

**Commons Act 2006
Section 8
Application for apportionment of rights of common**

NOTICE OF DETERMINATION

Application Number: CA3/42

Notice is hereby given that Cumbria County Council, as the Commons Registration Authority ("the CRA"), has considered an application submitted by **Andrew Jonathan Cowx and Castlegate Development Limited** ("the Applicants") seeking to apportion the right of common attaching to O.S. field numbers 532, 533, 534, 535, 536, Pt. 623, 1089, 1090 and 1092 on the O.S. Map (2nd Edition of 1900) recorded at entry number 67 of CL20 Caldbeck Common ("the Right") and to register the apportionment in the register of common land.

Decision

The CRA resolved to accept the application to amend the register by registering the apportionment of the Right.

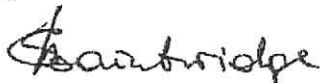
Reasons

The Commons Registration Officer assessed the application and found it to be duly made under the criteria prescribed by the relevant regulations and guidance.

Outcome

The rights section of the register for CL20 Caldbeck Common has been amended to show the Right as apportioned in accordance with the Notice of Application as attached to this decision.

Signed



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Svetlana Bainbridge – Commons Registration Officer

Dated: 4 January 2023

**Commons Act 2006 - Section 8
NOTICE OF APPLICATION FOR APPORTIONMENT OF RIGHTS OF COMMON**

Notice is hereby given that an application has been made by **Andrew Jonathan Cowx and Castlegate Development Limited** ("The Applicants") to Cumbria County Council as Commons Registration Authority, under Section 8 of the Commons Act 2006 and in accordance with the Commons Registration (England) Regulations 2014. The application relates to entry number 67 of the common land register unit CL20 Caldbeck Common.

A summary of the effect of the application is as follows: The following right is attached to O.S. field numbers 532, 533, 534, 535, 536, Pt. 623, 1089, 1090 and 1092 on the O.S. Map (2nd Edition of 1900), comprising the whole of the land in register unit CL20 Caldbeck Common.

"The right to graze 216 sheep or 54 cattle or 27 ponies, or a mixture of these, reckoning that 8 sheep equal 2 cattle or one pony, comprising the whole of the land in this register unit." ("The Right").

Pursuant to the division of the land to which the Right is attached, the Applicants seek by their application to register apportionment of the Right appropriate to the parts of land transferred and now in their ownership.

If the application is granted, in whole or in part, the registration authority will give effect to the determination by making the following amendment to the commons register:

1. Entry number 67 will be deleted and reference made to the new corresponding entries.
2. Addition of supplemental maps.
3. The following entries will be made to the rights section of the commons register to show the proportionate apportionment of the Right to the Applicants (a) Andrew Jonathan Cowx, and (b) Castlegate Development Limited.

a. The right to graze 18.28 sheep or 4.57 cattle or 2.29 ponies, or a mixture of these, reckoning that 8 sheep equal 2 cattle or one pony, comprising the whole of the land in this register unit. The right is attached to Hill Top Farm, O.S. field numbers 1089, 1090 and 1092 as shown coloured blue on the proposed supplemental map.

b. The right to graze 197.72 sheep or 49.43 cattle or 24.71 ponies, or a mixture of these, reckoning that 8 sheep equal 2 cattle or one pony, comprising the whole of the land in this register unit. The right is attached to Hill Top Farm, O.S. field numbers 532, 533, 534, 535, 536 and Pt. 623 as shown coloured red on the proposed supplemental map.

Any person wishing to make representations:

- must quote the Application No. **CA3/42**
- 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 state the grounds on which they are made and must be signed by the person making them;
- 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

Any representations made will not be treated as confidential, to determine the application it will be necessary for the authority to disclose information received from you 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 **30 December 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.



Signed:
Svetlana Bainbridge – Commons Registration Officer

Dated: 15 November 2022

CA3/42 Proposed supplemental map

