

**Commons Act 2006 - Section 19 2(a)**  
**NOTICE OF APPLICATION TO CORRECT THE REGISTER**

Notice is hereby given that an application has been made by **Christine England** ("the Applicant") to Cumbria County Council as Commons Registration Authority, under Section 19 (2) paragraph (a) of the Commons Act 2006 and in accordance with the Commons Registration (England) Regulations 2014.

The application relates to commons register unit CL11 Brackenthwaite Fell, Crummock Water.

A summary of the effect of the application is as follows: Brackenthwaite Fell, Crummock Water was provisionally registered as common land on 10<sup>th</sup> November 1967 under section 4 of the Commons Registration Act 1965, pursuant to an application made by Mr W Loat dated 1<sup>st</sup> September 1967 and numbered 109 ("the 1967 Application"). The provisional registration of the 1967 Application became final on 10<sup>th</sup> December 1981. The Applicant claims that the land edged red on the attached plan ("the Application Land") was registered incorrectly by the registration authority. The plan provided with the 1967 Application did not show the boundary of the land to be registered. The Applicant believes that given the imprecise nature of the plan it was incumbent on the registration authority to establish the true and accurate boundary of the common. The Application Land was enclosed in 1826 and the Applicant has provided evidence to this effect. The Applicant seeks by this application to remove the Application Land from register unit CL11 Brackenthwaite Fell, Crummock Water.

If the application is granted, in whole or in part, the registration authority will give effect to the determination by deregistering the Application Land, which will entail the addition of a registration amendment entry in register CL11 confirming deregistration of part, and the amendment or preparation of a fresh edition of the register map showing only the remaining land contained in unit number CL11 as registered common land and the Application Land marked as deregistered.

Any person wishing to make representations:

- must quote the Application No. **CA10/37**
- 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)

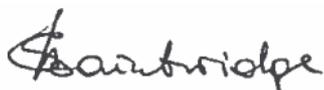
Representations will not be treated as confidential, to determine the application it will be necessary for the Commons Registration Authority to disclose information received to others, which will include the Applicants and may include other local authorities, Government Departments, public bodies, other organisations and members of the public (Data Protection Act 1998). Representations may 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 **13<sup>th</sup> March 2018**

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) 221026 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: 30 January 2018

# CA10/37 (Brackenthwaite Fell)

## Application to correct the register

