



Application No. 2823

Application for the registration of a town or village green Section 15 of The Commons Act 2006

0.023 hectares of land at Kay Gardens, Wadebridge

The Statutory Requirements

- 1 Paragraph 15(1) of the Commons Act 2006 provides that any person may apply to the commons registration authority to register land to which this Part applies as a town or village green in a case where subsection (2), (3) or (4) applies.
- 2 The application is made under subsection (2), where
 - (a) a significant number of the inhabitants of any locality, or of any neighbourhood within a locality, have indulged as of right in lawful sports and pastimes on the land for a period of at least 20 years; and
 - (b) they continue to do so at the time of the application

Reasons

The Application

- 3 The application was made by Mr B. G. Constance on Form CA9, dated 5th February 2013.
The application was supported by one evidence questionnaire, completed by the applicant.

A significant number

- 4 I consider one evidence questionnaire does not signify that the land is in general use by the local community, and after asking for more evidence questionnaires on 15 July 2013, to date no further questionnaires have been received.
- 5 I consider that the applicant has had reasonable time to submit further evidence in support of his application, before this decision was made.

Formal Decision

- 6 **The application is rejected**, as it fails to meet the first part of the legislative criteria in that there is no evidence from a significant number of the inhabitants of any locality, or of any neighbourhood within a locality, having indulged as of right in lawful sports and pastimes on the land for a period of at least 20 years and continuing to do so at the time of the application.

Name: Nigel Doyle
Title: Assistant Head of Planning, Housing & Regeneration

Date: 11 April 2014

Drafted by: Martin Wright, Senior Development Manager