

**The Commons Act 2006 - Section 12  
NOTICE OF APPLICATION TO TRANSFER A RIGHT OF COMMON IN GROSS**

Notice is hereby given that an application has been made by **Jean Wingfield** ("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 common land register unit CL44 Wharton Fell.

A summary of the effect of the application is as follows: The right to graze (a) 49 sheep and (b) 1 horse together with the right of estovers over the whole of the land in this register unit ("the Rights") are currently registered as held in gross (not attached to land) at entry 31 of register unit CL44 Wharton Fell in the name of Alan Birbeck and Ruth Birbeck. The Applicant claims the Rights were transferred from Alan Borbeck and Ruth Birbeck to the Applicant by way of Transfer dated 15th April 2015. The Transfer does not operate at law to transfer ownership of the Rights until registered by the Commons Registration Authority in the 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, in whole or in part, the Commons Registration Authority will give effect to the determination by deleting current register entry 31 of register unit CL44 (making reference to the new corresponding entry) and making a new entry in the register to show the Applicant as the owner of the Rights.

Any person wishing to make representations:

- must quote the Application No. **CA6/3**
- 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, Petheril Bank Road, Carlisle, Cumbria, CA1 3AJ or email: [commons.registration@cumbria.gov.uk](mailto:commons.registration@cumbria.gov.uk)

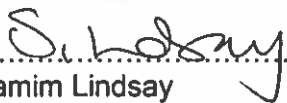
Any representations made will not be treated as confidential, to determine the application it will be necessary for the Commons Registration Authority to disclose information received to others, which will include the Applicant and may include other local authorities, Government Departments, public bodies, 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 2nd June 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:

20th April 2016