

Commons Act 2006 - Schedule 2 (2)
Application to register land as common land

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

The application relates to a parcel of land at Wasdale Head and a parcel of land at Boot, both abutting CL58 Eskdale Common and shown coloured blue and coloured blue and hatched yellow on the attached plans ("the Application Land").

A summary of the effect of the application is as follows: The Applicant claims that the Application Land was not at any time finally registered as common land or as a town or village green under the Commons Registration Act 1965 and that it is land which is subject to a Deed of Declaration made under section 193(2) of the Law of Property Act 1925 made on 7th April 1933 and an Order of the Minister of Agriculture and Fisheries Imposing Limitations on and Conditions as to the Exercise of Rights of Public Access made under paragraph (b) of the proviso to section 193(1) of the 1925 Act on 17th January 1934 and thus satisfies the criteria for registration as common land as specified in paragraph 2 of Schedule 2 of the Commons Act 2006. The Applicant requests that the Application Land is added to the commons register unit CL58 Eskdale Common.

If the application is granted, in whole or in part, the commons registration authority will give effect to the determination by registering the Application Land as common land, which will entail the addition of a registration amendment entry in register unit CL58 confirming the addition of new land to be comprised in the same register unit, and the amendment or preparation of a fresh edition of the register map showing the Application Land contained within the boundary of register unit CL58.

Any person wishing to make representations:


- must quote the Application Ref. No. **CA13/34**;
- 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

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 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 23rd June 2021.

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.

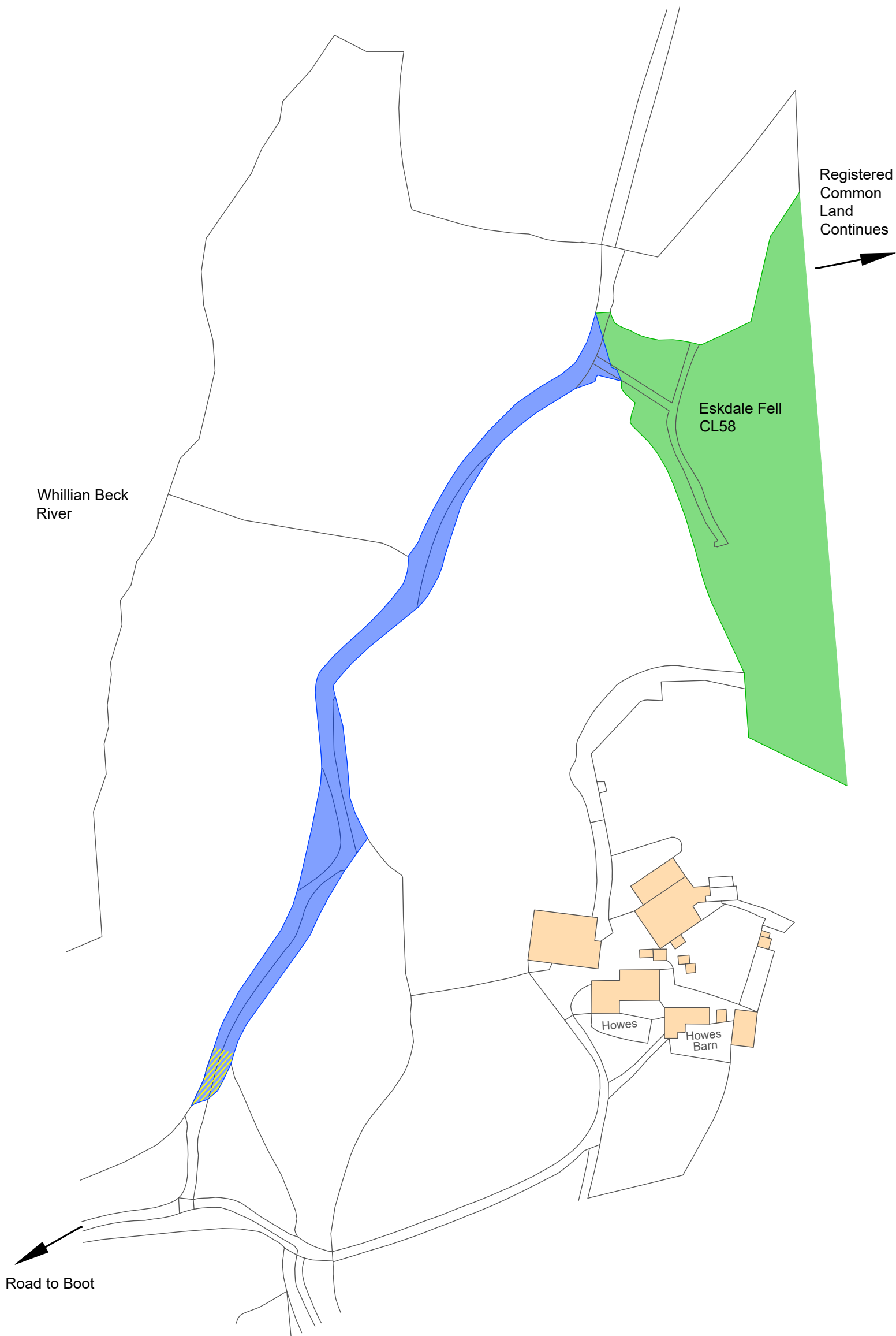
The Notice and accompanying plan can also be viewed by accessing Cumbria County Council's website, Commons Registration page: <http://www.cumbria.gov.uk/planning-environment/conservation/commons-registration-service/>

Signed: 
.....
Svetlana Bainbridge
Commons Registration Officer

Dated: 11th May 2021
.....

CA13/34 Application to register land as common land

Two parcels of land abutting CL58 Eskdale Common



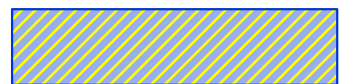
The land shaded green is currently registered as common land.



The land shaded blue is one of the two application areas referred to in the application. This land is subject to a Deed of Declaration and an Order of Limitations, both made under section 193 of the Law of Property Act 1925.



The land shaded blue and hatched yellow is land only subject to the 1933 Deed of Declaration. This area is also included within the application land.



Landman LLP

ON BEHALF OF



1b Oaklands Court, Tiverton Business Park,
Tiverton, Devon, EX16 6TG
T: 01884 212380

Client
Open Spaces Society

Site: Grid Ref. NY 178 014

Eskdale Fell
Boot
Eskdale
CA19 1TG

Project
Commons Act 2006,
Schedule 2, Paragraph 2

Title
Application Plan: Eskdale Fell 1

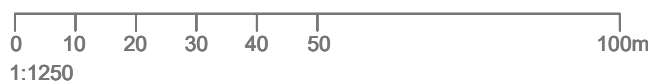
Drawing No. 1 Issue:

Scale 1:1250 when printed at A3

Date 26 March 2021

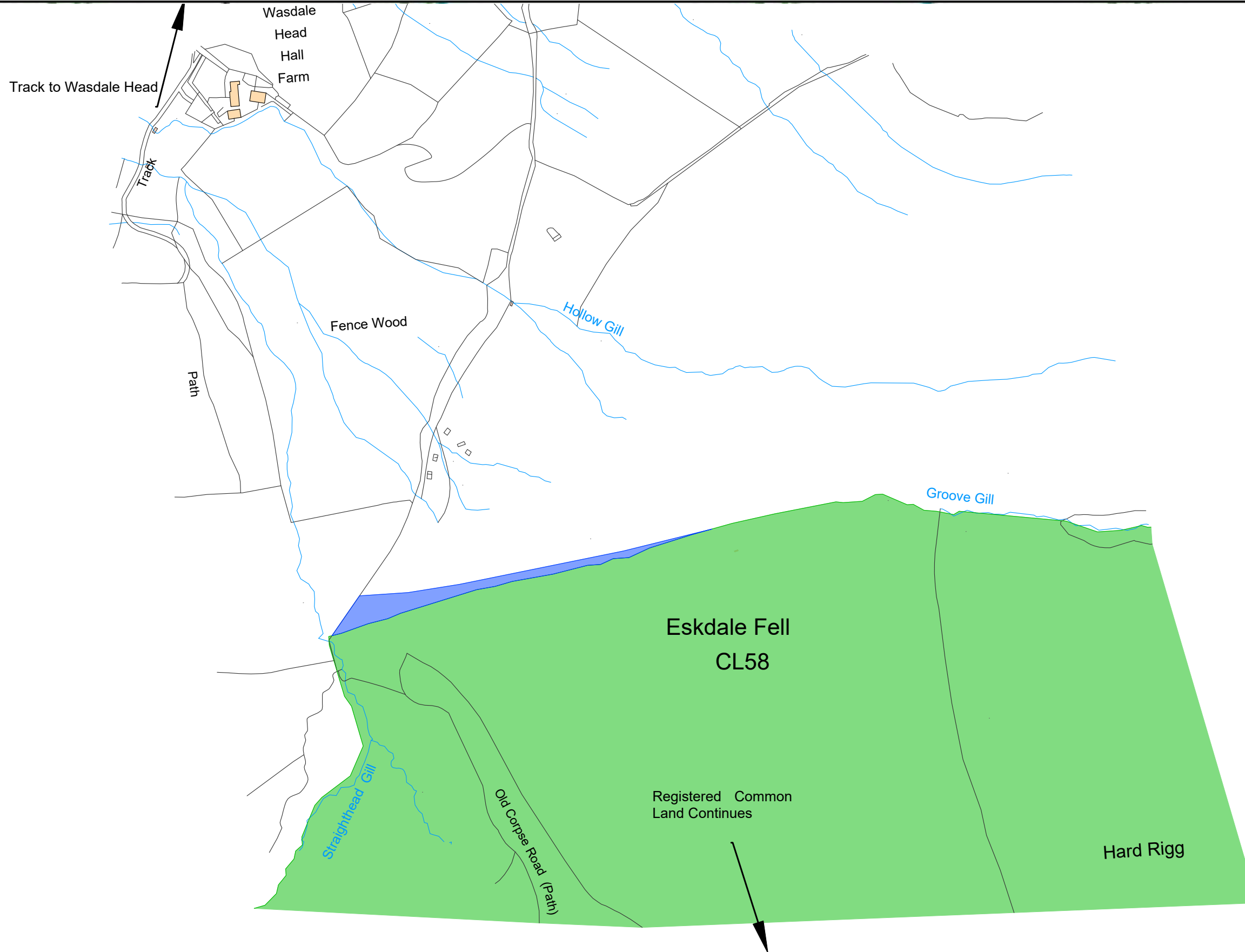
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For submission with CA13 registration application.



CA13/34 Application to register land as common land

Two parcels of land abutting CL58 Eskdale Common



Land shaded green is currently registered as common land.



The land shaded blue is one of the two application areas referred to in the application. This land is subject to a Deed of Declaration and an Order of Limitations, both made under section 193 of the Law of Property Act 1925.



Landman LLP

ON BEHALF OF



1b Oaklands Court, Tiverton Business Park,
Tiverton, Devon, EX16 6TG
T: 01884 212380

Client

Open Spaces Society

Site: Grid Ref. NY 182 061

Eskdale Fell
Wasdale Head
Copeland
CA20 1EX

Project

Commons Act 2006,
Schedule 2, Paragraph 2

Title

Application Plan: Eskdale Fell 2

Drawing No. 1 Issue:

Scale 1:1250 when printed at A3

Date 26 March 2021

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For submission with CA13 registration application.

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