

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:

NL Reg 33

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.

1. Registration Authority

To the

LISA GREYWRIGHT, COMMONS REGISTRATION + RIGHTS OF WAY ASSISTANT
OXFORDSHIRE COUNTY COUNCIL
COUNTRYSIDE SERVICES, DEFINITIVE MAP & COMMONS
SIGNAL COURT, OLD STATION WAY,
EYNSHAM OXFORD, OX 29 4TL.

Note 1

Insert name of registration authority.

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: MISS GEORGINA R GIBBS .

Full postal address:
12, SAXON WAY,
NORTHWAY, HEADINGTON
OXFORD.
Postcode OX3 9DE .

Telephone number:
(incl. national dialling code) 01865-455337 .

Fax number:
(incl. national dialling code) N/A -

E-mail address: gina.gibbs@hotmail.com

3. Name and address of solicitor, if any

Name: N/A

Firm: —

Full postal address:
N/A .
Post code N/A

Telephone number:
(incl. national dialling code) — N/A

Fax number:
(incl. national dialling code) —

E-mail address: —

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.

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.

N/A

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

N/A .

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

Name by which usually known:

Foxwell Drive open Green space

Location:

Between the bottom of Dunston Road Parks
The top of Barronmead Road, Along the full
length of foxwell drive see ord. survey map

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

A marked
in Red
The Claimed land.

Common land register unit number (if relevant) *

N/A

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:

Electoral ward of Headington^{HILL} and Northway ward
In the Parish of Old Headington, St Andrews
see maps attached of Electoral ward (locality)
and neighbourhood defined - as Northway
Estate, Oxford.

Tick here if map attached:

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 it to be clearly identified.

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

Note 6

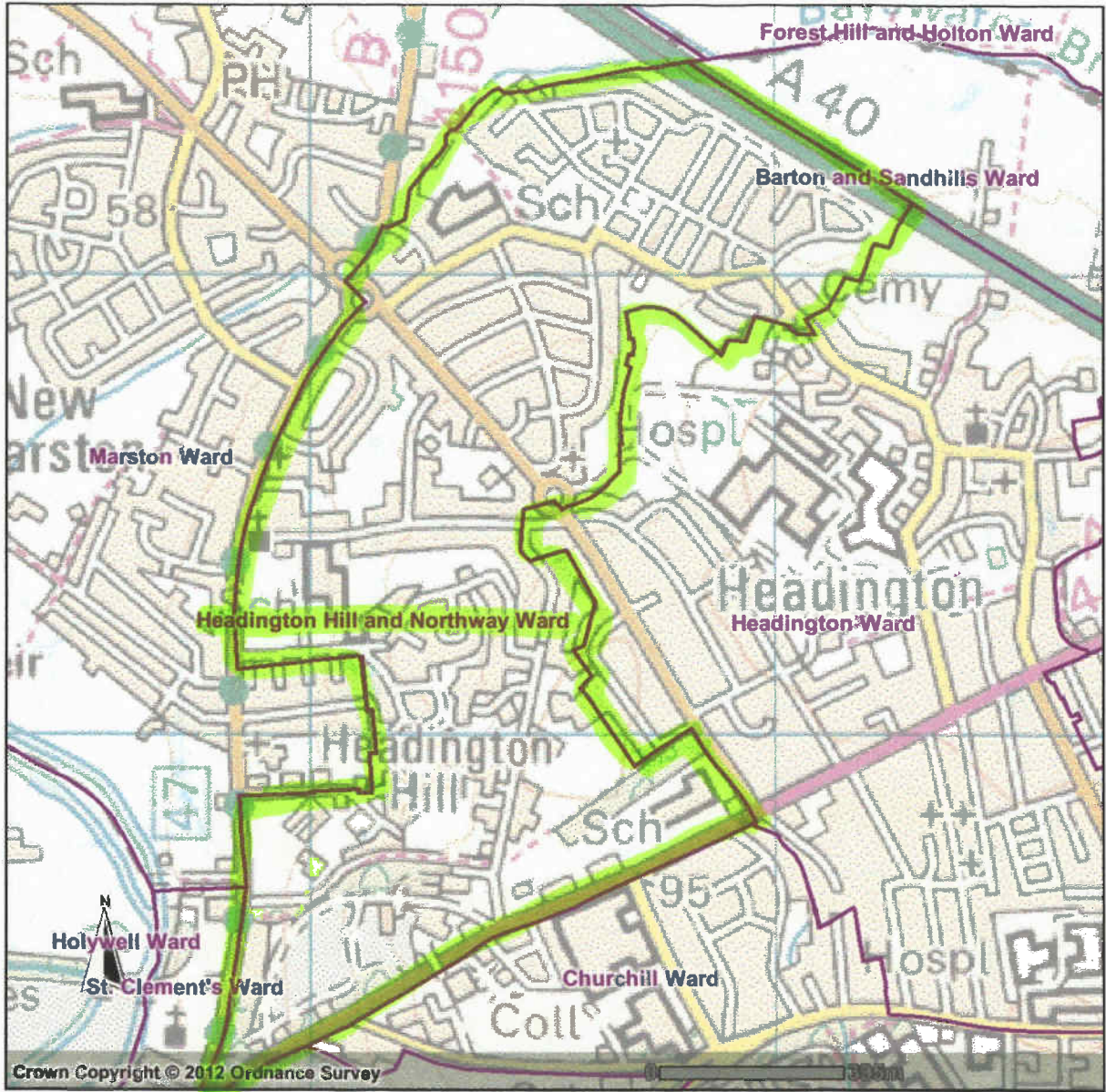
It may be possible to indicate the locality of the green by reference to an administrative area, such as a parish or electoral ward, or other area sufficiently defined by name (such as a village or street). If this is not possible a map should be provided on which a locality or neighbourhood is marked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

MAPS THE LOCALITY OF
NORTHWAY AND HEADINGTON
HILL WARD

Election Maps



<http://electionmaps.ordnancesurvey.co.uk>



Oxford East Boro Const

Source data: 1:50 000 Scale Colour Raster

Image supplied by Ordnance Survey Election Maps Service. Image reproduced with the permission of Ordnance Survey.

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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).

Treasurer of
(Northway residents group)

I Georgina Gibbs (BA HONS ADULT NURSE)

Am applying to register the land as a town green, as the land has been continuously used for 61 yrs by a significant number of inhabitants of the locality and neighbourhood.
(This complies with the regulations for a town green application as it has been used for more than 20 yrs)

At present the land is under threat of development by the Oxford City Council who are proposing to build a Link Road from Barton West (proposed new House development project, Barton Area action plan) through to Northway. This will use up a significant amount of Foxwell drive green space.

According to the City Council's Green space strategy document Northway is highly underprovided for green space. We the residents of Northway & Headington Hill ward want to preserve this greatly valued green space for all in perpetuity. We have made representations against this proposed Link road at the BAAP Examination Hearings in June-Sept 2012.

The Residents group Northway did a petition with Mick Haines councillor of Headington ward (1,800 signatures) against the Road Link.

Ch R Gibbs

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).

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).

Note 10

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

Please use a separate sheet if necessary.

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

Oxford City Council is the Registered owner of the land claimed to be a town/village Green.
- Address: Oxford City Council.
Town Hall,
St Aldates, chambers
St Aldates,
Oxford.

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

N/A.

10. Supporting documentation

Planning validity document,
The history of Northway Estate & Foxwell Drive Green Space - Letter by Nicholas Hill
Google Earth maps showing Foxwell drive green space.
MAPS - MAP A showing the claimed land Foxwell drive Green Space. MAP B showing Heading Hill & Northway Electoral Ward (Locality) MAP C showing the neighbourhood Northway.
Land registry correspondence, including maps, other documents. Covenant between Henry Berry - Adelman of Oxford 1948.
15. Evidence of use forms including supporting letters & photographs.

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

Interested Party Oxford City Council,
Town Hall, St Aldontes Oxford. They
are the Registered owners of the land.
They have appropriated the land since
2012 for other usage - i.e. Planned Link
road from Barton West to Northway
through Foxwell Drive Green space.
See map attached of Barton Area
Plan proposal, see *
* Barton Area Action Plan Notes enclosed.
Including BMAP examination notes.

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:

14 / 12 / 2012

Signatures:

G. R. Gibbs
(GEORGINA RUTH GIBBS)

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).

I, Georgina Ruth Gibbs, solemnly and sincerely declare as follows:—

² Delete and adapt as necessary.

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))~~ — l.h. IP

³ Insert name if Applicable

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:~~ l.h. IP

- ~~(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~~ l.h. IP

Cont/

⁴ Continued

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

hh
IP

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 GEORGINA R. GIBBS.)
)
at Pellmans Solicitors)
)
this 14th day of December 2012)

Signature of Declarant

h R Gibbs

Before me * IAN PELLMAN

[Signature]

Signature:

Address: 1 Abbey Street, Eynsham,
OXON OX29 4TB

Qualification: Solicitor

PELLMANS SOLICITORS
1 ABBEY STREET
EYNSHAM
OXFORD
OX29 4TB

* 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