

**Commons Act 2006 - Schedule 2 (Paragraph 2)  
Application to correct non-registration or mistaken registration**

**NOTICE OF DETERMINATION**

**Application Number: CA13/32**

Notice is hereby given that Cumbria County Council, as the Commons Registration Authority ("the CRA"), has at a meeting of its Development Control and Regulation Committee ("the Committee") on the 28<sup>th</sup> June 2021, considered an application submitted by the Open Spaces Society to correct non-registration of land abutting Brisco Common, Brisco, Carlisle, and add approximately 0.003 hectares of land (hereinafter referred to as "the Application Land") to be comprised in register unit CL48 Brisco Common.

**Decision**

The Committee resolved to accept the application and add the Application Land to the common land register as part of CL48 Brisco Common.

**Reasons**

The Committee took into account a report written by the Commons Registration Officer ("the Officer"). The Officer's report made a recommendation to the Committee to accept the application, on the grounds that there is sufficient evidence that on the balance of probabilities the Application Land was not at any time finally registered as common land or as a town or village green under the Commons Registration Act 1965, is subject to a scheme under the Commons Act 1899 and satisfies other statutory criteria in Schedule 2 paragraph 2 to the Commons Act 2006 and the requirements of the Commons Registration (England) Regulations 2014.

**Outcome**

The Commons Registration Authority has given effect to the determination by registering the Application Land which entailed the addition of a register amendment entry confirming the addition of the Application Land to be comprised in register unit CL48 Brisco Common and the preparation of a fresh edition of the register map showing the Application Land contained within the boundary of register unit CL48.

**Documentation**

Minutes of the meeting providing the Committee's decision, the Officer's report and a plan of the Application Land are available at:

<https://councilportal.cumbria.gov.uk/ieListDocuments.aspx?CId=124&MId=11907&Ver=4>

Signed



Allan Harty – Acting Assistant Director Environment & Enterprise  
Dated: 29th June 2021