

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

NOTICE OF DETERMINATION

Application Number: CA3/38

Notice is hereby given that Cumbria County Council, as the Commons Registration Authority ("the CRA"), has considered an application submitted by **Margaret Elizabeth Hutton, Thomas James Hutton and Phillip Brownrigg Hutton** ("the Applicants") seeking to apportion the right of common attaching to O.S. field numbers 270, 53, 54, 55, 56, pt 57, 58, 60, 61, pt 63, 76, pt 77, 78, 79, 80, 81 and 82 recorded at entry number 3 of CL65 Threlkeld 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.

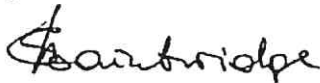
Reasons

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 CL65 Threlkeld 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: 15 June 2021

**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 **Margaret Elizabeth Hutton, Thomas James Hutton and Phillip Brownrigg Hutton** ("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 3 of the common land register unit CL65 Threlkeld Common.

A summary of the effect of the application is as follows: The following right is attached to O.S. field numbers 270, 53, 54, 55, 56, pt 57, 58, 60, 61, pt 63, 76, pt 77, 78, 79, 80, 81 and 82 and is exercisable over the whole of the land in register unit CL65 Threlkeld Common.

"The right to graze 240 sheep with lambs or 60 cattle on Threlkeld Common 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 3 will be deleted and the 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) Margaret Elizabeth Hutton, Thomas James Hutton and Phillip Brownrigg Hutton, and (b) Thomas Theobald Harper

a. The right to graze 228.88 sheep with lambs or 57.22 cattle on Threlkeld Common, comprising the whole of the land in this register unit. The right is attached to O.S. field numbers 270, 53, 54, 55, 56, pt 57, pt 58, pt 60, 61, pt 63, pt 76, pt 77, 78, 79, 80, 81 and 82 as shown coloured red on the proposed supplemental map.

b. The right to graze 11.12 sheep with lambs and 2.78 cattle on Threlkeld Common comprising the whole of the land in this register unit. The right is attached to O.S. field numbers pt 57, pt 58, pt 60, pt 76 and pt 77 as shown coloured blue on the proposed supplemental map.

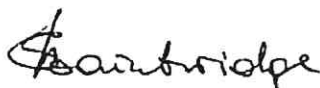
Any person wishing to make representations:

- must quote the Application No. **CA3/38**
- 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 **7 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.



Signed:
Svetlana Bainbridge – Commons Registration Officer

Dated: 20 April 2021

CA3/38 Supplemental Map NY3526SW

This is the supplemental map referred to at entries 48 and 49 of CL65 Threlkeld Common

