

Mr & Mrs Rapacchi
The Keeping
Town Farm Court
Henlow
Beds
SG16 6AZ

Your ref:

Our ref:

CH / VG

Application No
04/2011

Date:

13 July 2011

Dear Mr & Mrs Rapacchi

Commons Act 2006: Section 15(3)

**Application for the registration of land as a Town or Village Green -
Land described in the application as Town Farm Court and "Town Farm
Orchard", Henlow, Bedfordshire**

I refer to my e-mail dated 7 July 2011 and confirm that Central Bedfordshire Council ("the Council") has received one Statement of Objection from the landowners and a further 17 letters of objection in response to your application to register the above land as a Village Green.

By virtue of paragraph 6(3) of The Commons (Registration of Town or Village Greens) (Interim Arrangements) (England) Regulations 2007 (2007 Regulations) the Council must provide you with copies of every objection received and any other matters which appear to afford possible grounds for rejecting the application.

Therefore, pursuant to paragraph 6(4) of the 2007 Regulations I now enclose copies of the landowners Statement of Objection and letters of objection received and you now have the opportunity of dealing with the issues contained in the landowners Statement of Objection and the objection letters.

The Council requires you to advise please precisely which allegations in the landowners Statement of Objection (which is very comprehensive) and the letters of objection you accept and those which you propose to challenge. Where the objector alleges that the application or supporting evidence is inadequate, you now have the opportunity to amend and/or clarify any points and issues set out in your application.

Without prejudice to the requirement for you to deal with every point made in the landowners Statement of Objection and the letters of objection, Central Bedfordshire Council (the Commons Registration Authority), as pointed out in my previous letter dated 2 December 2010 in connection with your first village green application, has to be satisfied that the application meets the required criteria under Section 15(3) of the Commons Act 2006 as follows:

- (i) a significant number of
- (ii) the inhabitants of any locality, or of any neighbourhood within a locality
- (iii) have indulged... in lawful sports and pastimes
- (iv) as of right
- (v) on the land
- (vi) for a period of at least 20 years

And they continued to do so until 11 May 2009.

You have indicated that the Open Spaces Society will assist you with your reply in connection with these complex legal issues.

I should be grateful if you will please submit your written comments on the landowners Statement of Objection and the letters of objection, together with any further evidence which you may wish to forward by 27th July 2011. The Council will then have to give the objectors an opportunity to comment on your response, before a report is submitted to the Council's Development Management Committee for determination of the application. It is anticipated that a report can be presented to the Committee on 17th August 2011.

Yours sincerely

Chris Heard

Orders & Commons Registration Officer

Direct telephone 0300 300 6249

Email chris.heard@centralbedfordshire.gov.uk

Please reply to:

Countryside Access Team
Central Bedfordshire Council
Technology House
239 Ampthill Road
Bedford MK42 9BD