

**Commons Act 2006 - Section 12**

**NOTICE OF APPLICATION FOR REGISTRATION TO TRANSFER A RIGHT OF COMMON IN GROSS**

Notice is hereby given that an application has been made by **Mrs Erica Faye Holgate** ("the Applicant") to Cumbria County Council as Commons Registration Authority, under Section 12 of the Commons Act 2006 and in accordance with the Commons Registration (England) Regulations 2014.

The application relates to rights in gross on CL70 Burgh Marsh described more fully below.

A summary of the effect of the application is as follows: The right to graze 10 stints (one stint equalling one beast or 2 ½ sheep, between 1<sup>st</sup> May and 29<sup>th</sup> October; sheep only to be grazed between the 8<sup>th</sup> November and 28<sup>th</sup> March) and the right in the soil to cut turf and such rights of piscary as may be appurtenant thereto ("the Rights") on Burgh Marsh comprising the whole of the land in this register unit are currently registered as held in gross (not attached to land) at Entry 133 of register unit CL70 in the name of Thomas Lionel Jones of "Byland", 44a Wordsworth Street, Penrith, Cumbria. The Applicant claims to have acquired ownership of the Rights upon the death of the late Thomas Lionel Jones under the terms of his Will and Codicil as varied and an Assent dated 20<sup>th</sup> January 2015. A transfer of ownership of rights held in gross does not operate at law until registered by the Commons Registration Authority in the commons register. The Applicant seeks by this application to complete the transfer of ownership and register the Rights in her own name.

If the application is granted, the registration authority will give effect to the determination by amending the commons register to show the Applicant as the owner of the above mentioned right.

Any person wishing to make representations:

- must quote the Application No. **CA6/1**
- 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, Petteiril 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 also 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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