

**Commons Act 2006 - Section 12  
NOTICE OF APPLICATION TO TRANSFER A RIGHT OF COMMON IN GROSS**

Notice is hereby given that an application has been made by **The Ministry of agriculture, Fisheries and Fodd now known as the Secretary of State for Environment, Food and Rural Affairs** ("the Applicant") to Cumbria County Council as Commons Registration Authority, under Section 12 of the Commons Act 2006 and in accordance with the Commons Registration (England) Regulations 2014.

The application relates to common land register **CL165 Ponsonby Fell**.

A summary of the effect of the application is as follows: The right to graze 3.06 geese and the right to water 6.46 cattle in Scalderskew Beck and to graze them on Ponsonby Fell when exercising the right to water comprising the whole of the land in the register unit ("the Right") is currently registered as held in gross (not attached to land) at entry 4 of register unit CL165 in the name of the Applicant. The Applicant claims that the Right was transferred to John Duncan Ellwood by way of Conveyance dated 24<sup>th</sup> November 2016. The Conveyance does not operate at law until registered by the Commons Registration Authority in the register. The Applicant seeks by this application to complete the transfer of ownership and register part of the Right in John Duncan Ellwood's name.

If the application is granted, in whole or in part, the Commons Registration Authority will give effect to the determination by amending current register entry 4 (making reference to the new corresponding entry) and making a new entry in the register to show John Duncan Ellwood as the owner of the aforementioned Right.

Any person wishing to make representations:

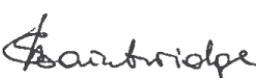
- must quote the Application No. **CA6/30**
- must state the name and postal address of the person making them, and the nature of that person's interest (if any) in any land affected by the application and may include an e-mail address;
- must be signed by the person making them;
- must state the grounds on which they are made; and
- must be sent to: The Commons Registration Service, Lady Gillford's House, Petteril Bank Road, Carlisle, Cumbria, CA1 3AJ or email: [commons.registration@cumbria.gov.uk](mailto:commons.registration@cumbria.gov.uk)

Any representations made will not be treated as confidential, to determine the application it will be necessary for the commons registration authority to disclose information received to others, which will include the Applicant and may include other local authorities, Government Departments, public bodies, other organisations and members of the public (Data Protection Act 1998). Representations may also be disclosed upon receipt of a request for information under the Environmental Information Regulations 2004 or the Freedom of information Act 2000.

The period for making representations expires at 5pm on 23<sup>rd</sup> October 2017.

Documents relating to the application are not available online; these are only available for inspection at The Commons Registration Service at the above address, strictly by appointment only. Please contact the Commons Registration Team on (01228) 221028 to arrange an appointment.

The notice and accompanying plan (if any) can be viewed online by accessing Cumbria County Council's website <http://www.cumbria.gov.uk/planning-environment/conservation/commons-registration-service/>

Signed:   
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Svetlana Bainbridge  
Commons Registration Officer

Dated: 8<sup>th</sup> September 2017  
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