

Commons Act 2006  
Section 19  
Proposal to correct the register

NOTICE OF DETERMINATION

Application Number: CCC/P/9

**Background**

Please see attached Proposal which outlines the case.

**Legislative Requirements**

Section 19(2)(a) specifically allows for a commons registration authority to amend its registers of common land to correct a mistake made by the commons registration authority in making or amending an entry in the register.

The Proposal confirms that the particulars of the right of common as described in column 5 of entry 12 has been recorded incorrectly, in so far as field 936 should not have been included.

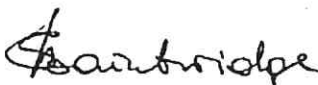
**Representations**

No official representations were received.

**Decision**

The Proposal is approved and entry 12 of Register Unit CL20 has been deleted and replaced with a new entry, with the particulars of the land to which the right of common is attached now omitting field 936.

Signed



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Svetlana Bainbridge – Commons Registration Officer

Dated: 22<sup>nd</sup> June 2021

**A Proposal by Cumbria County Council  
Section 19 of the Commons Act 2006  
Correction of the Register**

**Description of the land to which the right is attached, incorrectly recorded in the register**

In accordance with paragraph 18(1) of The Commons Registration (England) Regulations 2014 please find below a statement in writing describing the proposal and the justification behind it.

**Description of the proposal:**

It has become apparent that an error was made by the Commons Registration Authority when recording the 'particulars of land to which the right is attached' at entry 12 of CL20 Caldbeck Common in 1968. O.S. Field number 936 was incorrectly included in the register but was not included on the original application, number 908 dated 25<sup>th</sup> June 1968.

**Justification for the proposal:**

The Commons Registration Authority believe that correcting this mistake, and therefore ensuring the accuracy of the commons register would be in the public interest, particularly as the remaining rights are likely to be apportioned further.

Official notice of proposal to follow

## A Proposal by Cumbria County Council Section 19 of the Commons Act 2006 Correction of the Register

Notice is hereby given that a proposal has been made by **Cumbria County Council** ("the Proposer") as the Commons Registration Authority, under Section 19(2)(a) of the Commons Act 2006 and in accordance with the Commons Registration (England) Regulations 2014.

The proposal relates to register unit CL20 Caldbeck Common

A summary of the effect of the application is as follows: An application for the registration of a right of common was made on 25<sup>th</sup> June 1968 by Messrs Arthur and Joseph Arthur Brownrigg, Street Head, Heskett Newmarket, Wigton, Cumberland. The application stated that the right of common to graze 200 ewes and followers and 80 hogs should be attached to Street Head Farm, Heskett Newmarket, Part 967, Part 978, 933, 930, 929, 931, 939, 956, 935, 956, 957 and 979.

When the registration was made final on 7<sup>th</sup> October 1982, field number 936 was mistakenly included in the particulars of land to which the right was attached. The Proposer seeks by this proposal to correct that mistake.

If the proposal is granted the Commons Registration Authority will give effect to the determination by deleting current entry 12 (making reference to the new corresponding entry) and making a new entry in the register showing the right with field 936 removed.

Any person wishing to make representations:

- must quote the Proposal No. **CCC/P/9**
- 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 proposal 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)

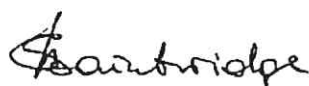
Any representations made will not be treated as confidential. To determine the proposal it will be necessary for the Commons Registration Authority to disclose information received to others, which may include other local authorities, Government Departments, public bodies, other organisations and members 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 14<sup>th</sup> 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 any 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:



Dated: 29<sup>th</sup> April 2021

Svetlana Bainbridge - Commons Registration Officer



# CCC/P/9 and CCC/P/10 Supplemental map

This is the supplemental map referred to at entries 441 and 442 of CL20 Caldbeck Common

