

**Commons Act 2006 – Schedule 3  
NOTICE OF APPLICATION TO AMEND THE REGISTER TO RECORD AN HISTORIC EVENT**

Notice is hereby given that an application has been made by the **Ministry of Agriculture, Fisheries and Food now known as Secretary of State for Environment, Food and Rural Affairs** (“the Applicant”) to Cumbria County Council as Commons Registration Authority, under Schedule 3 of the Commons Act 2006 and in accordance with the Commons Registration (England) Regulations 2014.

The application relates to common land register CL165 Ponsonby Fell.

A summary of the effect of the application is as follows: The right to graze 18 geese and the right to water 38 cattle in Scalderskew Beck and to graze them on Ponsonby Fell when exercising the right to water, comprising the whole of the land in this register unit (“the Right”) is currently registered as attached to the estate and land known as Scalderskew in the parish of St. Bridgets at entry 2 of register unit CL165 in the name of the Applicant. The Applicant claims that the proportion of the Right attached to the land shown coloured red on the attached plan (“the Application Land”) was severed from the land and retained by the Applicant under the terms of a Conveyance dated 20<sup>th</sup> January 1984. The Applicant seeks by this application to have that severance recorded in the register.

If the application is granted, in whole or in part, the Commons Registration Authority will give effect to the determination by deleting current entry 2 (making reference to the new corresponding entries) and making two new entries in the register to show the proportion of the Right currently attached to the Application Land as severed and held in gross and the remainder of the Right as attached to the rest of the dominant tenement.

Any person wishing to make representations:

- must quote the Application No. **CA14/19**
- 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](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 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 1<sup>st</sup> March 2017.

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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Svetlana Bainbridge  
Commons Registration Officer

Dated: 18<sup>th</sup> January 2017

