

**Commons Act 2006 – Schedule 3**  
**NOTICE OF APPLICATION TO AMEND THE REGISTER TO RECORD AN HISTORIC EVENT**  
**Primary Application - Severance**

Notice is hereby given that an application has been made by **Margaret Elizabeth Lord** (“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 CL94 Western Mallerstang Common, south of Friths.

A summary of the effect of the application is as follows: The right to graze 300 ewes with their followers and 150 gimmer hogs or sheep and cattle together on the basis of one head of cattle to 10 sheep over the whole of the land comprised in this register unit (“the Right”) is registered as attached to Hazel Gill Farm, Mallerstang, Westmorland comprising O.S. plots numbered 262, 263, 269, 270, 274, 275, 292, 301, 302, 305, 328, 329, 336, and 337 together with Hall Hill Farm, Mallerstang, Westmorland comprising O.S. plots numbered 293, 296, 298, 299, 300, 303, 306, 307, 308, 324, 325, 326 and 327 all on the O.S. Map (Edition of 1915) of the Parish of Mallerstang, Westmorland at entry 10 of register unit CL94.

O.S. field 299 was sold by way of a conveyance dated 8<sup>th</sup> October 1981 in which clause 2(b) stated that the purchaser covenanted ‘to keep no livestock whatsoever on the property hereby conveyed’. The Applicant claims that the rights associated with O.S. field 299 were severed and not transferred with the land and has produced a Statutory Declaration and stewardship agreement to support their claims of severance. The Applicant seeks by this application to register the severance in the register.

If this application is granted, the rights attached to O.S. field number 299 will be considered to be severed from the land and held in gross.

Any person wishing to make representations:

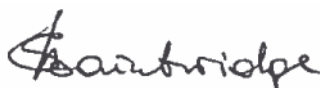
- must quote the Application No. **CA14/44**
- must state the name and postal address of the person making them, and the nature of that person’s interest (if any) in any land affected by the application and may include an e-mail address;
- must be signed by the person making them;
- must state the grounds 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 30<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: .....  
Svetlana Bainbridge – Commons Registration Officer

Dated: 16<sup>th</sup> February 2018