

**Appendix 26: Section 31(6) Deposits**

**1998 Deposit and Declaration**

Source: SCC

**DEPOSIT OF STATEMENT and PLAN by LANDOWNER**

**under Section 31(6), Highways Act 1980.**

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1. I wish to deposit with Somerset County Council the accompanying map on which the land I own is shown delineated in red.
2. The aforementioned land lies in the Parish of *HULISH EPISCOP*
3. I admit that the ways shown on the said map accompanying this statement as shown by Somerset County Council are public rights of way within the provisions of Part 4 of the National Parks and Access to the Countryside Act 1949. I deny that there are any other such public right of way over the land I own and shown on the map.
4. The deposit shall comprise this Statement and accompanying plan.

Signature of landowner



Date: 23.3.98

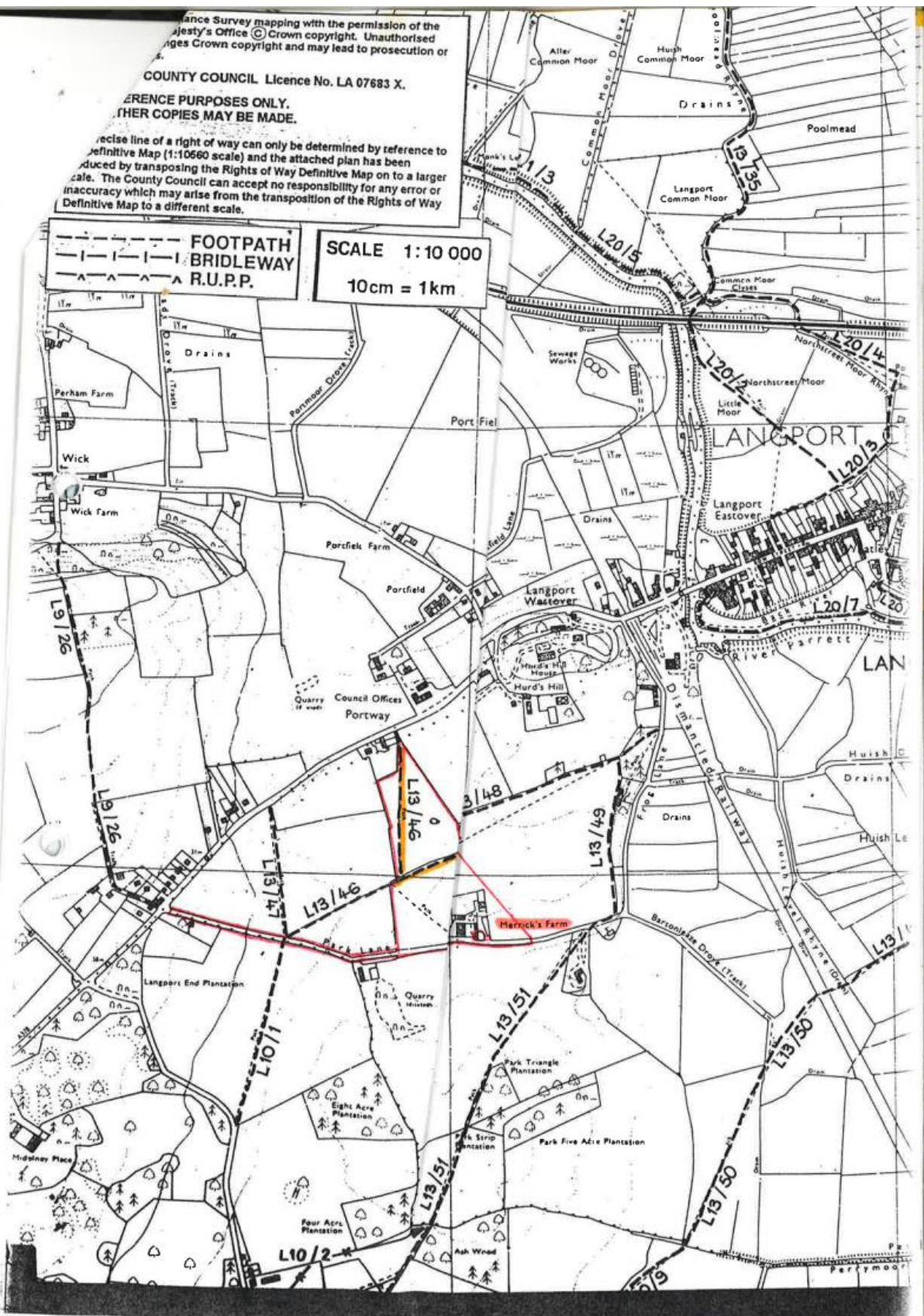
Full Name: *SIMON DAVID BROOKE JANE HELEN BROOKE*

Address: *MERRICKS ORGANIC FARM  
PARK LANE  
LANGPORT  
TAIO ONT.*

ance Survey mapping with the permission of the  
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 copies Crown copyright and may lead to prosecution of  
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 REFERENCE PURPOSES ONLY.  
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 precise line of a right of way can only be determined by reference to  
 definitive Map (1:10660 scale) and the attached plan has been  
 produced by transposing the Rights of Way Definitive Map on to a larger  
 scale. The County Council can accept no responsibility for any error or  
 inaccuracy which may arise from the transposition of the Rights of Way  
 Definitive Map to a different scale.

--- FOOTPATH  
 - - - BRIDLEWAY  
 ^ ^ ^ R.U.P.P.

SCALE 1:10 000  
 10cm = 1km



HOW TO PREVENT HEIGHTS OF WAY  
BEING CLAIMED ON YOUR LAND

APPENDIX 1

MODEL STATEMENT AND STUTORY DECLARATION  
DEPOSIT OF STATEMENT AND PLAN  
SECTION 31(6) OF THE HWAYS ACT 1980

To Somerset Council

- 1 I am and have been since 16th Oct 1995 owner within the meaning of the above section of the land known as Merricks Farm more particularly delineated on the plan accompanying this statement and thereon of red.
- 2 The aforementioned land lies in the Parish/communities of Hwish Episcopi.
- 3\* ~~The ways coloured blue on the said plan have been dedicated as highways with vehicular status.~~
- 4\* ~~The ways coloured green on the said plan have been dedicated as bridleways.~~
- 5\* ~~The ways coloured yellow on the said plan have been dedicated as footpaths.~~
- 6\* No ways over the land have been dedicated as highways.
- 7 The deposit shall comprise this statement and accompanying plan.

\* Delete as applicable

Signed (landowner) [REDACTED]

Name (of landowner) JANE HELEN ROOKE.

Address

Date 27.3.98

Signed (witness) [REDACTED]

Name (of witness) MARGARET CORRICK

Address Oath Hill Farm, Oath, Bridgwater, Somerset

Occupation Justice of the Peace

HOW TO PREVENT NEWHTS OF WAY  
BEING CLAIMED OVOUR LAND

APPENDIX 2

STATUTORY DECTION  
SECTION 31(6) OF THE HAYS ACT 1980

I [landowner] DO SOLEMNLY AND SINCERELY ARE as follows:

- 1 I am and have been since [day, month, year] the of the land known as [name of farm, etc] more particularly delineated on the plan accompg this declaration and thereon edged red.
- 2 On the [day] day of [month, year] I [or my presor in title (name)] deposited with [name] Council, being the appropriate Council, a stat accompanied by a plan delineating my property by red edging which stated that [the waoured blue on the said plan and on the plan accompanying this declaration had been dedicat highways with vehicular status] [the ways coloured green on the said plan and on the plan apanying this declaration had been dedicated as bridleways] [the ways coloured yellow on tjd plan and on the plan accompanying this declaration had been dedicated as footpaths] [n/s had been dedicated as highways over my property].
- 3\* On the [day] day of [month, year] I [or my pressor in title (name)] deposited with [name] Council, being the appropriate Council, a statudeclaration dated [day, month, year], stating that no additional ways [other than those cred brown on the plan accompanying this declaration] had been dedicated as [highways wehicular status] [bridleways] [footpaths] since the deposit of the Statement referred to in 2 af. MC
- 4 No additional ways have been dedicated over land edged red on the plan accompanying this declaration since the statement dated [day, mo year] referred to in 2 above [since the date of the statutory declaration referred to in 3 above]her than those (highways with vehicular status) (bridleways) (footpaths) coloured purple on tplan accompanying this declaration].

\* Delete if not applicable

AND I MAKE this solemn declaration on the [da]day of [month, year] conscientiously believing it to be true and by virtue of the Statutory Declarans Act 1835.

Declared at [address] Oath Hill Farm  
Path  
bridgewater, Somerset signature of landowner) [redacted]

Before me M. Conrick  
MARGARET CORRICK, Justice of the Peace, Somerset  
[Commissioner for Oaths or a Justice of the Pele or Solicitor] Commission area

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## 2020 Deposit and Declaration

Source: SCC

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### **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:

Somerset County Council

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

Simon David Brooke and Jane Helen Brooke  
Merricks Farm, Park Lane, Langport TA10 0NF

3. Status of applicant

We are the owners of the land described in paragraph 4.

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

Land and entrance track at Merricks Farm, Park Lane, Langport TA10 0NF

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

340,958 125,932

6. This deposit comprises the following declaration

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

1. We are the owners of the land described in paragraph 4 of Part A of this form and shown edged in red on the map lodged with Somerset County Council on 30th June 2020.

2. On the 30th day of June 2020 we deposited with Somerset County Council, being the appropriate council, a statement accompanied by a map showing our property edged in red which stated that:

The ways shown purple on that map had been dedicated as footpaths

No other ways had been dedicated as highways over our 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 26<sup>th</sup> June 2020 referred to in paragraph 2 above and at the present time we have no intention of dedicating any more public rights of way over our 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.

**WE BELIEVE THAT THE FACTS AND MATTERS CONTAINED IN THIS FORM ARE TRUE**

**Signatures (of the persons making the statement of truth):**

**Full Name**

**Signature**

Simon David Brooke



Jane Helen Brooke



**Date:** 22.7.2020.

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

**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:

Somerset County Council

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

Simon David Brooke and Jane Helen Brooke  
Merricks Farm, Park Lane, Langport TA10 0NF

3. Status of applicant

We are the owners of the land described in paragraph 4.

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

Land and entrance track at Merricks Farm, Park Lane, Langport TA10 0NF

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

340,958 125,932

6. This deposit comprises the following statement



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

We are the owners of the land described in paragraph 4 of Part A of this form and shown edged in red on the map accompanying this statement.

Ways shown coloured purple on the accompanying map are public footpaths.

No other ways over the land shown edged in 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.

**WE BELIEVE THAT THE FACTS AND MATTERS CONTAINED IN THIS FORM ARE TRUE**

**Signatures (of the persons making the statement of truth):**

**Full Name**

**Signature**

Simon David Brooke

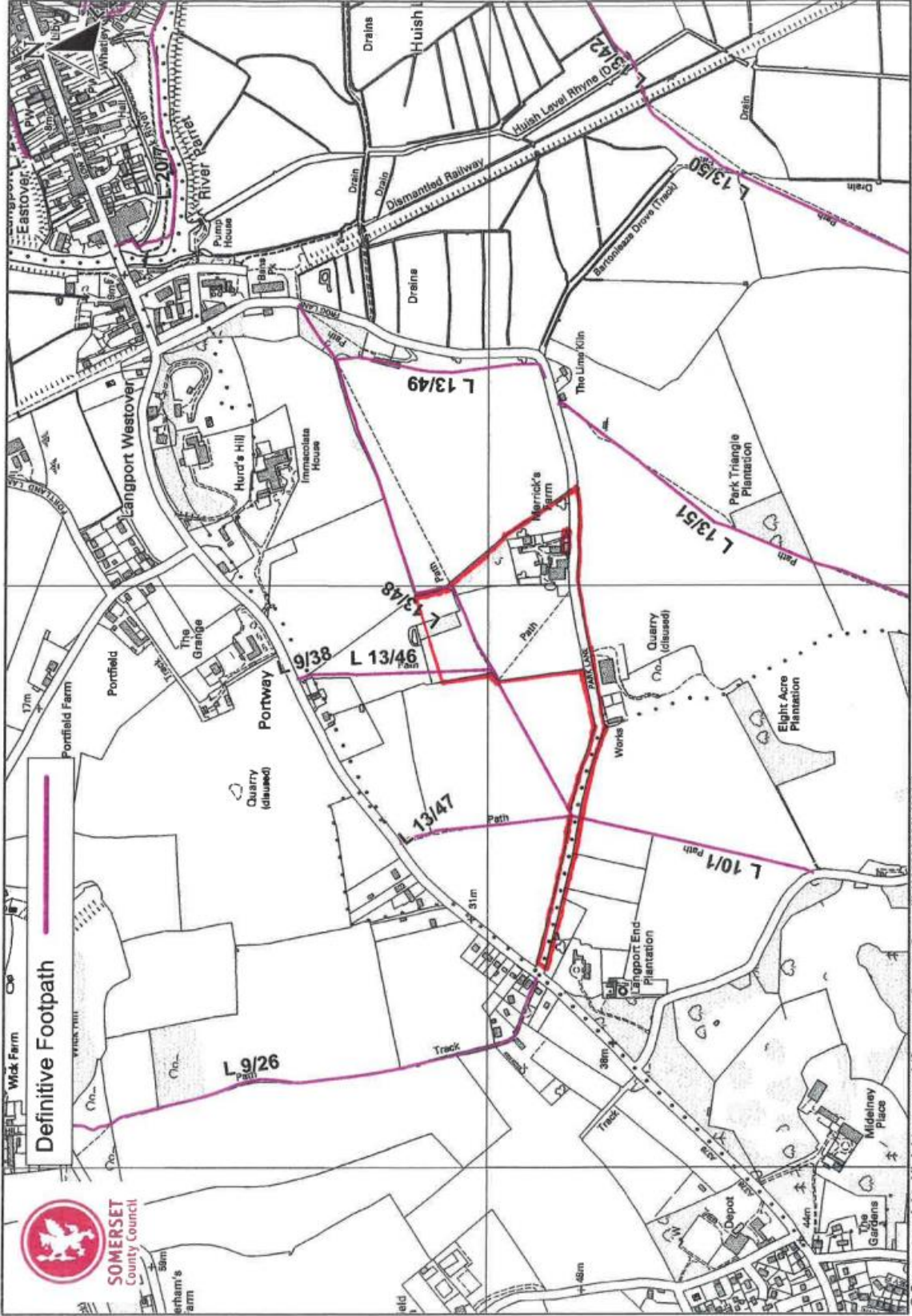


Jane Helen Brooke



**Date:** 26.06.2020.

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



Definitive Footpath