

Commons Act 2006 – Schedule 3
NOTICE OF APPLICATION TO AMEND THE REGISTER TO RECORD AN HISTORIC EVENT
Historic Apportionment

Notice is hereby given that an application has been made by **Gillian Margaret Hedworth** (“the Applicant”) to Cumbria County Council as Commons Registration Authority, under Schedule 3 of the Commons Act 2006 and in accordance with the Commons Registration (England) Regulations 2014.

The application relates to common land register CL3, Eastern Martindale Common.

A summary of the effect of the application is as follows: The right to graze 350 sheep over the whole of the land in register unit CL3 (“the Right”) was registered at entry 5 as attached to Hause Farm in the parish of Martindale, Westmorland comprising of O.S. nos. 97, 98, 103, 104, 175, 206, 207, 208, 256, 307, 309, 318, 318a, 325, 325a, 336 and 352 on the O.S. map, edition of 1915 (“the Dominant Tenement”). The Applicant claims that on 26th September 1986 severance of part of the Right attached to land at Cotehow, O.S. fields nos. 97, 98, 256, 318 and 318a, (“the Cotehow Rights”) occurred when part of the Dominant Tenement comprising O.S. fields nos. 103, 104, 175, 206, 207, 208, 307, 309, 325, 325a, 336 and 352 was transferred to the Applicant and Mr Peter John Allan Hedworth together with the whole of the Right.

The Applicant seeks by this application to show that the portion of the Right associated with O.S. fields 97, 98, 256, 318 and 318a, (“the Cotehow Rights”) for which severance is claimed, amounts to 64.35 sheep.

This secondary application can only be considered if the primary application (CA14/76) is granted. If granted the Commons Registration will give effect to the determination by cancelling entry 5 and creating new entries in the register, one showing the Applicant and Mr Hedworth as the owners of the severed Cotehow Rights held in gross, and the other showing the Applicant as the current holder of the rights attached to the portion of the dominant tenement which is still in the Applicant’s ownership.

Any person wishing to make representations:

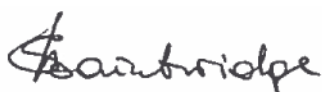
- must quote the Application No. **CA14/77**
- must state the name and postal address of the person making them, and the nature of that person’s interest (if any) in any land affected by the application and may include an e-mail address;
- must be signed by the person making them;
- must state the grounds 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 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 14th March 2022**.

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:
Svetlana Bainbridge – Commons Registration Officer

Dated: 28th January 2022