

Commons Act 2006
Section 19(2)(a)
Application to correct the register

NOTICE OF DETERMINATION

Application Number: CA10/56

Notice is hereby given that Cumbria County Council, as the Commons Registration Authority ("the CRA"), has considered an application submitted by **Anthony Philip Vaux** and **Sarah Jean Vaux** ("the Applicants") to correct a series of mistakes made in relation to the common rights provisionally registered at entry 101 of Commons Register unit CL20 Caldbeck Common and as described in the attached notice of application.

Decision

The CRA resolved to accept the application to correct the Register by deleting entry 437 and replacing it with a new entry, showing 32 grazing units as being attached to O.S. field numbers 1391 (part), 1392, 1393 and 1396 (part).

Furthermore, entry 138 has been replaced by two new entries which better describe the finalisation of the registration of the rights following the Commons Commissioner's ("the CC") 1982 decision. The first new entry lists the entries which became final with modifications as set out in the CC's decision, whilst the second entry lists those entries which became final without modification.

Reasons

No objections were received against the application. The Commons Registration Officer assessed the application and found it to be duly made under the criteria prescribed by the relevant regulations and guidance.

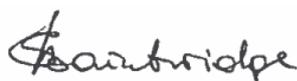
Whilst the CC's decision sought to reduce the grazing rights at entry 46, the CC appears to have been unaware that this entry had been modified and replaced by entry 101 ten years prior (to the CC's decision). As such, entry 101 was never referred to in the CC decision, and so the decision was found to be ineffective at reducing the grazing rights at entry 101.

The replacement of entry 138 will make the register clearer and more accurate.

Outcome

Entry 138 of register Unit CL20 has now been deleted and replaced by entries 447 and 448. Entry 437 has been deleted and replaced with entry 449, which includes a supplemental map showing the amended dominant tenement.

Signed



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Svetlana Bainbridge – Commons Registration Officer
Dated: 15th October 2021