

**Commons Act 2006
Schedule 3**

Application to amend the register to record an historic event – historic severance of a right of common.

NOTICE OF DETERMINATION

Application Number: CA14/28

Notice is hereby given that Cumbria County Council, as the Commons Registration Authority (“the CRA”) has considered an application submitted by Mary Wood (“the Applicant”) to amend the register to record an historic severance of part of the right of common to graze 200 ewes with followers registered as attached to O.S. fields numbered 493, 811, 817, 912, 916, 919, 922, 923, 924, 928, 929, 931, 932, 933, 935, 962 and 963 at entry 5 of register unit CL10 (“the Right”).

This application was made as a primary application in conjunction with secondary application CA14/30.

Decision

The CRA resolved to accept the application to amend the register by registering the severance of the proportion of the Right which was attached to the southern portion of O.S. field number 919 (“the Field”).

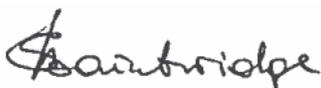
Reasons

The Commons Registration Officer (“the Officer”) assessed the application and found it to be duly made under the criteria prescribed by the relevant regulations and guidance. One objection was received to the application by The Open Spaces Society, but after dialogue with the Applicant’s representative in which further evidence was presented The Open Spaces Society were content for their representation to no longer be treated as an objection.

The Officer concluded that there was sufficient evidence that severance of the proportion of the Right attached to the Field took place upon the exchange dated 19th January 1979.

The register for CL10 Crosby Ravensworth Fell has been amended to show the proportion of the Right which was previously attached to the Field as severed from the land and held in gross and the remainder of the Right as attached to the rest of the dominant tenement.

Signed



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Svetlana Bainbridge – Commons Registration Officer

Dated: 4th April 2018