

Commons Act 2006
Section 8
Application for apportionment of rights of common

NOTICE OF DETERMINATION

Application Number: CA3/6

Notice is hereby given that Cumbria County Council, as the Commons Registration Authority ("the CRA"), has considered an application submitted by Mark Charleton Thornton ("the Applicant") seeking to apportion the right of common attaching to Rougholme Farm, Ravenglass and registered at entry 8 of register unit CL68 Birkby Fell ("the Right") and to register the apportionment in the register of common land.

Decision

The CRA resolved to accept the application to amend the register by registering the apportionment of the Right.

Reasons

The Commons Registration Officer assessed the application and found it to be duly made under the criteria prescribed by the relevant regulations and guidance.

The rights section of the register for CL68 Birkby Fell has been amended to show the Right as apportioned in accordance with the Notice of Application as attached to this decision.

Signed



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Svetlana Bainbridge – Commons Registration Officer

Dated: 4th July 2016

Cumbria County Council

The Commons Act 2006 - Section 8 NOTICE OF APPLICATION FOR APPORTIONMENT OF RIGHTS OF COMMON

Notice is hereby given that an application has been made by **Mark Charleton Thornton** (the "Applicant") to Cumbria County Council as Commons Registration Authority, under Section 8 of the Commons Act 2006 and in accordance with the Commons Registration (England) Regulations 2014. The application relates to entry number 8 of the common land register unit CL68 – Birkby Fell.

A summary of the effect of the application is as follows: The following rights are attached to Rougholm Farm, Ravenglass comprising O.S. field numbers 281, 282, 283, 284, 285, 286, 287, 288, 289, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 522, 553, 554, 571 and 628 and are exercisable over the whole of the land in register unit CL68 – Birkby Fell.

"The right to graze 1000 adult sheep and followers or 100 cows and followers and their equivalents; and 4 horses; and to cut bracken, furze and peat and to take sand and gravel" ("The Rights").

Pursuant to the division of the land to which the Rights are attached, the Applicant seeks by his application to register apportionment of the Rights appropriate to the parts of land transferred and now in his ownership.

If the application is granted, in whole or in part, the registration authority will give effect to the determination by making the following amendment to the commons register.

1. Entry number 8 will be deleted and reference made to the new corresponding entries.
2. Addition of two new supplemental maps
3. The following entries will be made to the rights section of the commons register to show the proportionate apportionment of the rights to the applicant (a) and the remainder of the rights (b):
 - a. The right to graze 822 adult sheep and followers or 82 cows and followers and their equivalents, and 3 horses and to cut bracken, furze and peat and to take sand and gravel on the whole of the land in this register unit. The right is attached to Rougholm Farm, Ravenglass comprising O.S. Field numbers 281, 282, 283, 284, 285, 286, 287, 288, 289, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, pt516, 517, 518, 519, pt520, and 522 shown coloured brown on supplemental map 1 and O.S. Field No 628 shown coloured pink on supplemental map 2.
 - b. The right to graze 178 adult sheep and followers or 18 cows and followers and their equivalents, and 1 horse on the whole of the land in this register unit. The right is attached to O.S. Field numbers pt. 516, pt520, 553, 554 and 571 shown coloured blue on supplemental maps 1 and 2.

Any person wishing to make representations:

- must quote the Application No. **CA3/6**
- 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 state the grounds on which they are made and must be signed by the person making them;
- must be sent to: The Commons Registration Service, Lady Gillford's House, Petteil Bank Road, Carlisle, Cumbria, CA1 3AJ or emailed to: 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.

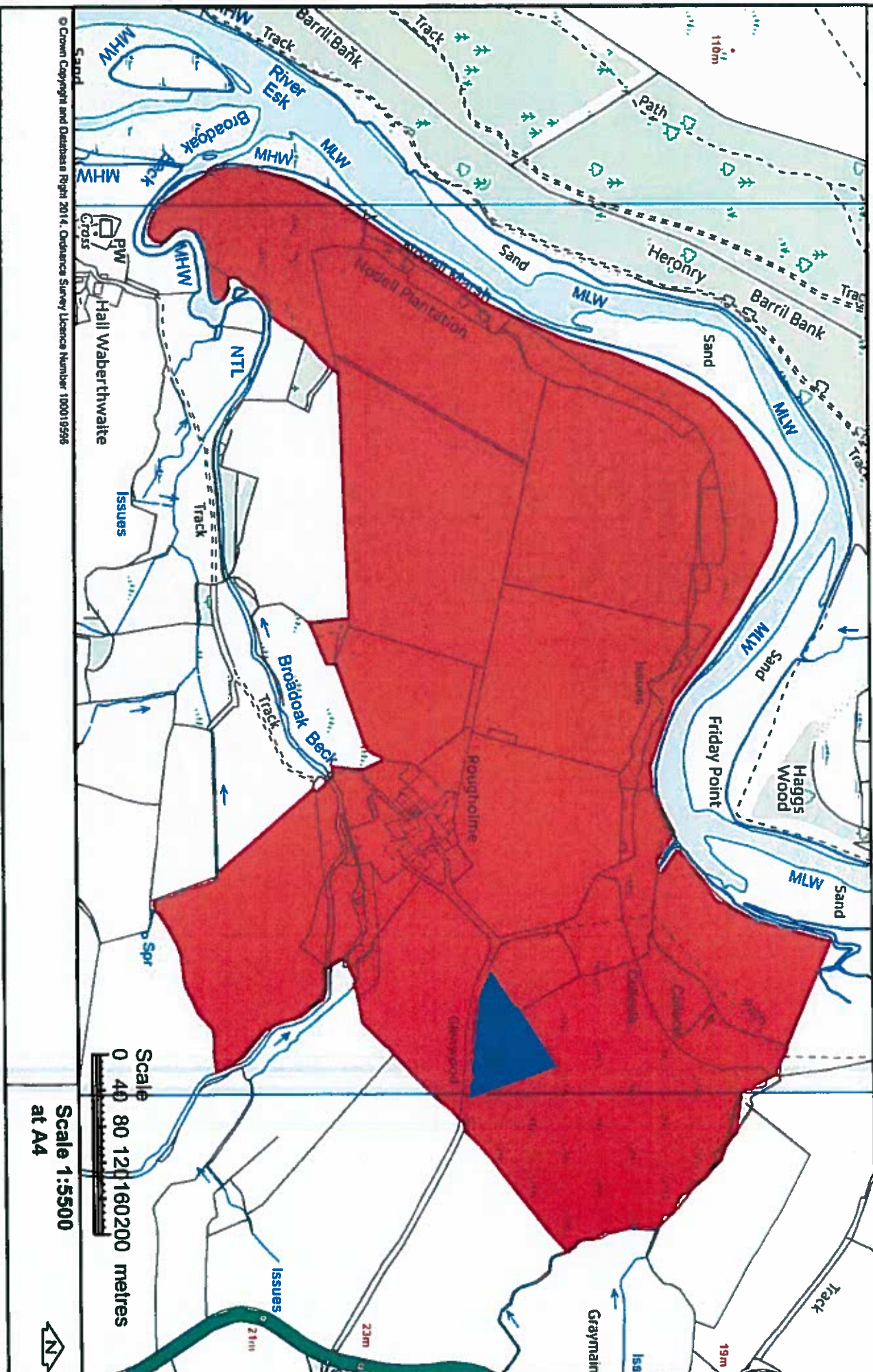
The period for making representations expires at 5pm on 1st June 2016

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 plans (if any) can be viewed online by accessing Cumbria County Councils website: <http://www.cumbria.gov.uk/planning-environment/conservation/commons-registration-service/>

Signed: 
Alyssia Ashurst – Commons Registration Officer

Dated..... 20/04/16

CA3/6 Supplemental Map 1



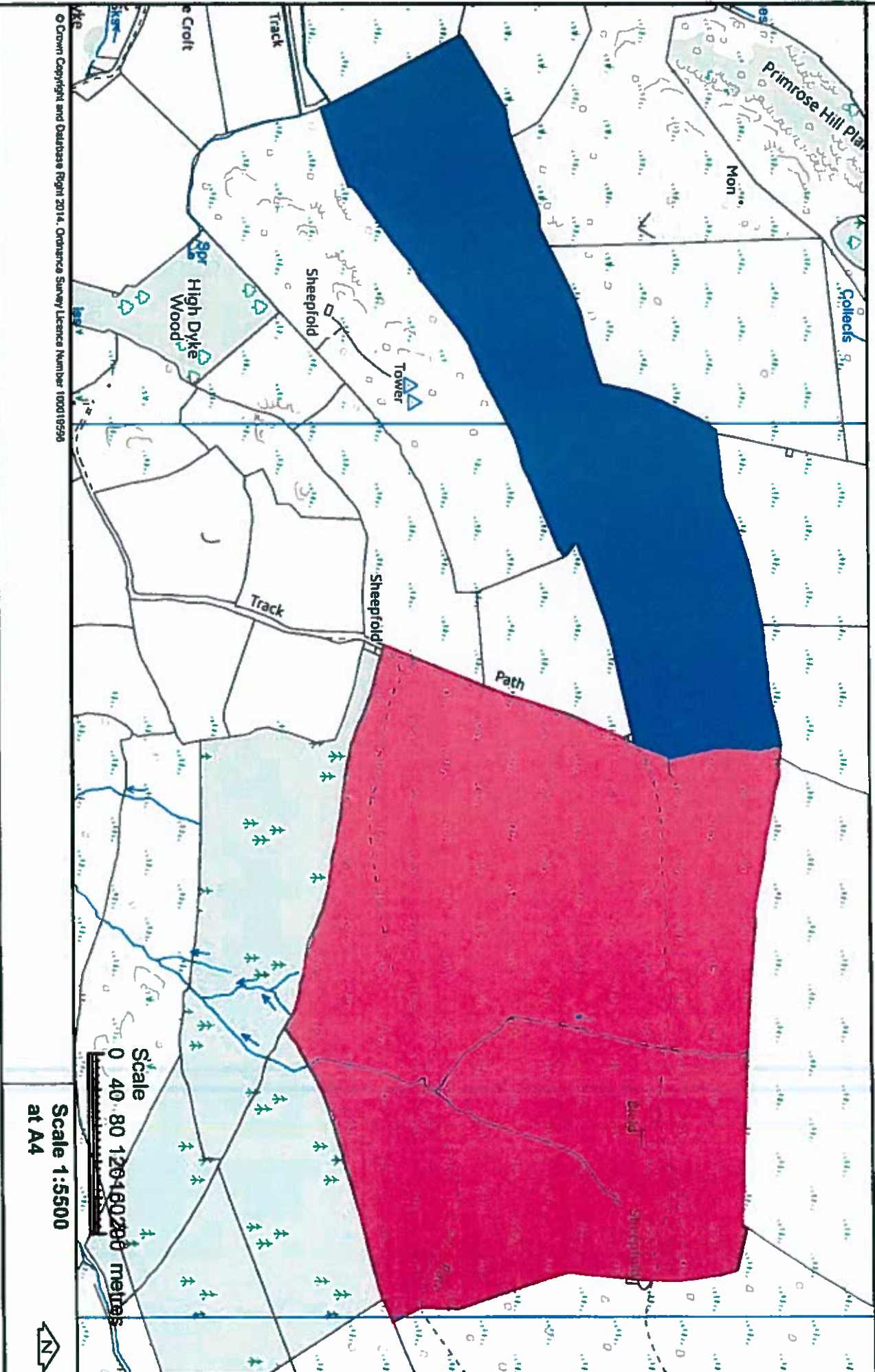
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Scale
0 40 80 120 160 200 metres

Scale 1:5500
at A4



CA3/6 Supplemental Map 2



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Scale
0 40 80 120 160 200 metres
Scale 1:5500
at A4