

To be submitted in duplicate

20

**ENQUIRIES OF
DISTRICT COUNCILS
(NOT LONDON BOROUGHS)**

<p>NAME AND ADDRESS OF DISTRICT COUNCIL (IN BLOCK LETTERS) TO WHICH THIS FORM IS TO BE SENT</p>
<p>Castle Morpeth B.C. The Kylins, Loansdean, Morpeth NE61 2EQ</p>

<p>Description of the Property</p>
<p>RE</p> <p>-----</p> <p>-----</p> <p>Stable Cottage, Rudchester, Heddon on the Wall</p> <p>-----</p> <p>-----</p> <p>Relevant roadways, footpaths and footways (see Enquiry 1) in addition to those specified in the above address, on which information is sought.</p> <p>-----</p> <p>-----</p> <p>Please see plan attached coloured brown blue and red on</p> <p>-----</p> <p>-----</p>

Fees of **£14.40** are enclosed, including fees for an Official Search. *Dave Bell & Reed*

Signed **Davies Bell and Reed** Solicitors.

Dated **12th December 1986**

HEADNOTES

- (1) This Form of Enquiry is approved by the Law Society, the Association of County Councils, the Association of District Councils and the Association of Metropolitan Authorities and is published by their authority.
- (2) Under the arrangements made between the District Council and the County Council the Replies below to certain Enquiries cover knowledge and actions of both the District Council and the County Council. References to "the Council" are intended to include reference to a predecessor Council and to a Committee or Sub-Committee of the Council or of a predecessor Council acting under delegated powers, and to any other body or person taking action under powers delegated by the Council or a predecessor Council.
- (3) The Replies below are furnished after appropriate enquiries and in the belief that they are in accordance with the information at present available to the officers of the respective Councils, but on the distinct understanding that neither the District Council nor the County Council, nor any officer of either Council, is legally responsible therefor, except for negligence. Any such liability for negligence shall extend not only to the person by or on whose behalf these Enquiries are made but also to a person (being a purchaser for the purposes of Section 10(3) of the Local Land Charges Act 1975) who or whose agent had knowledge, before the relevant time as defined in the said Section, of the Replies to these Enquiries.
- (4) It is pointed out that so far as the Replies may relate to proposals they may yet change.
- (5) References to the property concerned in the Enquiries and Replies are intended to include reference, where appropriate, to any part of the property.
- (6) References to any Act, Regulation or Order are intended to include reference to (i) any statutory provision replaced thereby and (ii) any amendment or re-enactment thereof.
- (7) References to any Town and Country Planning Act, Order or Regulation are abbreviated, e.g. "T&CP Act 1971".
- (8) Where no plan of the property is furnished with the Requisition for Official Search or this Form of Enquiry, neither the District Council nor the County Council can be expected to know the boundaries of the property, and the Replies are given on the basis of the information as to these available to the Councils in their offices. The furnishing of a plan in duplicate will help the Councils to give accurate replies and may save time. The Councils must reserve the right in any particular case to call for a plan in duplicate sufficient to enable the boundaries of the property to be identified on the Ordnance Survey map before furnishing Replies.

CURRENT FEES

It should be noted that the following fees are liable to change during the currency of this edition. Enquiries submitted on a form which is up-to-date apart from the information concerning fees will be answered provided the current fees are tendered.

PART I ENQUIRIES:-

	£ p
(a) Where relating to one parcel of land only, as defined in Rule 2(2) of the Local Land Charges Rules, 1977	10.60
(b) Where relating to several parcels of land (which a single Requisition for Official Search would cover) and delivered on a single form:-	
For the first parcel of land	10.60
For each additional parcel of land	2.65
provided that where the fee on that basis would exceed £100, the amount is to be fixed by arrangement between the solicitors and the proper officer of the District Council.	
The above fees cover all the Enquiries in Part I.	

PART II ENQUIRIES:-

Where relating to one parcel of land only or to several parcels (as above-mentioned) and delivered on a single form:-	
For each printed Enquiry numbered in the form	0.80
For any and each further Enquiry added by solicitors and which the proper officer of the Council is willing to answer	2.00
No maximum fee.	

<p>NAME AND ADDRESS (IN BLOCK LETTERS) TO WHICH THIS FORM IS TO BE RETURNED</p>
<p>Messrs. Davies Bell and Reed 24 Northumberland Road, Newcastle upon Tyne NE1 8LE</p>

SOLICITORS' REFERENCE **CEWS/HO/JAMES**

TELEPHONE NUMBER **2328058**

TELEX

ENQUIRY	REPLY
<p style="text-align: center;">PART I</p> <p>1. (A) Are all the roadways, footpaths and footways referred to in the Description of the Property maintainable at the public expense within the meaning of the Highways Act 1980?</p> <p>(B) If not, please state whether the Council have passed any resolution either to:-</p> <p>(i) make up any of such roadways, footpaths or footways at the cost of the frontagers, or</p> <p>(ii) adopt any of them without cost to the frontagers.</p> <p>(C) (i) Have the Council entered into any outstanding agreement relating to the adoption of any such roadway, footpath or footway?</p> <p>* (ii) If so, is such an agreement supported by a bond?</p>	<p>1. (A) YES - Access is taken from the C257</p> <p>(B)</p> <p>(i)</p> <p>(ii)</p> <p>(C) (i)</p> <p>* (ii)</p>
<p>2. (A) Have the Council been notified by the appropriate Secretary of State of:-</p> <p>(i) any order, draft order or scheme for the construction of a new trunk or special road, or</p> <p>(ii) any proposals for the alteration or improvement of an existing road, involving the construction, whether or not within existing highway limits, of a subway, underpass, flyover, footbridge, elevated road or dual carriageway</p> <p>the centre line of which in either case is within 200 metres of the property?</p> <p>† (B) Have the Council approved any proposals by themselves for:-</p> <p>(i) the construction of a new road, or</p> <p>(ii) the alteration or improvement of an existing road, involving the construction, whether or not within existing highway limits, of a subway, underpass, flyover, footbridge, elevated road or dual carriageway</p> <p>the limits of construction of which in either case are within 200 metres of the property?</p> <p>(C) Have the Council approved, or have they been notified by the appropriate Secretary of State of, any proposals for highway construction or improvement that involve the acquisition of the property?</p> <p>(D) Has either the Secretary of State or the Council published for the purposes of public consultation any proposals for the construction of a new road indicating a possible route the centre line of which would be likely to be within 200 metres of the property?</p>	<p>2. (A) NO</p> <p>(i)</p> <p>(ii)</p> <p>† (B) NO</p> <p>(i)</p> <p>(ii)</p> <p>(C) NO</p> <p>(D) NO</p>
<p>3. Are there any outstanding statutory or informal notices (other than notices shown in the Official Certificate of Search and notices served consequent on an order made or a resolution passed to acquire the property recorded in reply to Enquiry 14), which have been issued by the Council under the Public Health Acts, Housing Acts or Highways Acts?</p>	<p>3. NO</p>
<p>4. Have the Council authorised any proceedings in respect of an infringement of the Building Regulations?</p>	<p>4. NO</p>

* If the Reply is "yes", the enquirer should satisfy himself of the adequacy of the bond.

† This Enquiry refers to the Council's own proposals and not those of other developers.

REPLY		ENQUIRY
5. (A) (i) (a)*	NO	5. (A) (i) (a)* Does foul drainage from the property drain to a public sewer?
(b)		(b) If the Reply to (a) above is "Yes", please indicate whether the connection to the public sewer is effected by:
(1)	NOT APPLICABLE	(1) drain and private sewer;
(2)	NOT APPLICABLE	(2) drain alone.
(ii) (a)	NO	(ii) (a) Does surface water from the property drain to a public sewer?
(b)	NOT APPLICABLE	(b) Does surface water from the property drain to a highway drain or sewer the subject of an agreement under s.21 (1) (a) of the Public Health Act 1936?
(c)		(c) If the Reply to either (a) or (b) above is "Yes", please indicate whether the connection to the appropriate sewer or highway drain is effected by:
(1)	NOT APPLICABLE	(1) drain and private sewer;
(2)	NOT APPLICABLE	(2) drain alone.
(iii)	NOT APPLICABLE	(iii) Is there in force in relation to any part of the drainage of the property an agreement under s.38 of the Public Health Act 1936?
(B) (i)	NO	(B) (i) To the Council's knowledge is any sewer serving, or which is proposed to serve, the property the subject of an agreement under s.18 of the Public Health Act 1936?
‡ (ii)		‡ (ii) If the Reply to (i) above is "Yes", is the agreement supported by a bond?
(C)	NOT APPLICABLE	(C) Is any public sewer to which the property drains a sewer of a kind described in s.24(4) of the Public Health Act 1936?
(D)	NO	(D) If the Reply to either Enquiry (A) (i) (a) or (ii) (a) above is "No", do the Council know whether there is a foul or surface water sewer (as appropriate) within 100 feet of the property and at a level which makes it reasonably practicable to construct a drain from the property to that sewer? [N.B. If the Council cannot reply in the affirmative, the applicant must make his own survey.]
‡ (E)		‡ (E) Are the Council aware of any resolution affecting the property:
(i)	NOT APPLICABLE	(i) under s.12 or s.13 of the Public Health Act 1961, or
(ii)	NOT APPLICABLE	(ii) under any local Act as to recovery from frontagers of the expense of sewerage highways?
6.(A)	NO	6. (A) Except as shown in the Official Certificate of Search, or in the Register kept pursuant to s.92A of the T&CP Act 1971, has any enforcement or stop notice under s.87 or s.90 of the T&CP Act 1971 been authorised by the Council for issue or service (other than notices which have been withdrawn or quashed)?
(B)	NO	(B) Are there any entries in the Register kept pursuant to s.92A of the T&CP Act 1971?
(C)	THE KYLINS	(C) Where can that Register be inspected?
* (D)	NOT APPLICABLE	* (D) If an enforcement notice has been served or issued, has it been complied with to the satisfaction of the Council?

* This Enquiry will be replied to unless that would necessitate an inspection by the Council's agents. It will be so stated, if it is the case.

† If the Reply is "yes", the enquirer should satisfy himself of the adequacy of the bond.

‡ Even if the Council do reply, enquiry should be also be made of the Regional Water Authority.

ENQUIRY	REPLY
<p>*7. (A) (i) What stage has been reached in the preparation of a structure plan for the area which includes the property? (ii) Have the Council made public any proposals for the alteration of an approved structure plan?</p> <p>(B) (i) What stage has been reached in the preparation of local plans for the area which includes the property? (ii) Have the Council made public any proposals for the alteration of an adopted local plan? (iii) Do any of the proposals made public by the Council in relation to local plans: (a) indicate the primary use for the area which includes the property? (b) include any provisions for the property?</p> <p>(C) (i) Is an old style development plan in force in the area which includes the property? (ii) If so, does the plan: (a) indicate the primary use for the area? (b) include any provisions for the property?</p> <p>(D) (i) Have the Council made public any proposals for the preparation or modification of a non-statutory plan for the area which includes the property? (ii) If so: (a) what stage has been reached? (b) do any proposals indicate the primary use of the area or include any provisions for the property?</p> <p>(E) Is the property included in any of the categories of land specified in s.71 of the Land Compensation Act 1973?</p>	<p>*7. (A) (i) FINAL APPROVAL NOTICE ISSUED BY THE SECRETARY OF STATE FOR THE ENVIRONMENT ON 25.9.80 (ii) SEE ATTACHED SHEET</p> <p>(B) (i) NONE (ii) NO (iii) NOT APPLICABLE (a) NOT APPLICABLE (b) NOT APPLICABLE</p> <p>(C) (i) YES (ii) WHITE LAND-SITUATED IN GREEN (a) BELT (b) NONE NO</p> <p>(D) (i) NOT APPLICABLE (b) NOT APPLICABLE</p> <p>(E) NO</p>
<p>8. Except as shown in the Official Certificate of Search, have the Council resolved to make a direction under Article 4 of the T&CP General Development Order 1977 relating to the restriction of permitted development?</p>	<p>8. NO</p>
<p>9. Except as shown in the Official Certificate of Search, have the Council resolved to make any order under s.45, s.51 or s.60 of the T&CP Act 1971?</p>	<p>9. NO</p>
<p>10. Has compensation been paid by the Council under s.169 of the T&CP Act 1971?</p>	<p>10. NO</p>
<p>11. (A) Are there any entries relating to the property in Part I or Part II of the Register kept pursuant to s.34 of the T&CP Act 1971? (B) Where can that Register be inspected?</p>	<p>11. (A) SEE ATTACHED SHEET (B) THE KYLINS</p>
<p>†12. Is the property within a conservation area designated under s.277 of the T&CP Act 1971 prior to 31 August 1974?</p>	<p>†12. NO</p>

* Replies given to Enquiry 2 will not be repeated.

† Conservation areas designated on or after 31/8/74 are registrable as local land charges.

REPLY	ENQUIRY
13. NO	13. Have the Council authorised the service of a building preservation notice under s.58 of the T&CP Act 1971?
14. NO	14. Except as shown in the Official Certificate of Search, have the Council made any order (whether or not confirmed by the appropriate Secretary of State) or passed any resolution which is still capable of being implemented for the compulsory acquisition of the property?
15. (A) NO (B) NO	15. (A) Is the property included in a programme of slum clearance which has been submitted, or been the subject of a resolution to submit, to the Department of the Environment, or has otherwise been adopted by resolution of the Council? (B) Except as shown in the Official Certificate of Search, have the Council resolved to define the area in which the property is situated as a General Improvement Area.
16. NO	16. Except as shown in the Official Certificate of Search, is the property included in an area for which the Council have passed a resolution to make or vary a smoke control order under s.11 of the Clean Air Act 1956?
17. YES All categories of relevant (i) hereditaments (ii) 1st April 1980 (iii) Domestic-100% of occupied rate Others - 50% of full rate	17. Is a resolution in force bringing into operation Schedule 1 to the General Rate Act 1967, as to rating of unoccupied property? If so, please specify: (i) the categories of properties affected; (ii) the effective date of the resolution; (iii) the proportion of the rate due.
18. YES-DURHAM DISTRICT REGISTRY 1.11.86	18. Is the property situated in an area where registration of title under the Land Registration Acts is compulsory on sale? If so, please specify the District Registry and the date of compulsory registration.

ENQUIRY

REPLY

PART II

NOTE. – If the applicant wishes to make any of the following Enquiries, he should place his initials clearly against those concerned. Enquiries not initialled will not be replied to. For fees, see first page.

I. Has any public path or road used as a public path or byway which abuts on or crosses the property been shown in a draft, provisional or definitive map or a draft revision or revised map, whichever may be the later, prepared under Part IV of the National Parks and Access to the Countryside Act 1949, Schedule 3 to the Countryside Act 1968 or Part III of the Wildlife and Countryside Act 1981?
[N.B. See headnote (8) as to the furnishing of plans.]

I.

II. Have the Council approved any proposals for the stopping up or diversion of any of the roads or footpaths referred to in the Description of the Property?

II.

III. (A) Are there any entries relating to the property in the Register kept by the Council pursuant to the T&CP (Control of Advertisements) Regulations 1969?
(B) Where can that Register be inspected?
(C) Except as shown in the Official Certificate of Search:
(i) has any notice been given by the Secretary of State or served under Regulation 15 of the Regulations?
(ii) have the Council resolved to serve a discontinuance notice under Regulation 16?
* (iii) if a discontinuance notice has been served, has it been complied with to the satisfaction of the Council?
(iv) have the Council resolved to make an order defining the area which includes the property as an area of special control under Regulation 26?

III. (A)

(B)

(C)

(i)

(ii)

* (iii)

(iv)

IV. (A) Have the Council or the Secretary of State granted or refused any listed building consents under s.55 of the T&CP Act 1971?
(B) Except as shown in the Official Certificate of Search, have the Council resolved to serve a listed building enforcement notice under s.96 of the T&CP Act 1971?
* (C) If a listed building enforcement notice has been served, has it been complied with to the satisfaction of the Council?

IV. (A)

(B)

* (C)

V. (A) To the knowledge of the Council, has the service of a repairs notice under s.115 of the T&CP Act 1971 been authorised?
(B) If the Council have authorised the making of an order for the compulsory acquisition of the property under s.114 of the T&CP Act 1971, is a "minimum compensation" provision included, or intended to be included, in the order?

V. (A)

(B)

VI. Have the Council resolved to terminate any of the planning permissions in force by means of a completion notice under s.44 of the T&CP Act 1971?

VI.

* This Enquiry will be replied to unless that would necessitate an inspection by the Council's agents. It will be so stated, if it is the case.

REPLY	ENQUIRY
VII.	VII. Has any order under s.87 of the National Parks and Access to the Countryside Act 1949, been made relating to an area which includes the property?
VIII.	VIII. Has a map been deposited under s.35 of the Pipe-lines Act 1962, or s.39 of the Gas Act 1972, showing a pipe-line within 100 feet of the property?
IX.	IX. Is the property included in a registration of houses scheme (houses in multiple occupation) under s.22 of the Housing Act 1961, containing control provisions as authorised by s.64 of the Housing Act 1969?
X. (A) (B) (C)	X. (A) Have the Council made, or resolved to make, any noise abatement zone order under s.63 of the Control of Pollution Act 1974 for the area which includes the property? (B) Is there any entry in relation to the property recorded in the Noise Level Register kept pursuant to s.64 of the Control of Pollution Act 1974? (C) Where can that Register be inspected?
*XI.	*XI. If the property is situated in an area designated as an urban development area under Part XVI of the Local Government, Planning and Land Act 1980, please specify the name of the urban development corporation and the address of the principal office.
XII.	XII. Is the property situated in an area designated as an enterprise zone under Part XVIII of the Local Government Planning and Land Act 1980?
XIII.	XIII. Have the Council resolved to define the area in which the property is situated as an improvement area under s.4 of the Inner Urban Areas Act 1978?
<p>Signed <i>Proper officer</i> Dated 31/12/86 19.....</p>	

* Information on the functions allocated to an urban development corporation should be sought from that authority.

7.(A)(ii) - DRAFT REVIEW OF STRUCTURE PLAN NOW APPROVED BY NORTHUMBERLAND COUNTY COUNCIL AND SUBMITTED TO THE SECRETARY OF STATE FOR THE ENVIRONMENT.

QUESTION 11(A)

- T67/139 - Change of use from agricultural to dwelling house
Refused 14.6.67
- T70/176 - Alterations to cottage for private residential use
Refused 27.7.70
- 74/D/230 - Change of use of agricultural store to agricultural dwelling
Approved condts 10.9.74
- 74/D/230B - Details of change of use from agricultural store to agricultural dwelling
Approved condts 10.10.77
- 82/D/390 - Alterations to provide kitchen/dining area on ground floor with additional bedroom and bathroom on first floor.
Approved condts 20.8.82