



Making a difference where you live

Section 31A file reference number:

31A/6/08/009

THE HIGHWAYS ACT 1980 –  
SECTION 31(6)

**DEPOSIT OF MAPS, STATEMENTS AND (STATUTORY)  
DECLARATIONS SUMMARY SHEET**

**Thorngate, Barnard Castle**

<b>Title and/or description of land referred to:</b>	The Riverbank adjacent to No.9 Thorngate Place, Barnard Castle
<b>Parish/Ward</b>	Barnard Castle
<b>Ordnance Survey grid ref (to 12 places)</b>	404968.515990
<b>Land Postcode</b>	DL12 8GP
<b>Name and address of (owners) persons who made most recent declaration</b>	Shippen, 9 Thorngate Place, Barnard Castle, Co. Durham, DL12 8GP
<b>Date the most recent declaration received by the Council</b>	27 April 2018
<b>Dates of earlier deposits/statutory declarations</b>	9 June 2008 (Statutory declaration by former owners) 27 May 2008 (Deposit of map and statement by former owners)
<b>Date current declaration expires</b>	26 April 2038

**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:

[REDACTED] Shippen

9 Thorngate Place,  
Barnard Castle,  
County Durham,  
DL12 8GP

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

We are

(a)  the owners 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):

The Riverbank adjacent to number 9 Thorngate Place, Barnard Castle, DL12 8GP.  
More particularly delineated on the map accompanying this declaration outlined in red and cross-hatched.

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 050 160

6. This deposit comprises the following statement(s) and/or declarations:

Lodging a highways declaration (Parts A, C, E and F)

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

~~[I am / *[insert name of owner]* is] the owner of the land described in paragraph 4 of Part A of this form and shown *[insert colouring]* on the map accompanying this statement.~~

~~*(delete wording in square brackets as appropriate and / or insert information as required)*~~

~~[Ways shown *[insert colouring]* on the accompanying map are byways open to all traffic]~~

~~[Ways shown *[insert colouring]* on the accompanying map are restricted byways]~~

~~[Ways shown *[insert colouring]* on the accompanying map are public bridleways]~~

~~[Ways shown *[insert colouring]* on the accompanying map are public footpaths]~~

~~No *[other]* ways over the land shown *[insert colouring]* on the accompanying map have been dedicated as highways.~~

~~*(delete wording in square brackets as appropriate and/or insert information as required)*~~

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

**PART C: continued**

1. [REDACTED] Shippen are the owners of the land described in paragraph 4 of Part A of this form and shown outlined in red and cross-hatched on the map accompanying this declaration
  
2. ~~On the [insert day] day of [insert month, year] [I/my/[insert name of owner's] predecessor in title [insert name]] deposited with [insert name] Council, being the appropriate council, a statement accompanied by a map showing [my/[insert name of owner's]] property [insert colouring] which stated that:  
  
[the ways shown [insert colouring] on that map [and on the map accompanying this declaration] had been dedicated as byways open to all traffic]  
  
[the ways shown [insert colouring] on that map [and on the map accompanying this declaration] had been dedicated as restricted byways]  
  
[the ways shown [insert colouring] on that map [and on the map accompanying this declaration] had been dedicated as bridleways]  
  
[the ways shown [insert colouring] on that map [and on the map accompanying this declaration] had been dedicated as footpaths]  
  
[no [other] ways had been dedicated as highways over [my/[insert name of owner's] property].  
  
(delete wording in square brackets as appropriate and/or insert information as required)~~
  
3. On the 12<sup>th</sup> day of June 2008 our ([REDACTED] Shippen) predecessor in title [REDACTED] Mahoney deposited with Durham County Council, being the appropriate council, a statutory declaration dated 9<sup>th</sup> June 2008 stating that no ways had been dedicated as byways open to all traffic, no ways dedicated as restricted byways, no ways dedicated as bridleways, no ways dedicated as footpaths and no ways dedicated as highways over the land described in paragraph 4 of part A of this form and outlined in red and cross-hatched on the map accompanying this declaration.

4. No additional ways have been dedicated over the land outlined in red and cross-hatched on the map accompanying this declaration/referenced in paragraph 1 above since the date of the declaration referred to in paragraph 3 above and at the present time, we [REDACTED] [REDACTED] Shippen have no intention of dedicating any public rights of way over our property.

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

~~[I am / [insert name of owner] is] the owner of the land described in paragraph 4 of Part A of this form and shown [insert colouring] on the map [accompanying this statement/deposited with [insert name] Council on [insert day, month, year]].~~

~~[[/insert name of owner]] [wish/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 [insert colouring] on the [accompanying map/map referenced above].~~

~~(delete wording in square brackets as appropriate and/or insert information as required)~~

**PART E: Additional information relevant to the application**

(Insert any additional information relevant to the application)

**No additional information**

## PART F: Statement of Truth

(All applicants must complete this Part)

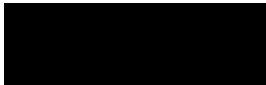
**WARNING:** If you dishonestly enter information or make a statement that you know is, or might be, untrue or misleading, and intend by doing so to make a gain for yourself or another person, or to cause loss or the risk of loss to another person, you may commit the offence of fraud under section 1 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**

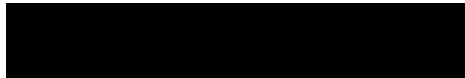
**Signature (of the person making the statement of truth):**



**Print full name:**



SHIPPEN



SHIPPEN

**Date:** 27-APRIL-2018

27-APRIL-2018

**You should keep a copy of the completed form**

### Data Protection Act 1998 - Fair Processing Notice

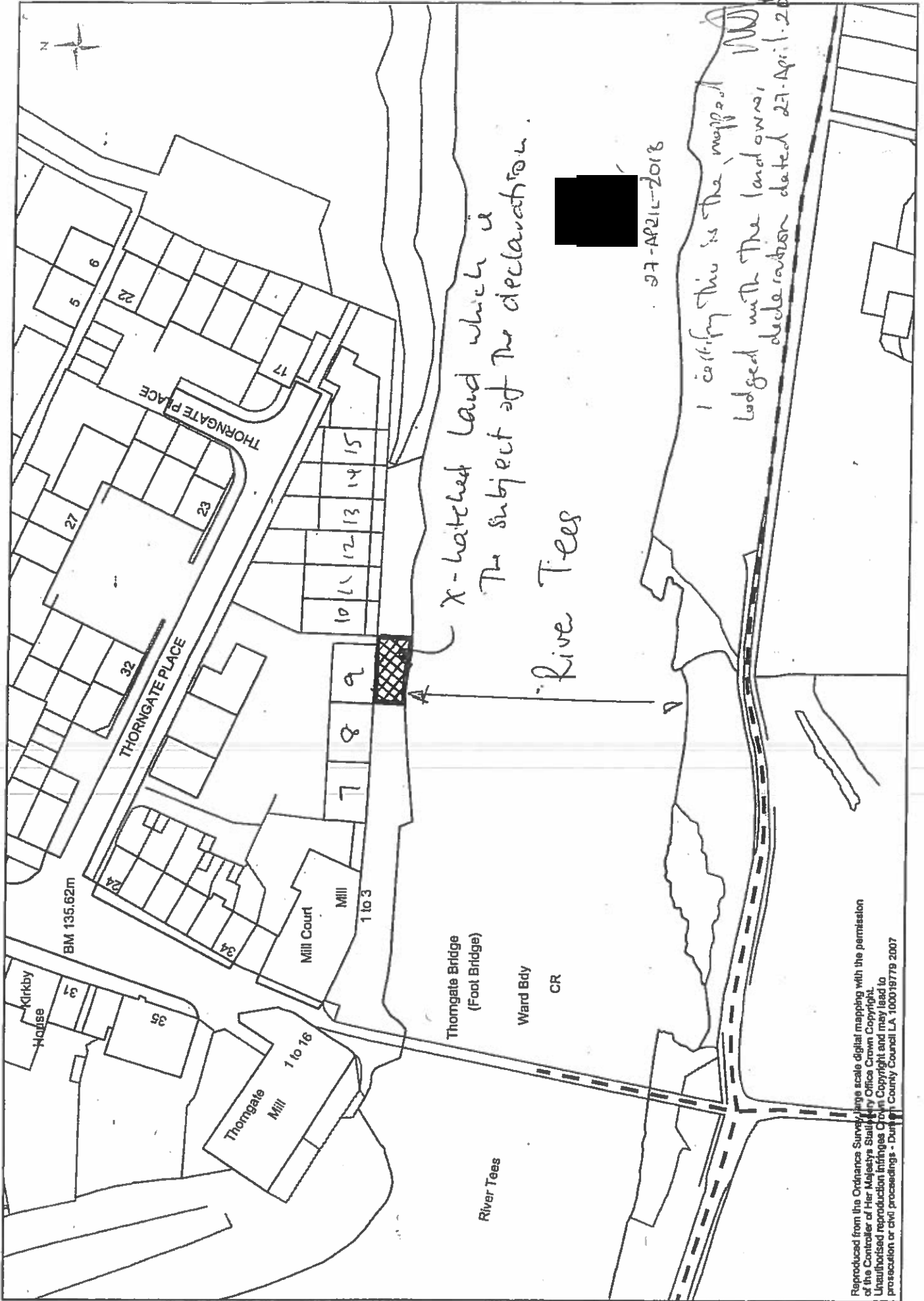
The purpose of this Fair Processing Notice is to inform you of the use that will be made of your personal data, as required by the Data Protection Act 1998.

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.





X-hatched land which is  
The subject of the declaration.

River Tees

27-APRIL-2018

I certify this is the mapped  
lodged with the land owner, [redacted]  
declaration dated 27-April-2018

DEPOSIT OF STATEMENT and MAP

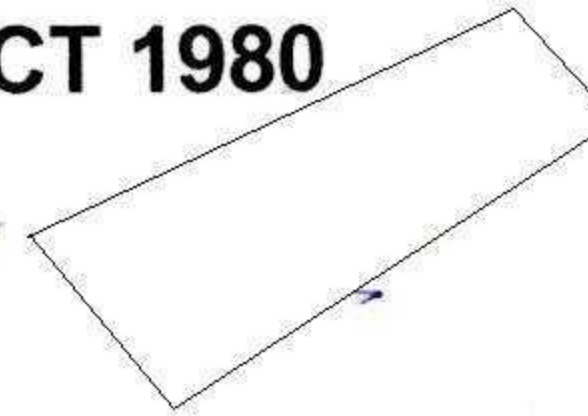
SECTION 31(6) OF THE HIGHWAYS ACT 1980

Teesdale District

To [name] Council

30th April 2007

~~23rd April 2005~~



1. <sup>we are</sup> I am and have been since [day, month, year] the owner within the meaning of the above section of Highways Act 1980 the owner of the land known as [name of farm, etc.] more particularly delineated on the map accompanying this statement and thereon edged red.

2. The aforementioned land lies in the parish(es)/community(ies) of [name(s)].

*The Riverbank adjacent to No 9 Thongate Place  
Barnard Castle.*

3. Ways coloured brown on the said map are byways open to all traffic.

4. Ways coloured red on the said map are restricted byways.

5. Ways coloured green on the said map are public bridleways.

6. Ways coloured purple on the said map are public footpaths.

7. No [other] ways over the land have been dedicated as highways.

8. The deposit shall comprise this statement and accompanying map.

*Now exist.*

Signed (landowner)



Name (of landowner)

*MAHONEY and MAHONEY*

Address

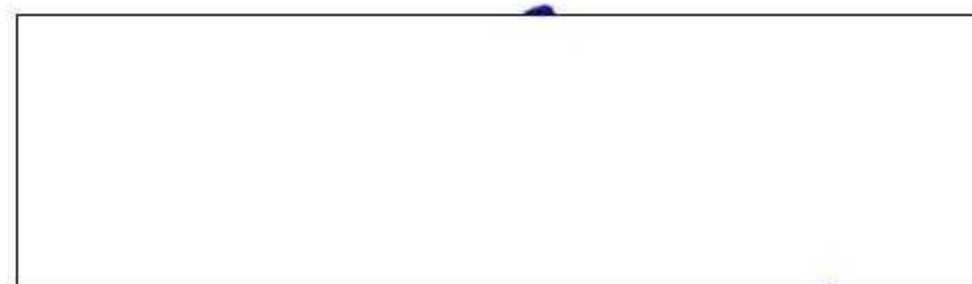
*9, THORNGATE PLACE,  
BARNARD CASTLE,*

Date

*27/5/2008.*

*DL12.8 9P.*

Signed (witness)



Name (of witness)

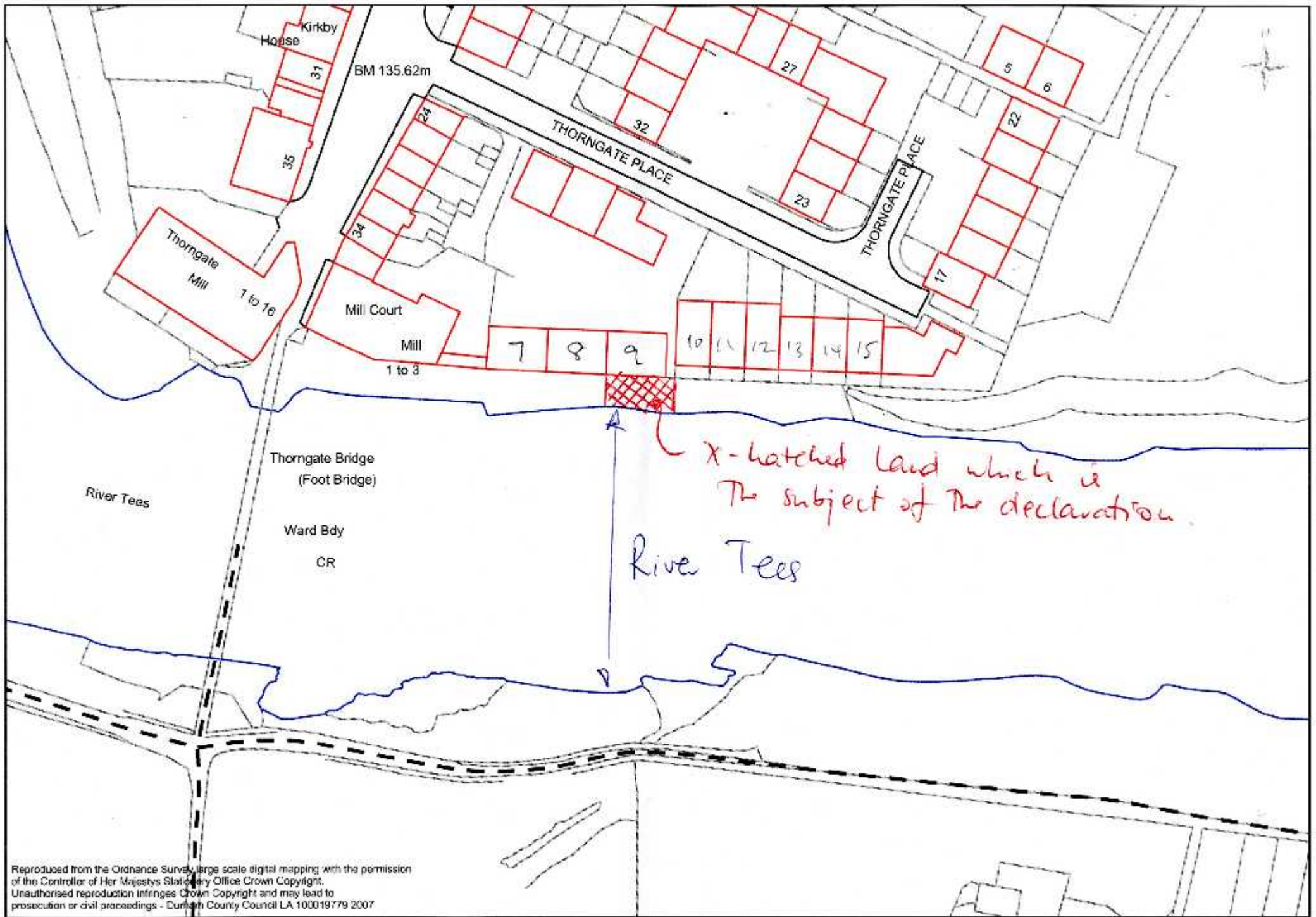
*RIDLEY.*

Address

*5, THORNGATE PLACE, BARNARD CASTLE.*

Occupation

*RETIRED.*



(1)

**STATUTORY DECLARATION**

**SECTN 31(6) OF THE HIGHWAYS ACT**

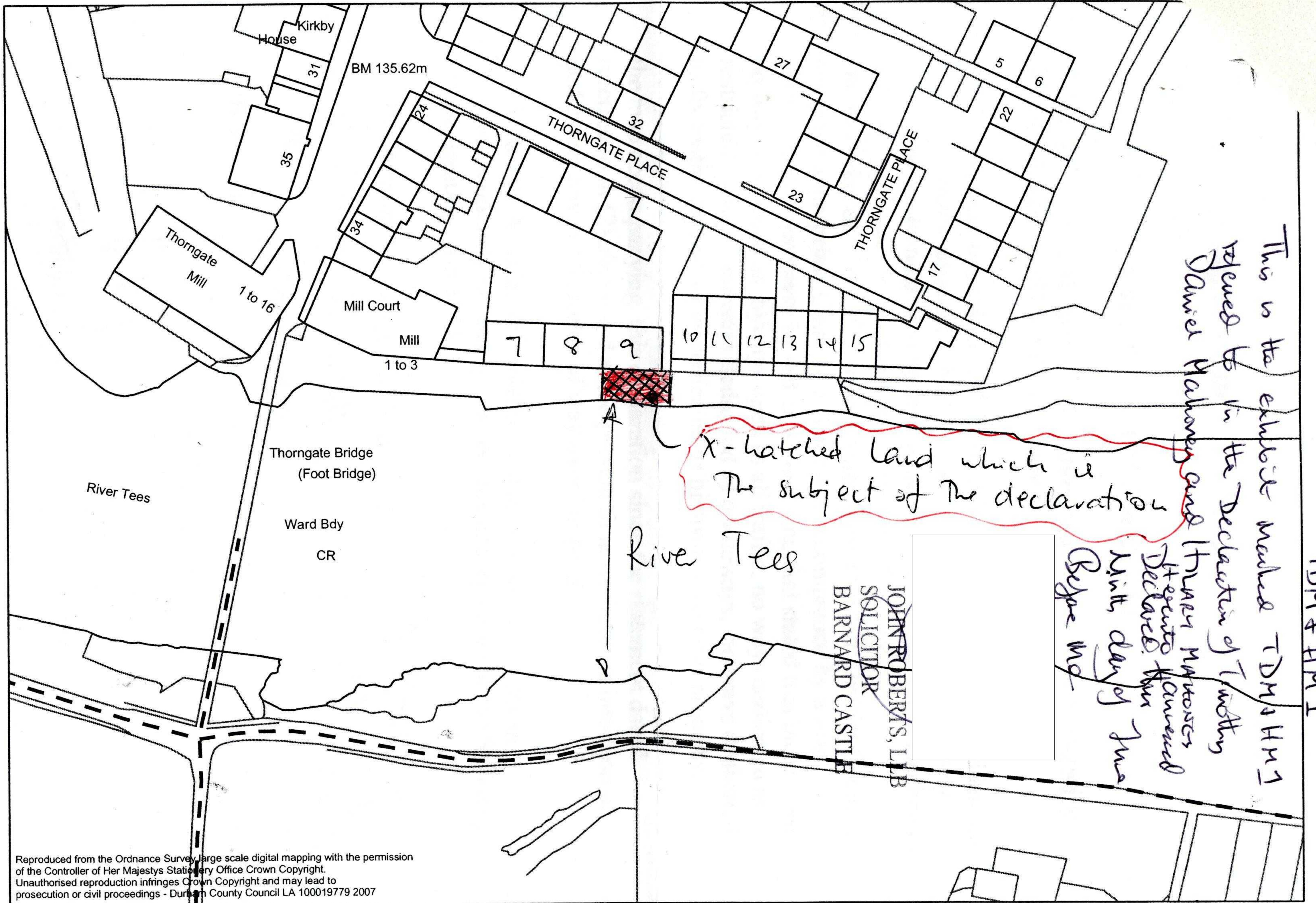
We [REDACTED] Mahoney DO SOLEMNLY  
AND SINCERELY DECLARE as follows:

1. We are and have been since 30<sup>th</sup> April 2007 the owners of the land known as the Riverbank adjacent to No. 9 Thorngate Place more particularly delineated on the map accompanying this declaration and cross-hatched in red. *and as shown to us marked "TDM & HM 1"*  
On the *28<sup>th</sup>* day of *May 2008* we deposited with Teesdale District Council, being the appropriate Council, a statement accompanied by a map delineating our property by red cross-hatching that stated that there were no ways dedicated as byways open to all traffic, no ways dedicated as restricted byways, no ways dedicated as bridleways, no ways dedicated as footpaths, and no ways dedicated as highways over our property.
3. No additional ways have been dedicated over the land crosshatched red on the map accompanying this declaration since the statement dated referred to in (2) above and at the present time we have no intention of dedicating any public rights of way over our property.

**AND WE MAKE** this solemn declaration on the      day of  
Conscientiously believing it to be true and by virtue of the Statutory  
Declarations Act 1835.

**Declared at** *Barnard Castle*  
*Co. Durham this 11<sup>th</sup>*  
*day of June 2008*  
Before me *||*

JOHN ROBERTS, LLB  
SOLICITOR  
BARNARD CASTLE

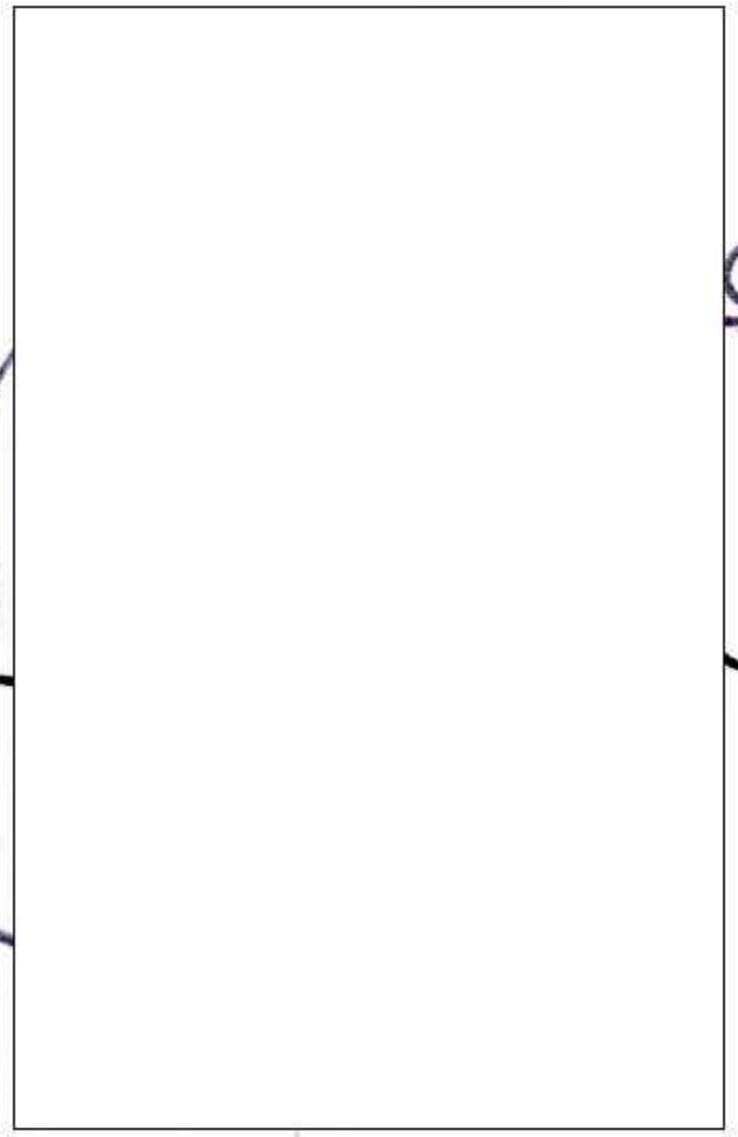


This is the exhibit marked TDM+HM1  
 referred to in the Declaration of Trusting  
 Daniel Mahoney and Thomas Matthews  
 (Trustees) of the  
 Declaration for  
 a period of five  
 years  
 before me.

X-hatched land which is  
 the subject of the declaration

River Tees

JOHN ROBERTS, LLB  
 SOLICITOR  
 BARNARD CASTLE



"TDM+HM1"