reflect that colouring.*
8. *An application must be accompanied by an ordnance map, or (in respect of declarations under Part C or statements under Part D of this form) refer to a map previously deposited in accordance with the Commons (Registration of Town or Village Greens) and Dedicated Highways (Landowner Statements and Declaration) (England) Regulations 2013 or (if deposited before 1st October 2013) in accordance with section 31(6) of the Highways Act 1980. Any accompanying map must be an ordnance map at a scale of not less than 1:10,560 showing the boundary of the land to which the application relates in coloured edging.*
9. *An application must be accompanied by the requisite fee – please ask the appropriate authority for details.*

10. 'Appropriate authority' means (a) in relation to a map or statement deposited or declaration lodged under section 31(6) of that Act, an appropriate council (as defined in section 31(7) of the Highways Act 1980); and (b) in relation to a statement and map deposited under section 15A(1) of the 2006 Act, a commons registration authority (defined in section 4 of the Commons Act 2006 and section 2 of the Commons Registration Act 1965). In practice, the appropriate council and commons registration authority will usually be the same body.

**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:

*North Yorkshire Council
County Hall
Racecourse Lane
Northallerton
DL7 8AD*

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

*Jessica Mountain
c/o Strutt & Parker
9 Westgate House
Albert Street
Harrogate
HG1 1JX*

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 *The Trustees of the Butler Trust* who is the owner of the land(s) described in paragraph 4 and in my capacity as *Rural Surveyor of Strutt & Parker* who are the acting agents for and behalf of the owner.

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

The Nidd Estate is located in between the towns of Ripon and Harrogate surrounding the villages of Nidd, Brearton, South Stainley and Burton Leonard. The address of the Estate office is:

The Estate Office, Green Lane, South Stainley, Harrogate, HG3 3LS

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

*Land north of Nidd village - SE 30463 60579
Land east of Nidd village - SE 31067 60145
Land south of Nidd village - SE 30511 59194*

*Land north of Brearton village - SE 32010 61985
Land east of Brearton village - SE 33152 61029
Land south of Brearton village - SE 32170 60742
Land west of Brearton village - SE 31304 60865*

Land south of southeast of Stainley village - SE 31253 62546

Land south of Burton Leonard village - SE 32814 62742

Walkingham Wood (east of the Estate) - SE 33960 62027

6. This deposit comprises the following statement(s):

Highways Statement and Landowner Statement – Part B & D

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

The Trustees of the Butler Trust is the owner of the land described in paragraph 4 of Part A of this form and shown outlined red on the map accompanying this statement.

Ways shown green on the accompanying map are public bridleways.

Ways shown purple on the accompanying map are public footpaths.

Ways shown yellow on the accompanying map are UURs (Unsurfaced Unclassified Roads).

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

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

The Trustees of the Butler Trust is the owner of the land described in paragraph 4 of Part A of this form and shown outlined in red on the map accompanying this statement,

The Trustees of the Butler Trust 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 red on the accompanying map referenced above.

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: JESSICA MOUNTAIN

Date: 08 January 2024

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.

Nidd Estate

The Trustees of the Butler Trust

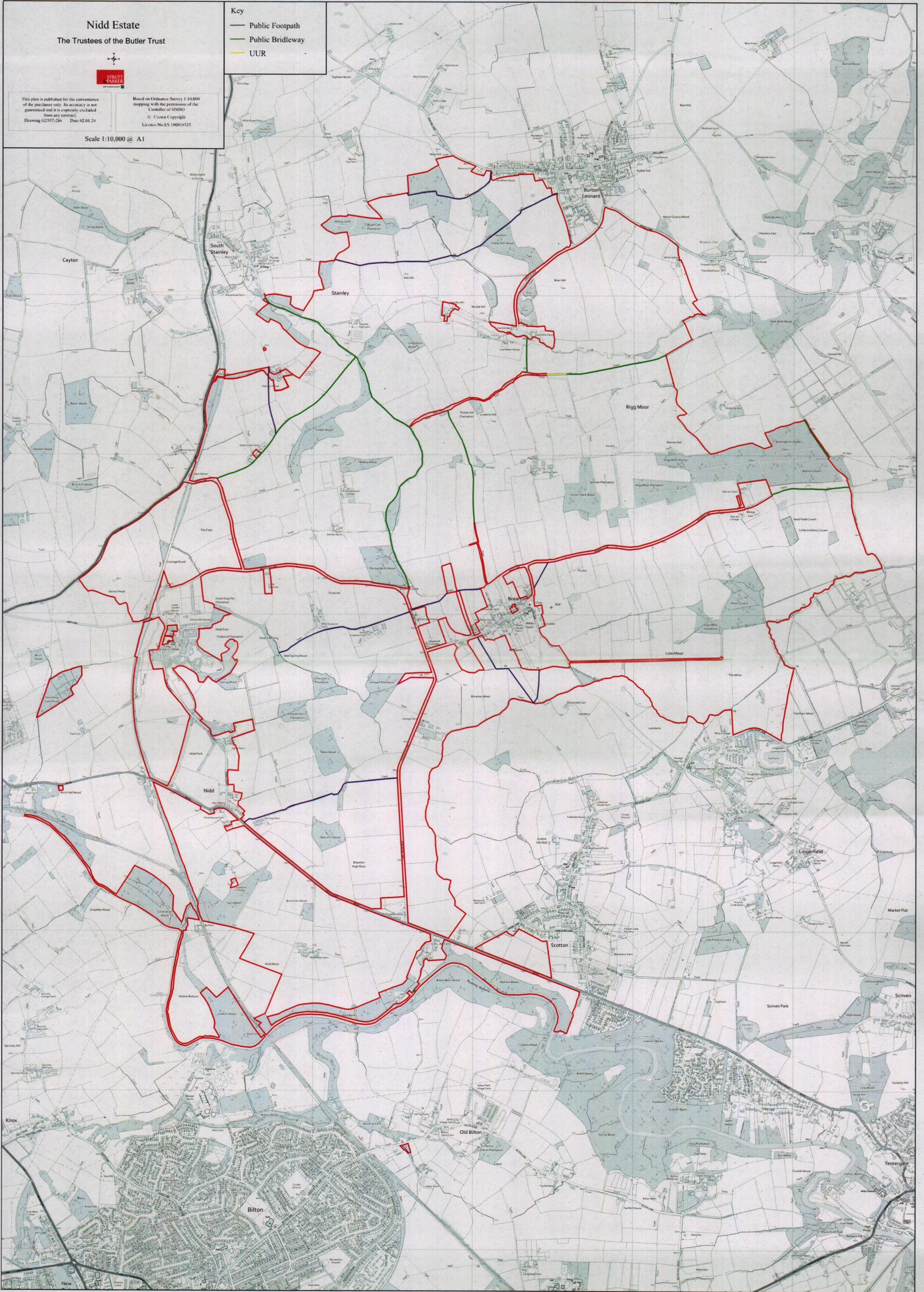


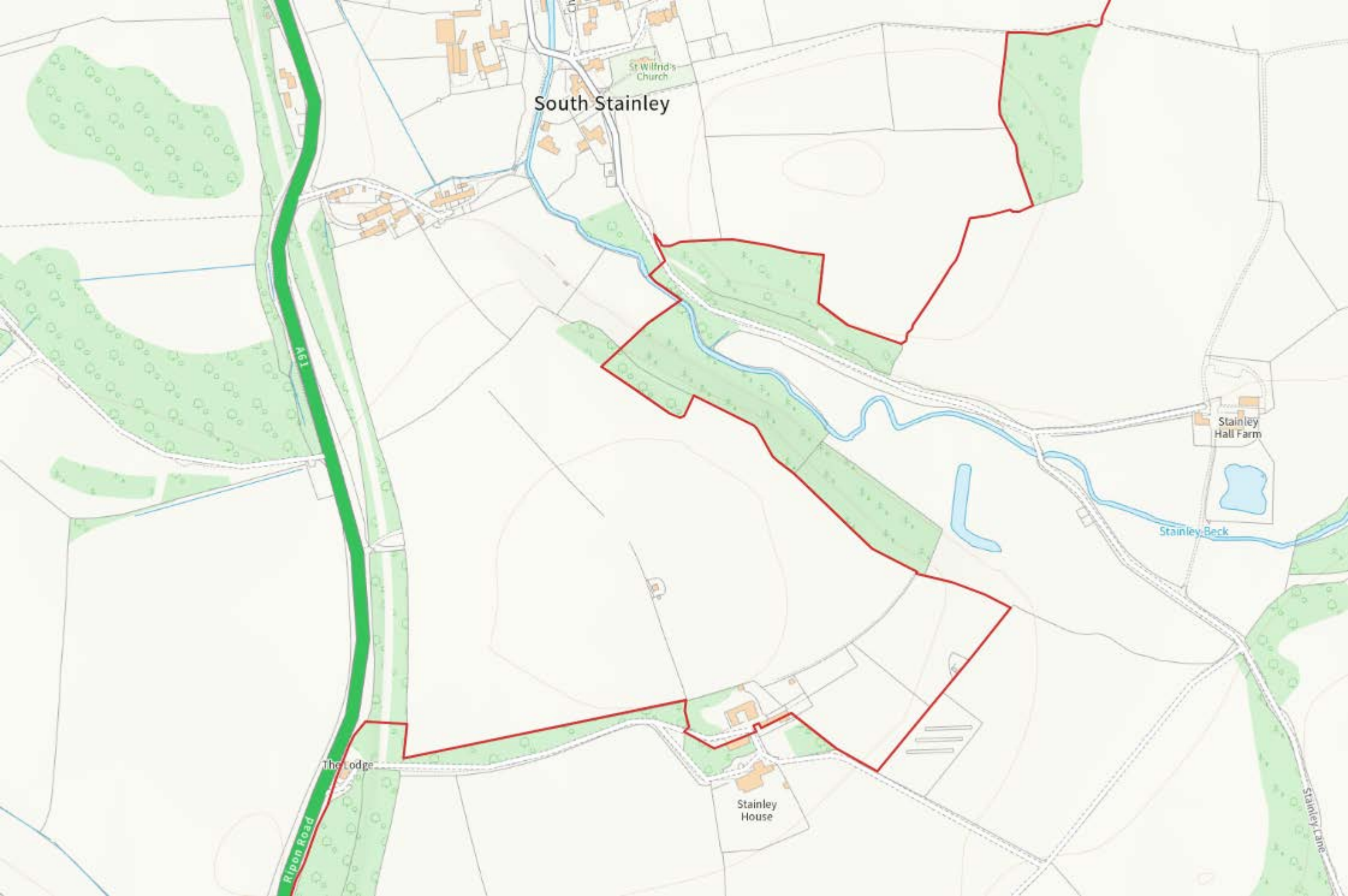
This plan is published for the convenience of the purchaser only. Its accuracy is not guaranteed and it is expressly excluded from any contract.
Drawing G2557-286 Date 02.01.24

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Scale 1:10,000 @ A1

- Key**
- Public Footpath
 - Public Bridleway
 - UUR





South Stainley

St Wilfrid's Church

A61

The Lodge

Stainley House

Stainley Hall Farm

Stainley Beck

Stanley Lane