

**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 **Andrew Tucker Johnston, as executor of David Tucker Johnston** ("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 unit CL70 Burgh Marsh.

A summary of the effect of the application is as follows:

The right to graze 3 stints (one stint equalling one beast or 2½ sheep between 1<sup>st</sup> May and 28<sup>th</sup> October: Sheep only to be grazed between 8<sup>th</sup> November and 28<sup>th</sup> March), and the right in the soil to cut turf and such rights of piscary as may be appurtenant thereto, on Burgh Marsh comprising the whole of the land in this register unit ("the Right") is currently registered as held in gross (not attached to land) at entry 203 of register unit CL70 in the name of David Tucker Johnston.

The Applicant claims that the Right was transferred to them by way of a Deed dated 2<sup>nd</sup> December 2021. The transfer 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 the Right in their name.

If the application is granted, in whole or in part, the Commons Registration Authority will give effect to the determination by making a new entry in the register showing Andrew Tucker Johnston as the owner of the Right.

Any person wishing to make representations:

- must quote the Application No. **CA6/146**
- 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, Petteiril 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 **8<sup>th</sup> February 2022**.

Documents relating to the application are not available online although they can be provided on request. Requests should be sent directly to the Commons Registration Service using the contact details above. 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: 24<sup>th</sup> December 2021

Svetlana Bainbridge, Commons Registration Officer