

**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 **Anthony Philip Vaux** ("the Applicant") to Cumbria County Council as Commons Registration Authority, under Section 19(2)(a) of the Commons Act 2006 and in accordance with the Commons Registration (England) Regulations 2014.

The application relates to common land register unit CL20 Caldbeck Common.

A summary of the effect of the application is as follows: The right to graze 250 sheep (adult), 12 cattle and 4 ponies on Caldbeck Common comprising the whole of the land in the register unit ("the Right") was registered at entry 101 of register unit CL20 under the name of Sidney Herbert Cole. As a result of a Commons Commissioners decision dated 26 July 1982 the Right was reduced from 330 stints (250 sheep, 12 cattle and 4 ponies) to 308 stints and this was recorded in the register. A conveyance dated 16 October 1987 transferred the rights for 250 sheep and 12 cattle to C.W. Benn; whilst a conveyance dated 15 December 1987 transferred the 4 pony rights to Mr and Mrs Fearn, effectively ignoring the previous Commons Commissioners decision to reduce the quantity of stints.

An application made on 14 August 2004 by Thomas Alan Benn resulted in the entire right of 308 stints being transferred and recorded at entry 101. The Applicant claims that this application only concerned the 250 sheep and 12 cattle rights (298 stints), and also did not take into account the reduction in the rights due to the previous Commons Commissioners decision. The Applicant claims that the Commons Registration Authority made a mistake in recording all 308 stints at entry 101 and that the rights should be reduced to 278.13 stints.

If the application is granted, the registration authority will give effect to the determination by deleting entry 101 and making two new entries showing Thomas Alan Benn as the owner of 278.13 stints and the original applicant as the owner of the remaining 29.87 stints.

Any person wishing to make representations:

- must quote the Application No. **CA10/36**
- 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 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 be disclosed upon receipt of a request for information under the Environmental Information Regulations 2004 or the Freedom of information Act 2000.

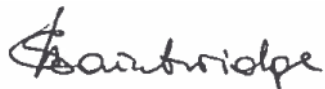
The date on which the period for making representations expires is **5pm on 14<sup>th</sup> March 2018**

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:

Dated: 31<sup>st</sup> January 2018



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Svetlana Bainbridge – Commons Registration Officer

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