



Highways Act 1980 Section 31(6) - Deposit of Maps, Statements and Statutory Declarations summary sheet

Section 31A file reference number:

31A/2/08/007

Title and/or description of land referred to:

Bournmoor – land on south side of Chester Road, Bournmoor, DH4 6UA, DH4 6HH

Districts:

Chester le Street

Parishes:

Bournmoor

Ordnance Survey grid reference (6 figure all NZ):

NZ 303513

Land Postcodes:

DH4 6UA, DH4 6HH

Documents deposited by:

Helen McCall, 2 Kirkside, New Herrington, Houghton le Spring DH4 4NX

Date of deposit of map and highway statement (received by Council):

13 May 2022 (replaces expired map and statement dated 04 March 2008)

Date of highway declarations (received by Council):

13 July 2022 previous expired declaration dated 18 April 2008

Date current documentation expires:

13 July 2042

Durham County Council contact:

Senior Rights of Way Officer
Telephone Number: 03000 265342
Email: prow@durham.gov.uk

Notes:

APPLICATION FORM
for a deposit under section 31(6) of the Highways Act 1980 and section
15A(1) of the Commons Act 2006

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: Durham County Council
2. Name and full address (including postcode) of applicant:
Helen McCall, 2 Kirkside, New Herrington, Houghton le Spring DH4 4NX
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
[insert name of owner] who is the owner of the land(s) described in paragraph 4 and in my capacity
as *[insert details]*.
4. Insert description of the land(s) to which the application relates (including full address and postcode):
Land on the South Side of Chester Road, Bournmoor
5. Ordnance Survey six-figure grid reference(s) of a point within the area of land(s) to which the
application relates (if known):
NZ 303, 513
6. This deposit comprises the following statement(s) and/or declarations: Part B highway statement
under section 31(6) of the Highways Act 1980

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

I am the 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 shown edged red on the accompanying map have been dedicated as highways.

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:

HELEN MCCLALL

Date:

10th MAY 2022

You should keep a copy of the completed form

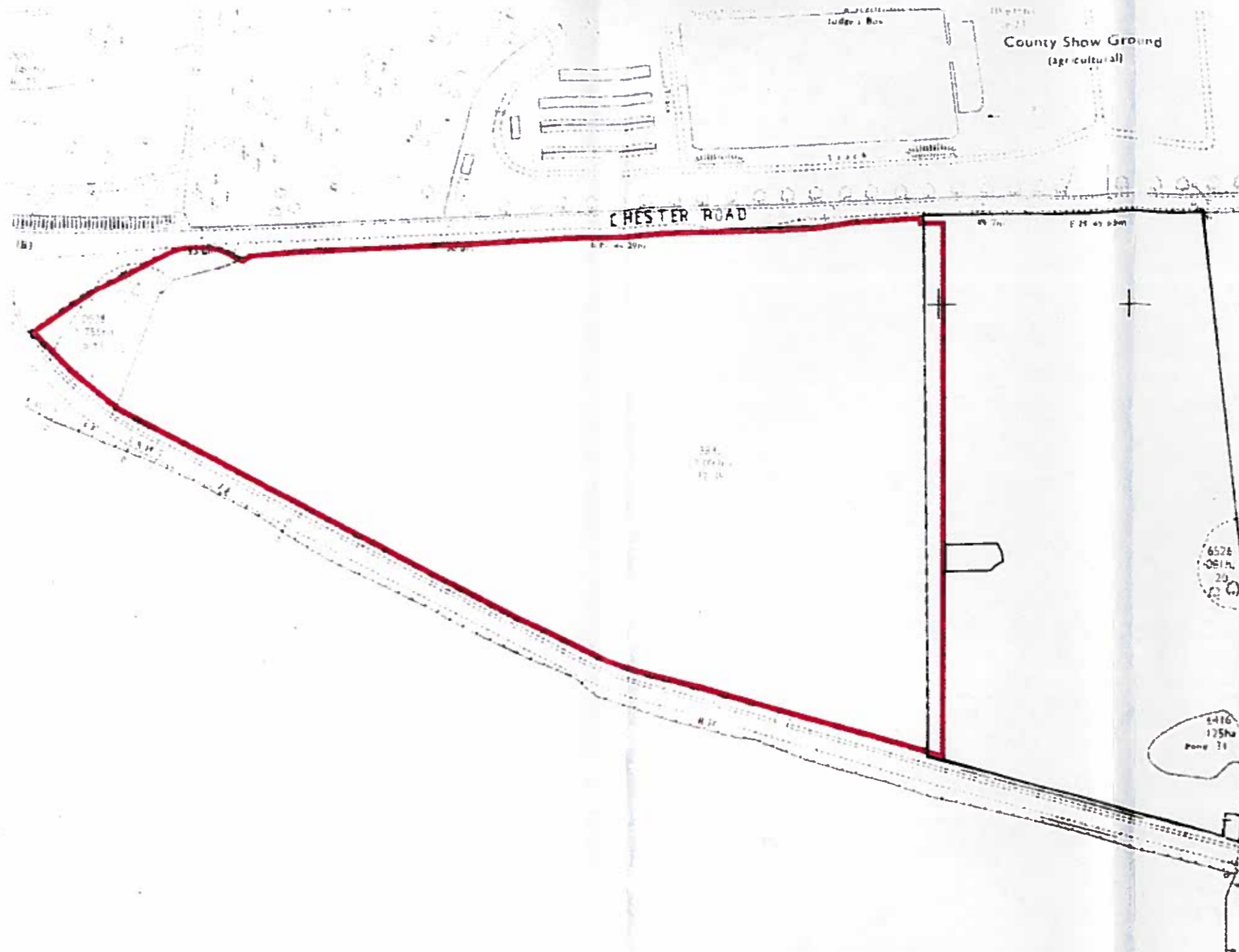
Data Protection Act 1998 - Fair Processing Notice


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.

Durham County Council 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 Durham County Council 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 Durham County Council 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.

Durham County Council 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, Durham County Council will not permit any unwarranted breach of confidentiality nor will they act in contravention of their obligations under the Data Protection Act 1998.



Client: H. McCall	Title: Site Location Plan	
File: MCC130.8	Land at Chester Road Chester-le-Street Co Durham	
 Sandgate House, 102 Quayside Newcastle upon Tyne Tel: 0191 2044000 Fax: 0191 2044110	Scale: 1:2500 @A3	Date 04/01/08
	Drawn By: DS	

APPLICATION FORM
for a deposit under section 31(6) of the Highways Act 1980 and section
15A(1) of the Commons Act 2006

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: Durham County Council
2. Name and full address (including postcode) of applicant:
Helen McCall, 2 Kirkside, New Herrington, Houghton le Spring DH4 4NX
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
[insert name of owner] who is the owner of the land(s) described in paragraph 4 and in my capacity
as [insert details].
4. Insert description of the land(s) to which the application relates (including full address and postcode):
Land on the South Side of Chester Road, Bournmoor
5. Ordnance Survey six-figure grid reference(s) of a point within the area of land(s) to which the
application relates (if known):
NZ 303,513
6. This deposit comprises the following statement(s) and/or declarations: Part C highway declaration
under section 31(6) of the Highways Act 1980

PART C: Declaration under section 31(6) of the Highways Act 1980

PART C: continued

1. I am the owner of the land described in paragraph 4 of Part A of this form and shown edged in red on the map lodged with Durham County Council on 13th day of May 2022
2. On the 13th day of May 2022, I deposited with Durham County Council, being the appropriate council, a statement accompanied by a map showing my property edged in red which stated that no ways had been dedicated as highways over my property.
3. No additional ways have been dedicated over the land edged in red on the map referenced in paragraph 1 above since the statement dated 10th May 2022 referred to in paragraph 2 above and at the present time, I have no intention of dedicating any public rights of way over my property.

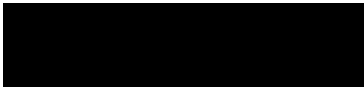
PART F: Statement of Truth

(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: HELEN McCALL

Date: 17th July 2022

You should keep a copy of the completed form

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**HIGHWAYS ACT 1980
SECTION 31 (6)**

**NOTICE OF INTENTION NOT TO DEDICATE
PUBLIC RIGHTS OF WAY**

ON BEHALF OF

Helen McCall

as

The Personal Representative of Peter J McCall Deceased

In relation to

Land on the South Side of Chester Road, Bournmoor

SUBMITTED BY:

**WARD HADAWAY
SOLICITORS
SANDGATE HOUSE
102 QUAYSIDE
NEWCASTLE UPON TYNE
NE1 3DX**

HIGHWAYS ACT 1980
SECTION 31(6)

NOTICE OF INTENTION NOT TO
DEDICATE PUBLIC RIGHTS OF WAY

DEPOSIT OF STATEMENT AND PLAN

Land on the South Side of Chester Road, Bournmoor

I, **Helen McCall**, of Herrington Hill House Farm, High Lane, Newbottle, Co Durham, DH4 4NQ as Personal Representative of Peter J McCall Deceased declare as follows:-

1. I am the Personal Representative of Peter J McCall Deceased under the grant of probate dated 27 July 2004.
2. The land vested in myself as the Personal Representative of Peter J McCall Deceased includes the land shown edged red on the attached Plan, which I sign and date, and which is the land known as land on the south side of Chester Road, Bournmoor.
3. I have been shown a copy of the Definitive Map with the relevant date of 1 November 1979 which is amended to show modifications effective before 30 November 2007 and which includes the land referred to in paragraph 2 above.
4. By reference to the copy of the Definitive Map referred to above, there are no public rights of way which cross the land in question.
5. I have been informed that the Definitive Map is conclusive evidence as to the existence of a footpath, subject to any evidence coming to light to the contrary.
6. In accordance with the above, I hereby give notice that, as far as I am aware and in reliance on the extract of the Definitive Map provided by Durham County Council, no footpath or bridleway or any other kind of public highway crosses over the land in my ownership.

- 7. The deposit shall comprise this statement and accompanying Plan.
- 8. I understand that this Notice is effective for ten years and to prevent public rights of way coming into being it must be followed by a Statutory Declaration at not more than ten yearly intervals confirming that no additional rights of way have been dedicated.

Dated the 27th day of Feb 2008

Signed by



Helen McCain

In the presence of

ANDREA TAYLOR

Name

WARDHADAWAY

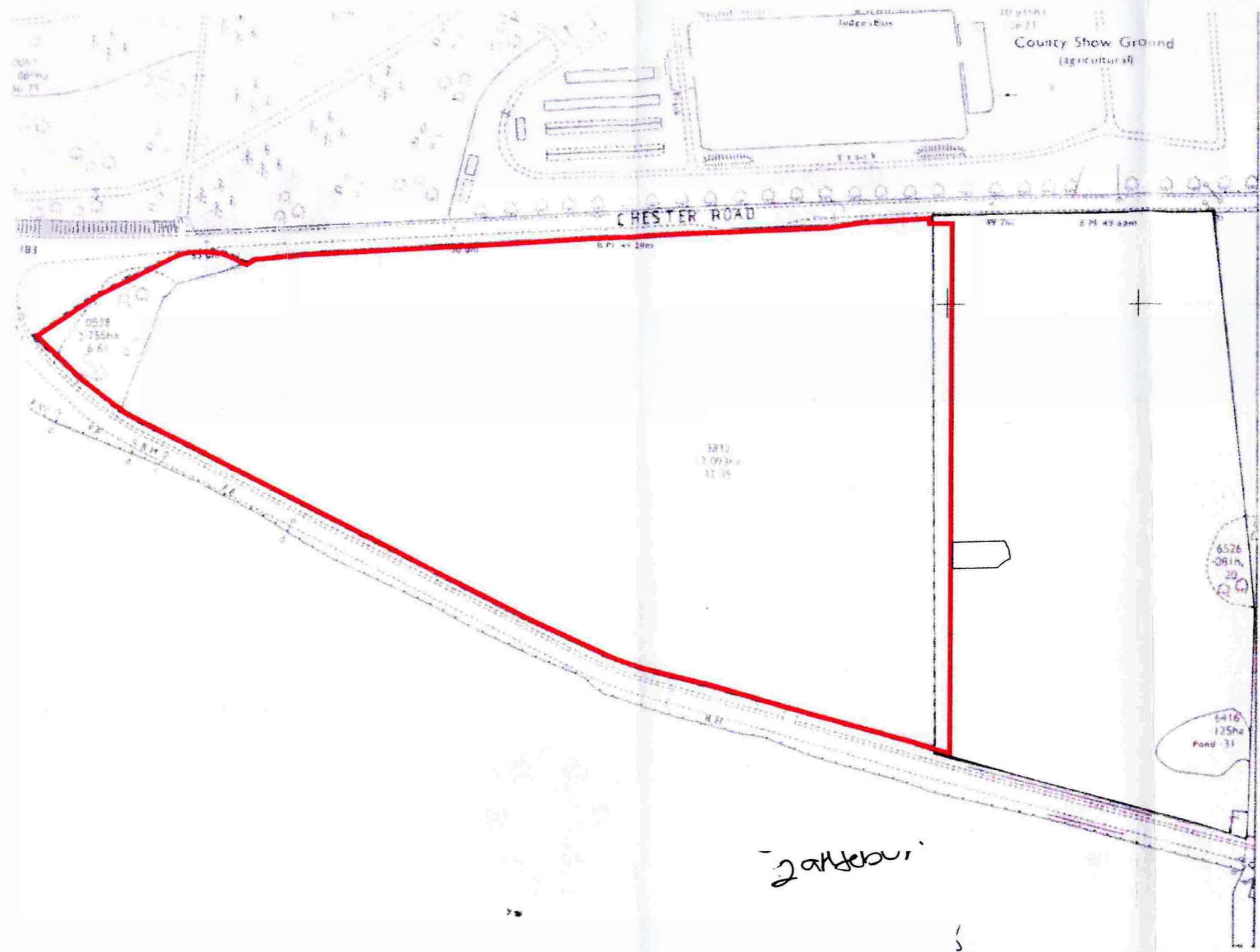
Address

SANDGATE HOUSE

102 QUAYSIDE

NE1 3DX

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Client: H. McCall	Title: Site Location Plan	
File: MCC130.8	Land at Chester Road Chester-le-Street Co Durham	
 Sinding House 102 Quayside Newcastle upon Tyne Tel: 0191 2044000 Fax: 0191 2044110	Scale: 1:2500 @A3	Date 04/01/08
	DrawnBy: DS	

**STATUTORY DECLARATION
OF LANDOWNER**

UNDER SECTION 31 (6) OF THE HIGHWAYS ACT 1980

To: Durham County Council

I, **HELEN McCALL** of Herrington Hill House Farm, High Lane, Newbottle, Co Durham, DH4 4NQ DO SOLEMNLY AND SINCERELY DECLARE as follows:-

1. I am the Personal Representative of Peter J McCall Deceased under the grant of probate dated 27 July 2004.
2. The land on the south side of Chester Road, Bourmoor, more particularly shown edged in red on the plan accompanying this Declaration ("the Land") is vested in me as Personal Representative of Peter J McCall Deceased.
3. On the 29th February 2008 I deposited with Durham County Council a map of the Land together with a Statement identifying that I am not aware of any public rights of way on the Land.
4. Since such deposit referred to in paragraph 3 above no ways have been dedicated by me as Personal Representative of Peter J McCall Deceased for the use by the public as highways and I do not intend to dedicate any public rights of way over the Land.

I MAKE THIS SOLEMN DECLARATION conscientiously believing the same to be true
by virtue of the Statutory Declarations Act 1835.

Signature



DECLARED by the above named Helen McCall

at SANDGATE HOUSE,

in the county of NEWCASTLE UPON TYNE (TYNE + WEAR)

this 18 day of APRIL 2008


Before me:

Commissioner for Oaths/Justice of the Peace/Solicitor

Address:-

DICKINSON DEES
ST ANNE'S WHARF
112 QUAYSIDE
NEWCASTLE UPON TYNE
NE99 1SB



Client: H. McCall	Title: Site Location Plan	
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