



Pippa Auger <deputy.clerk@haslemeretc.org>

Fwd: COMMONS ACT 2006 – SECTION 16

3 messages

Lisa O'Sullivan <town.clerk@haslemeretc.org>

Thu, Dec 19, 2024 at 9:26 AM

To: Jean Arrick <jean.arrick@haslemeretc.org>, Lisa O'Sullivan <town.clerk@haslemeretc.org>, Jacquie Keen <jacquie.keen@haslemeretc.org>, Bryan Carroll <bryan.carroll@haslemeretc.org>, Phil Miller <phil.miller@haslemeretc.org>, Farzana Aslam <farzana.aslam@haslemeretc.org>, Peter Nicholson <peter.nicholson@haslemeretc.org>, Lesley Banfield <lesley.banfield@haslemeretc.org>, John Robini <john.robini@haslemeretc.org>, Serena Austin <serena.austin@haslemeretc.org>, Alastair Bayliss <alastair.bayliss@haslemeretc.org>, John Weatherburn <john.weatherburn@haslemeretc.org>, Tom Bridge <tom.bridge@haslemeretc.org>, Claire Matthes <claire.matthes@haslemeretc.org>, Conrad Waters <conrad.waters@haslemeretc.org>, Jerome Davidson <jerome.davidson@haslemeretc.org>, Malcolm Carter <malcolm.carter@haslemeretc.org>, Oli Leach <oli.leach@haslemeretc.org>, Terry Weldon <terry.weldon@haslemeretc.org>, Pippa Auger <deputy.clerk@haslemeretc.org>

Dear Councillors,

Please see the email below relating to WBC's application to de-register a small part of the Fairground car park, which they deem necessary for the implementation of their plans to develop it. As with the last piece of land they deregistered there, they have to provide 'replacement land' and this is shown on the attached document.

Since there is no full Council scheduled before the deadline for comments, I have asked Pippa to put this as an item on the Planning and Highways agenda for 9 Jan, giving councillors the opportunity to comment if they wish.

Any questions in the meantime please let me know.

Kind Regards,

Lisa

----- Forwarded message -----

From: @dacbeachcroft.com>
 Date: Wed, 18 Dec 2024 at 15:07
 Subject: COMMONS ACT 2006 – SECTION 16
 To: Haslemere Clerk <town.clerk@haslemeretc.org>
 Cc: @dacbeachcroft.com>

Dear Sirs,

We act for the Waverley Borough Council in respect of its application to the Secretary of State for Environment, Food and Rural Affairs (Defra) under section 16 of the Commons Act 2006 to deregister an area of Common and to provide replacement land in exchange for the land to be deregistered. The Planning Inspectorate will decide the application on behalf of the Secretary of State.

We are required to you give notice of our proposals and are sending you a copy of the **attached** notice in order to comply with that requirement.

Section 16 of the Commons Act 2006 enables the owner of land registered as common land or a town or village green to apply to Defra for the land or part of the land to be released from registration. If the "release land" is more than 200 square metres in area, an application must be made at the same time to register "replacement land" as common land or a green in its place. If the release land is smaller than 200 square metres, a proposal for replacement land may (but need not) be included.

The decision will be based on the merits of the proposal, and will balance all the interests in the common, taking account of all views expressed. Regard must be given to the criteria set out in section 16 of the Act. These are:

- (a) the interests of persons having rights in relation to, or occupying, the release land (and in particular persons exercising rights of common over it);

- (b) the interests of the neighbourhood;

- (c) the public interest, which includes the public interest in:
 - nature conservation
 - the conservation of the landscape
 - the protection of public rights of access to any area of land, and
 - the protection of archaeological remains and features of historic interest;

- (d) any other matter considered relevant.

These criteria will be viewed in the light of the overriding objective of protecting, maintaining or improving the common, and of ensuring that the overall stock of common land is not diminished. This will enable the diversity, variety, and overall extent, of common land to be safeguarded.

Any objections or representations about the proposal should be sent to The Planning Inspectorate by the closing date specified in the notice.

Kind regards,

DAC Beachcroft LLP

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Please quote our reference on all email correspondence.

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ANNEX E - Site Public Notice - Fairground Common Land(159010463.1).pdf

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