

The Commons Act 2006 - Section 19 2(a)
NOTICE OF APPLICATION TO CORRECT THE REGISTER

Notice is hereby given that an application has been made by **Andrew Joseph Fell and Joanne Marie Fell** ("the Applicants") under Section 19 (2) paragraph (a) of the Commons Act 2006 and in accordance with the Commons Registration (England) Regulations 2014.

The application relates to entry number 1 of the common land register unit CL400 – Great Calva.

A summary of the effect of the application is as follows: An application to register a number rights of common was made on 29 December 1969 and numbered 1788 ("the 1969 Application). The 1969 Application (at part 6) provided the rights of common to be attached to the following O.S. Field numbers:

- Parish of Mosedale: 47, 48, 49, 52, 53, 54, pt. 55, pt. 72, 25, 33, pt. 62; and
- Parish of Bowscale: 50, 49, 23, 21.

Subsequent to the 1969 Application, entry 1 was created in register unit CL400 – Great Calva. No distinction was made in the register between the two parishes of Mosedale and Bowscale and reference to field number 162 was made instead of reference to field number 62. The Applicants claim the Commons Registration Authority made an error by not distinguishing between the parishes, which creates confusion as fields 49 & 50 are present in both parishes, and a further error in the typographical inaccuracy relating to field pt. 62.

If the application is granted, in whole or in part, the registration authority will give effect to the determination by amending the register to identify the two separate parishes of Mosedale and Bowscale and correcting the entry referring to O.S. pt. 162 to read O.S. pt. 62.

Any person wishing to make representations:

- must quote the Application No. **CA10/13**
- 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, 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 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 period for making representations expires at 5pm on 19th April 2016

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:


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Shamim Lindsay
Group Solicitor/Manager

Dated: 8th March 2016

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