



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

**Section 31A file reference number:**

31A/2/22/018

**Title and/or description of land referred to:**

Urpeth - Moss Close Farm

Moss Close Farm, Pelton, Chester-le-Street, Co. Durham, DH2 1PG

**Districts:**

Chester-le-Street

**Parishes:**

Urpeth, Pelton

**Ordnance Survey grid reference (6 figure all NZ):**

Moss Close Farm - NZ 240528

**Land Postcodes:**

DH2 1PE, DH2 1QG, DH2 1NL, DH2 1NN, DH9 6SA, DH2 1PG, DH2 1PQ, DH2 1PL

**Documents deposited by:**

James Thomas Boon, Joanna Elizabeth Parker, and Edward Roberts Boon c/o Moss Close Farm, Pelton, Chester-le-Street, Co. Durham, DH2 1PG

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

02 October 2022 (also expired highways statements and maps dated 28 June 2000, and 01 August 2012)

**Date of highway declarations (received by Council):**

Expired highways declaration dated 02 August 2000

**Date current documentation expires:**

02 October 2042

**Durham County Council contact:**

Senior Rights of Way Officer  
Telephone Number: 03000 265342  
Email: [prow@durham.gov.uk](mailto:prow@durham.gov.uk)

**Notes:**

Also see S31(6) Highways Act 1980 deposits ref: 31A/2/00/005 and 31A/1/22/034

## 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:

Durham County Council

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

- James Thomas Boon, Broom Cottage, 2 Broom Close, Esher, Surrey, KT10 9ET
- Joanna Elizabeth Parker, Moat Farm, Moat Lane, Bures, CO8 5LJ
- Edward Roberts Boon, Garden Cottage, Urpeth South Farm, Beamish, Stanley, Co. Durham, DH9 0SH

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):

- Moss Close Farm, Pelton, Chester-le-Street, Co. Durham, DH2 1PG

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

- NZ24055280

6. This deposit comprises the following statement(s) and/or declarations (*delete Parts B, C, or D where not applicable*):

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

We (James Thomas Boon, Joanna Elizabeth Parker and Edward Roberts Boon) are the owners of the land described in paragraph 4 of Part A of this form and shown edged red on the map accompanying this statement.

Ways shown by a broken blue line on the accompanying map are public footpaths.

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

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

1. ~~[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 declaration/lodged with [insert name] Council on [insert day, month, year]].~~

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

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 [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 declaration dated [insert day, month, year], stating that no additional ways [other than those marked in the appropriate colour on the map accompanying that declaration] had been dedicated as [byways open to all traffic] [restricted byways] [bridleways] [footpaths] since the deposit of the statement referred to in paragraph 2 above.] (delete if not applicable and delete wording in square brackets as appropriate and/or insert information as required)~~

4. ~~No additional ways have been dedicated over the land [insert colouring] on the map [accompanying this declaration/referenced in paragraph 1 above] since the statement dated [insert day, month, year] referred to in paragraph 2 above [since the date of the declaration referred to in paragraph 3 above] [other than those [byways open to all traffic] [restricted byways] [bridleways] [footpaths] marked in the appropriate colour on the map accompanying this declaration] and at the present time [I/[insert name of owner]] [have/has] no intention of dedicating any more public rights of way over [my/the] property.~~

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

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

~~We (James Thomas Boon, Joanna Elizabeth Parker and Edward Roberts Boon) are the owners of the land described in paragraph 4 of Part A of this form and shown coloured red on the map accompanying this statement.~~

~~We (James Thomas Boon, Joanna Elizabeth Parker and Edward Roberts Boon) wish 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 coloured red on the 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**

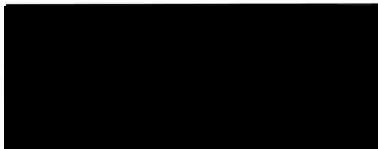
Signature (of the person making the statement of truth):



Print full name: James Thomas Boon

Date: 31/08/2022

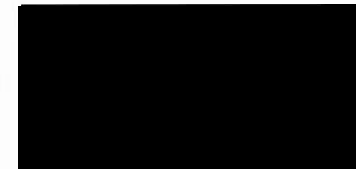
Signature (of the person making the statement of truth):



Print full name: Joanna Elizabeth Parker

Date: 31/08/2022

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



Print full name: Edward Roberts Boon

Date: 31/08/2022

You should keep a copy of the completed form

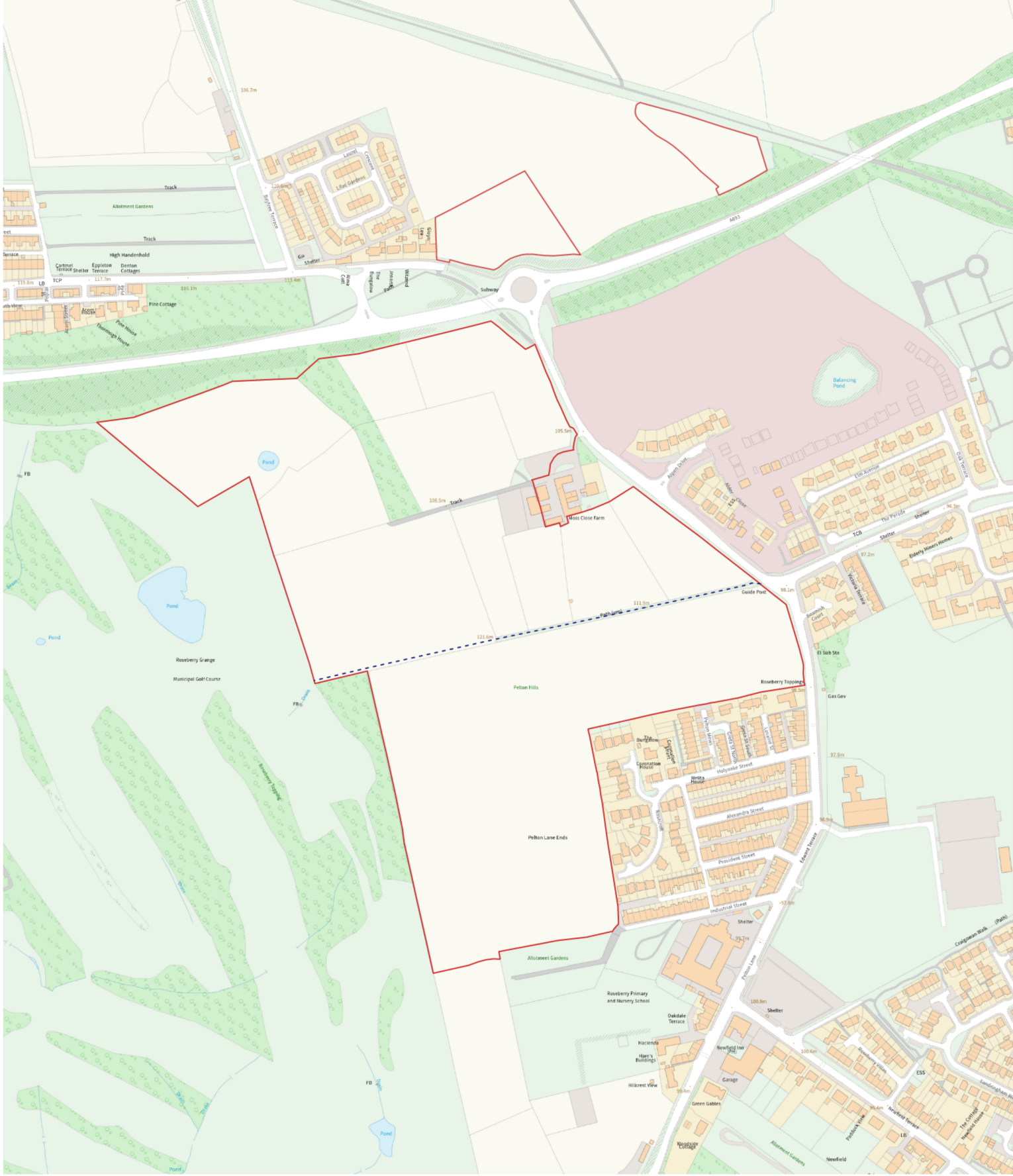
**Data Protection Act 1998 - Fair Processing Notice**

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.

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.



**HIGHWAYS ACT 1980**

**SECTION 31(6)**

**NOTICE OF INTENTION  
NOT TO DEDICATE WAYS**

**ON BEHALF OF ANNE ROSEMARY BOON  
RAVENSTONES  
50 RECTORY ROAD  
GOSFORTH  
NEWCASTLE UPON TYNE**

**SUBMITTED BY**

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

**Ref. No. BOO005/4  
JUNE 2000**



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

**NOTICE OF INTENTION NOT TO DEDICATE WAYS**

**Land shown edged red on the attached plan**

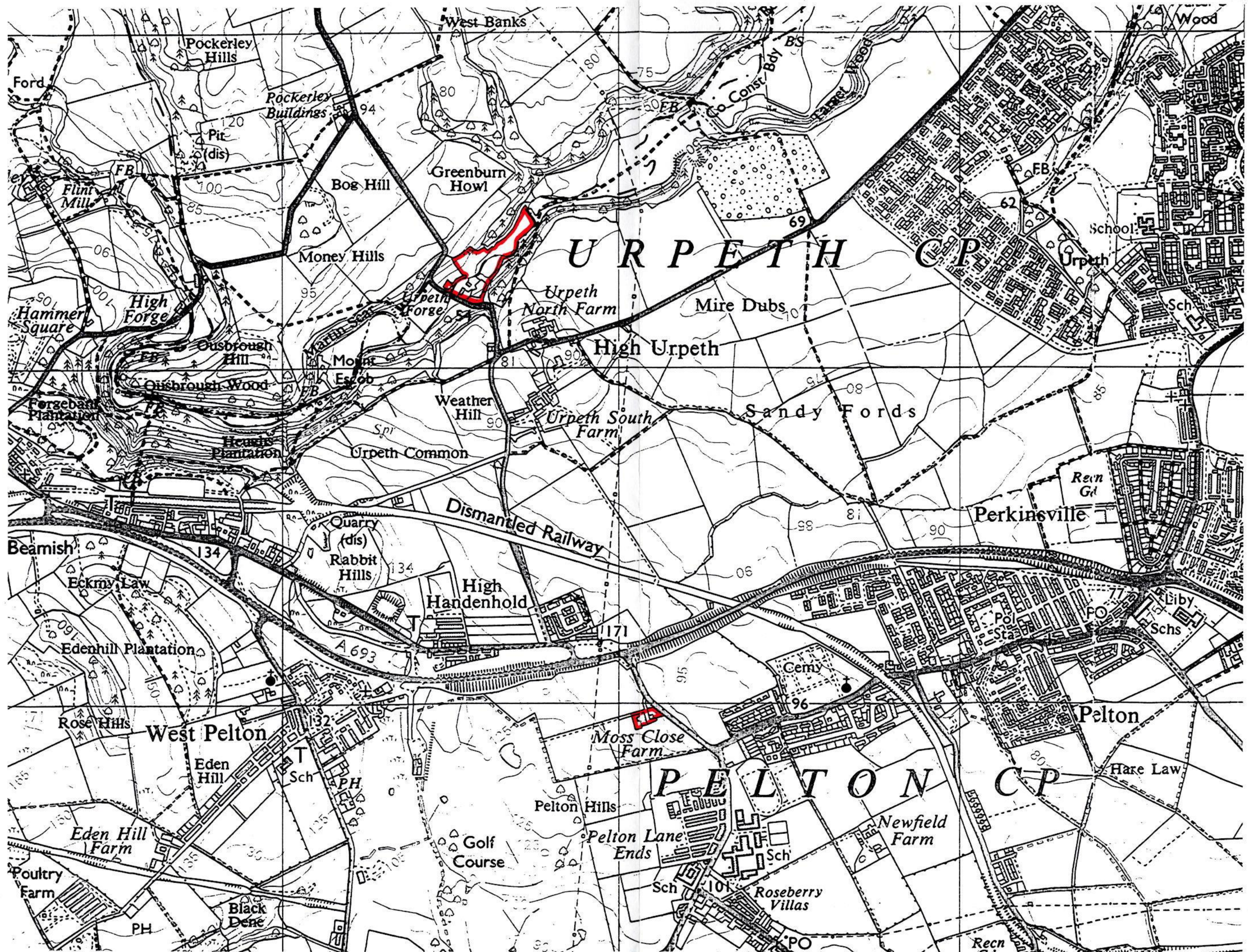
**I, ANNE ROSEMARY BOON**, of Ravenstones, 50 Rectory Road, Gosforth, Newcastle upon Tyne, declare as follows:-

1. I am the owner (within the meaning of the above section) of the land delineated on the plan which I sign and date, attached to this Notice and thereon edged red.
2. I have been shown a copy of the working map of Gateshead Borough Council dated 1999 and also a copy of the Definitive Map for Durham County Council. That map has a relevant date of 1 November 1979 and the copy I was shown was amended to show modifications effective before 1 May 2000.
3. By reference to the copy of the Definitive Map for Gateshead and Durham referred to above there are no ways which cross land in my ownership.
4. I do not acknowledge any ways over my land nor do I intend to dedicate any.
5. I understand that this Notice is effective for six years and to prevent ways coming into being it must be followed by statutory declarations at not more than six yearly intervals, that no additional ways have been dedicated.

Dated the 28 day of June 2000

x







**HIGHWAYS ACT 1980**

**SECTION 31(6)**

**NOTICE OF INTENTION  
NOT TO DEDICATE WAYS**

**ON BEHALF OF  
MR J R BOON  
URPETH NORTH FARM  
BEAMISH, STANLEY  
CO. DURHAM  
DH9 OSD**

**SUBMITTED BY**

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

**Ref. No. BOO005/4  
JUNE 2000**



**HIGHWAYS ACT 1980**

**SECTION 31(6)**

**Notice of intention not to dedicate ways**

**Land shown edged red on the attached plan**

I, **MR JOHN ROBERTS BOON** of Urpeth North Farm, Beamish, Stanley, Co. Durham, DH9 0SD, declare as follows:-

1. I am the owner (within the meaning of the above section) of the land known as Urpeth North Farm, Beamish, and other lands more particularly delineated on the plan which I sign and date, attached to this Notice and thereon edged red. The land has been acquired/transferred into my ownership over a period of time. I have been owner of Urpeth North Farm since approximately 1971. The land has been in the ownership of my family since 1956. For the avoidance of doubt those areas shaded grey on the plan are not within my ownership.
2. I have been shown a copy of the working map of Gateshead Borough Council dated 1999 and also a copy of the Definitive Map from Durham County Council. That map has a relevant date of 1 November 1979 and the copy I was shown was amended to show modifications effective before 1 May 2000.

By reference to the copy of the Definitive Map for Gateshead and Durham referred to above there are ways which cross land in my ownership. There are certain other ways with vehicular status but which are not ways within the meaning of Part III of the Wildlife and Countryside Act 1981 (as may be amended from time to time).

3. The ways coloured green on the plan are recorded on the Definitive Map as footpaths.
4. The way coloured blue on the plan is recorded on the Definitive Map as a road used as a public path.

5. With particular reference to Footpath 34 I believe it ought only to be recorded as a public footpath from Stoney Lane to the old cottage site. I have always thought of the remainder of what is recorded as Footpath 34 as a private track only.
6. The ways referred to in Clauses 3 and 4 are shown in conclusive form on the Statutory Definitive Map. For ease of interpretation, they are reproduced diagrammatically and illustratively on the attached signed plan and coloured green and blue respectively. For the avoidance of doubt and notwithstanding reasonable care in the drawing thereof, this is specifically intended to be a representation of rights of way as shown on the Definitive Map and does not in itself, and most particularly in the case of conflict of the Definitive Map, represent any dedication whether in terms of route, width, structures or any other detail.
7. I have been informed that a Definitive Map is conclusive evidence as to the existence and minimum status of those ways to which it pertains at a relevant date and, subject to any evidence coming to light to the contrary, I am of the understanding that the ways referred to in Clauses 3 and 4 hereof are only ways by reason of being included on the Definitive Map.
8. Other than those ways referred to I hereby give notice that I do not acknowledge any other ways over the land nor do I intend to dedicate any.
9. I understand that this notice is effective for six years and to prevent ways coming into being it must be followed by Statutory Declarations at not more than six yearly intervals, that no additional ways have been dedicated.

Dated the 28 day of June 2000

×  ×



**STATUTORY DECLARATION**

**OF**

**ANNE ROSEMARY BOON**

**I, ANNE ROSEMARY BOON** of Ravenstones, 50 Rectory Road, Gosforth, Newcastle upon Tyne **DO SOLEMNLY AND SINCERELY DECLARE** as follows:-

1. On 29 June 2000 I deposited a Section 31(6) Notice in relation to land situate in the Parishes of Urpeth and Pelton (as more particularly delineated on the plan attached to the Notice).
2. On 11 July 2000 I received confirmation from Durham County Council that the Section 31(6) Notice had been registered.
3. Since such deposit no ways have been dedicated by me for the use of the public and I do not intend to dedicate any.

**AND I MAKE THIS SOLEMN DECLARATION** conscientiously believing the same to true and by virtue of the Statutory Declaration Act 1835.

**DECLARED** by the above named

**ANNE ROSEMARY BOON**

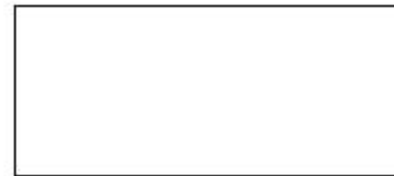
At *Ponteland*

In the County of *Northumberland*

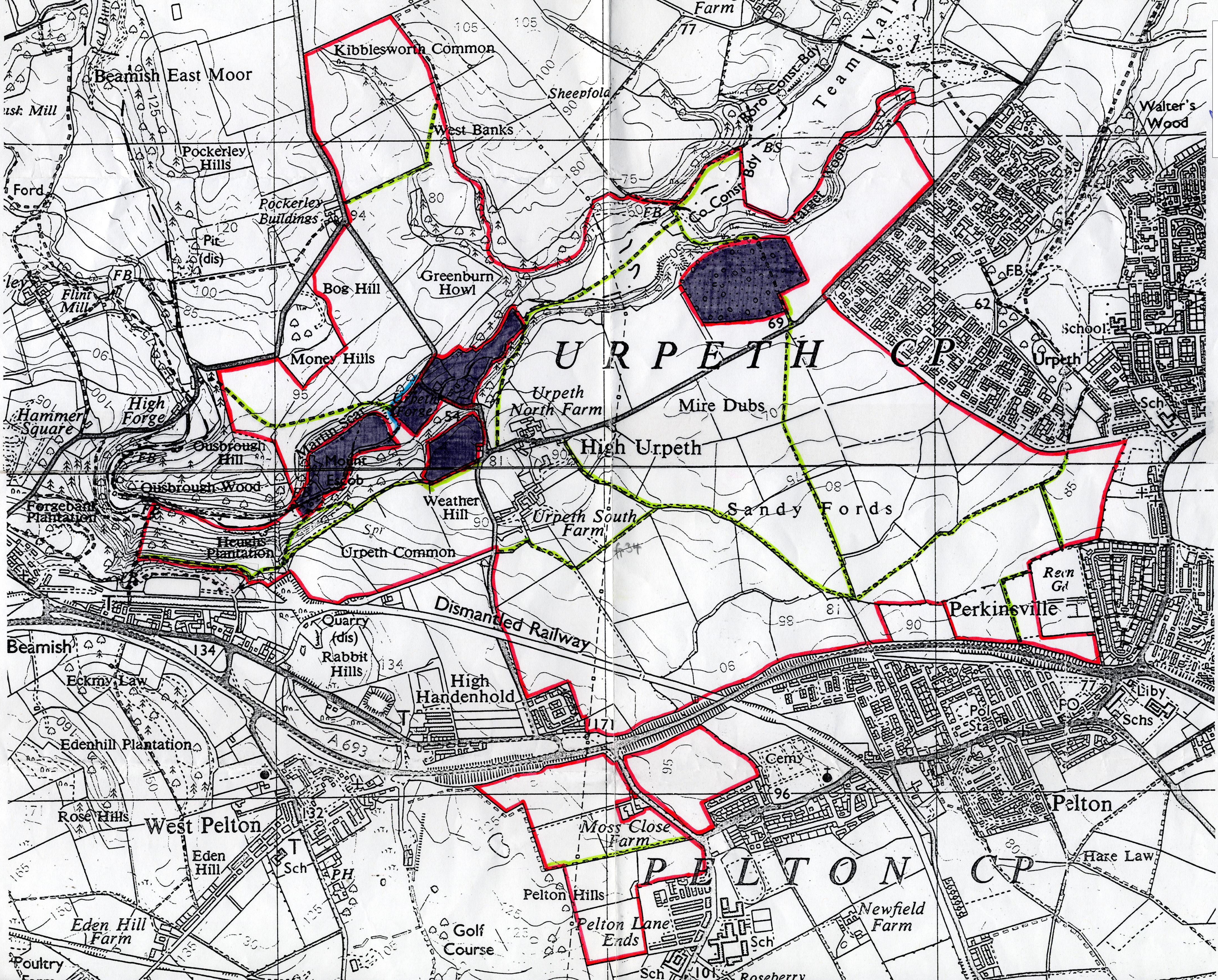
This *2nd* day of *August* 2000

Before me

*Ann*  
Solicitor/Commissioner for Oaths







Beamish East Moor

Kibblesworth Common

Pockerley Hills

West Banks

Pockerley Buildings

Bog Hill

Greenburn Howl

Money Hills

URPETH CP

Urpeth North Farm

Mire Dubs

High Urpeth

Urpeth South Farm

Sandy Fords

Urpeth Common

Perkinsville

Dismantled Railway

Quarry (dis)  
Rabbit Hills

High Handenhold

Pelton

West Pelton

Moss Close Farm

PELTON CP

Pelton Hills

Pelton Lane Ends

Newfield Farm

Golf Course

Sch

Roseberry

Hare Law

Eden Hill Farm

Eden Hill

Rose Hills

Edenhill Plantation

Eckmy Law

Beamish

Ousbrough Wood

Ousbrough Hill

Hammer Square

High Forge

Flint Mill

Pit (dis)

Ford

usk Mill

Walter's Wood

Team Valley

Co Const Bdy

Co Const Bdy

Co Const Bdy

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**STATUTORY DECLARATION**

**OF**

**JOHN ROBERTS BOON**

**I, JOHN ROBERTS BOON** of Urpeth North Farm, Beamish, Stanley, County Durham, DH9 0SD **DO SOLEMNLY AND SINCERELY DECLARE** as follows:-

1. On 29 June 2000 I deposited a Map and Statement under Section 31(6) with Durham County Council and Gateshead Borough Council.
2. For clarification purposes only I make the following amendment to the Map deposited on 29 June 2000.
3. With respect to Footpath 36 part of the path within my ownership was omitted on the Plan submitted with the Section 31(6) Notice. The part of Footpath 36 which was omitted is shown by an orange line on the plan attached to this Declaration. The omission of this part of Footpath 36 was a drafting error on the Section 31(6) plan.
4. On 11 July 2000 I received confirmation from Durham County Council that the Section 31(6) Notice had been registered.
5. Since such deposit no ways additional to those on the Map and described in the Notice have been dedicated by me for the use of the public nor do I intend to dedicate any.

**AND I MAKE THIS SOLEMN DECLARATION** conscientiously believing the same to be true and by virtue of the Statutory Declaration Act 1835.

DECLARED by the above named

**JOHN ROBERTS BOON**

At *Parkeland*

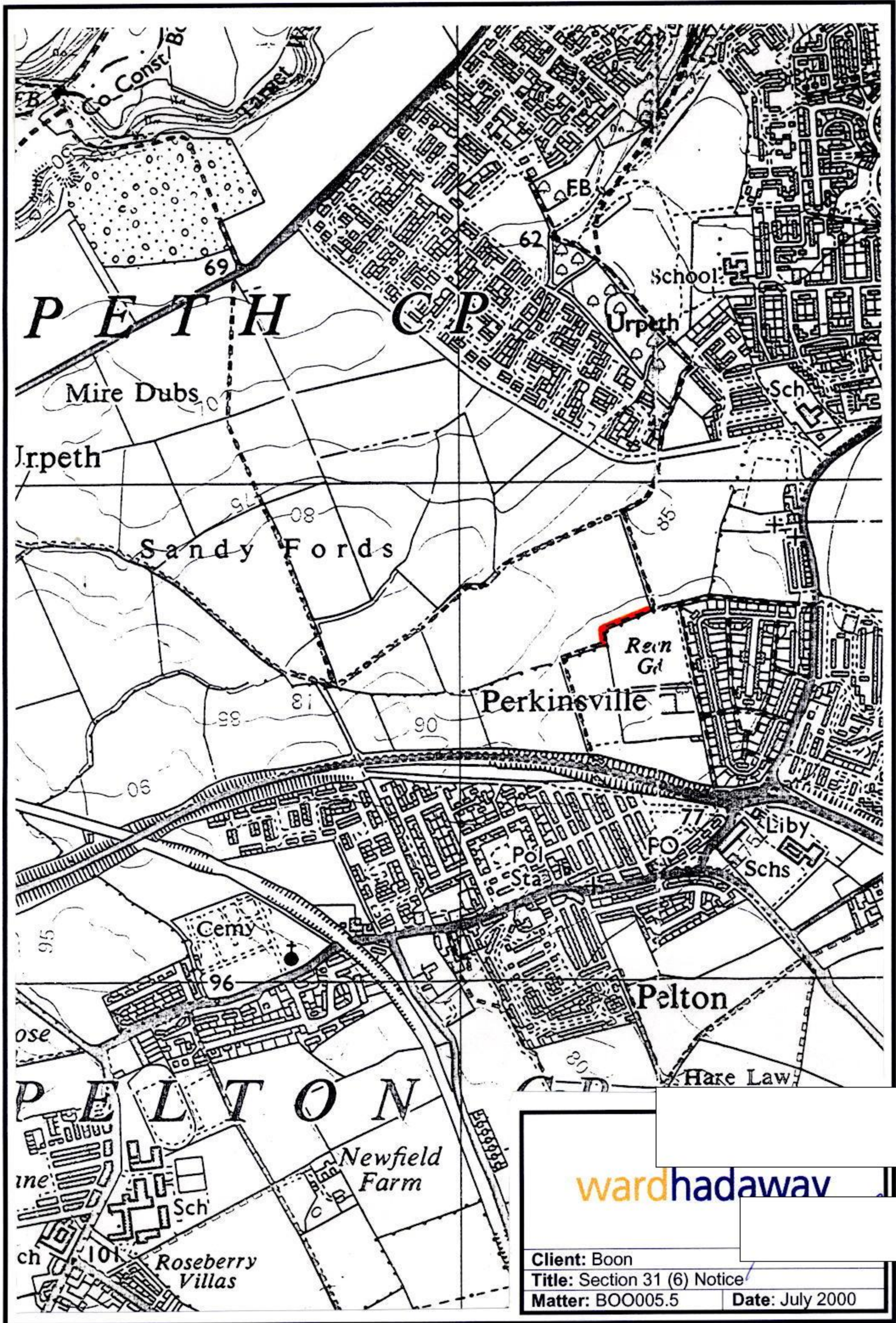
In the County of *Northumberland*

This *1<sup>st</sup>* day of *August* 2000

Before me

*AN*  
Solicitor/Commissioner for Oaths





wardhadaway

Client: Boon

Title: Section 31 (6) Notice

Matter: BOO005.5

Date: July 2000



**HIGHWAYS ACT 1980**

**SECTION 31(6)**

**Notice of intention not to dedicate ways  
Land shown edged red on the attached plan**

**I JOHN ROBERTS BOON of Urpeth North Farm Beamish Stanley County Durham DH9  
0SD DO SOLEMNLY AND SINCERLEY DECLARE as follows:**

1. I am the owner (within the meaning of the above section) of the land known as Urpeth North Farm Beamish and other lands more particularly delineated on the plan annexed hereto and edged red. I have been the owner of Urpeth North Farm since 1971 and the land has been in the ownership of my family since 1956. For the avoidance of doubt those areas shaded grey on the plan are not within my ownership.
2. I have been shown a copy of the working map of Gateshead Borough Council dated 1999 and a copy of the Definitive Map from Durham County Council. By reference to the copy maps referred to above there are ways which cross land within my ownership. There are certain other ways with vehicular status but which are not ways within the meaning of Part III of the Wildlife and Countryside Act 1981 (as may be amended from time to time).
3. The ways coloured green on the plan are recorded on the Definitive Map as footpaths.
4. The way coloured blue on the plan is recorded on the Definitive Map as a road used as a public path.
5. With particular reference to Footpath 34 I believe it only ought to be recorded as a public footpath from Stoney Lane to the old cottage site. I have always thought of the remainder of what is recorded as Footpath 34 as a private track only.

6. The ways referred to in Clauses 3 and 4 are shown in conclusive form on the Statutory Definitive Map. For ease of interpretation, they are reproduced diagrammatically and illustratively on the attached signed plan and coloured green and blue respectively. For the avoidance of doubt and notwithstanding reasonable care in the drawing thereof, this is specifically intended to be a representation of rights of way as shown on the Definitive Map and does not in itself, and most particularly in the case of conflict of the Definitive Map, represent any dedication whether in terms of route, width, structures or any other detail.
7. I have been informed that a Definitive Map is conclusive evidence as to the existence and minimum status of those ways to which it pertains at a relevant date and, subject to any evidence coming to light to the contrary, I am of the understanding that the ways referred to in Clauses 3 and 4 hereof are only ways by reason of being included on the Definitive Map.
8. Other than those ways referred to I hereby give notice that I do not acknowledge any other ways over the land nor do I intend to dedicate any.

**AND I MAKE** this Solemn Declaration conscientiously believing the same to be true and by virtue of the Statutory Declarations Act 1835.

**DECLARED** by **JOHN ROBERTS BOON** )  
at Ponteland Northumberland )  
this 27<sup>th</sup> day of July 2012)

Before me,

.....  
A Solicitor/Commissioner for Oaths



