

My Ref: JTH/62183

Date: 15th May 2024

Please ask for: Jordan Hulse

Direct Dialing
Number: 01603 222791

Email: CommonLandHempton@norfolk.gov.uk

Dear Sir/Madam,

**COMMONS ACT 2006 – SECTION 16, HEMPTON GREEN, HEMPTON, NORFOLK
(CL294)**

We (Raynham Trust Company Number One Limited, Raynham Trust Company Number Two Limited and Norfolk County Council acting in their capacity as the Highways Authority) are applying 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 Hempton Green, Hempton, Norfolk (CL294) 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 enclosed notice and accompanying plans 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.

Yours sincerely,



Jordan Hulse
Solicitor
for and on behalf of nplaw