

## 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 **Christopher John Swinbank and Wendy Mary Swinbank** ("the Applicants") 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 87 of the common land register unit CL81 Dufton Fell and entry number 142 of the common land register unit CL82 Dufton Fell (disputed area).

A summary of the effect of the application is as follows: The following right is attached to Midtown Farm, Brampton, Westmorland comprising O.S. field numbers 691, 730, 750, 800, 803, 804, 852, 860 and 861 on the O.S. Map (Edition of 1915) of the parish of Murton and O.S. field numbers 213, 213a, 423, 424, 425, 427, 428, 436, 439 and 440 on the O.S. Map (Edition of 1915) of the Parish of Dufton:

"To graze (a) 76 ewes and followers and (b) 70 hogs over the whole of the land in register unit CL81 together with the whole of the land comprised in the register unit CL82." ("the Right").

Pursuant to the division of the land to which the Right is attached, the Applicants seek by his application to register apportionment of the Right appropriate to the part of land transferred and now in their 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 87 of register unit CL81 and entry number 142 of register unit CL82 will be deleted and the reference made to the new corresponding entries.

2. Addition of supplemental maps.

3. The following entries will be made to the rights section of the commons register units CL81 and CL82 to show the proportionate apportionment of the Right to the applicants (a) and the remainder of the rights (b):

a. To graze (a) 36.95 ewes and followers and (b) 34.04 hogs over the whole of the land in register unit CL81 together with the whole of the land comprised in the register unit CL82.

The right is attached to O.S. field numbers 213, 213a, 423, 424, 425, 427, 428 and 436 on the O.S. Map (Edition of 1915) of the Parish of Dufton as shown coloured red on the proposed supplemental map.

b. To graze (a) 39.05 ewes and followers and (b) 35.04 hogs over the whole of the land in register unit CL81 together with the whole of the land comprised in the register unit CL82.

The right is attached to O.S. field numbers 691, 730, 750, 800, 803, 804, 852, 860, 861 on the O.S. Map of the parish of Murton (Edition of 1915) and O.S. field numbers 439 and 440 on the O.S. Map of the Parish of Dufton (Edition of 1915) as shown coloured blue on the proposed supplemental map.

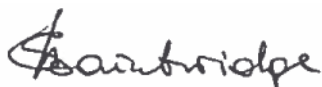
Any person wishing to make representations:

- must quote the Application No. **CA3/16**
- 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, 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 authority to disclose information received from you 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 **2<sup>nd</sup> February 2018**.

Documents relating to the application are available for inspection at the above address, however an appointment is required. The Notice and accompanying plan can also be viewed by accessing Cumbria County Council's website, Commons Registration page: <http://www.cumbria.gov.uk/planning-environment/conservation/commons-registration-service/>



Signed: .....  
Svetlana Bainbridge – Commons Registration Officer

Dated: 22<sup>nd</sup> December 2017