

Commons Act 2006
Schedule 3

Application to amend the register to record an historic event – historic severance of a right of common.

NOTICE OF DETERMINATION

Application Number: CA14/14

Notice is hereby given that Cumbria County Council, as the Commons Registration Authority ("the CRA"), has at a meeting of its Development Control and Regulation Committee ("the Committee") on the 20th September 2017 considered an application submitted by John Anton Harrison Cole ("the Applicant") to amend the register to record an historic severance of a right of common concerning the right to graze 44 sheep or 1 pony or 10 cattle on Caldbeck Common and on Faulds Brow comprising the whole of the land in this register unit which was registered as attached to O.S. fields numbered 1233, 1231, 1199 and 1197 ("the Dominant Tenement") at entry 238 of register unit CL20 ("the Right").

Decision

The Committee resolved to accept the application to amend the register by registering the severance of the proportion of the Right which was attached to O.S. field number 1199 ("the Field").

Reasons

The Committee took into account a report written by the Commons Registration Officer ("the Officer"). The Officer's report made a recommendation to the Committee to accept the application on the grounds that there is sufficient evidence that severance of the proportion of the Right attached to the Field took place upon the sale of the Field to Margaret Patricia Ashbridge and Kathleen Mary Ashbridge on 23rd February 1970.

The register for CL20 Caldbeck Common has been amended to show the proportion of the Right which was previously attached to the Field as severed from the land and held in gross and the remainder of the Right as attached to the rest of the Dominant Tenement.

Documentation

Minutes of the meeting providing the Committee's decision and the Officer's report are available at:

<http://councilportal.cumbria.gov.uk/ieListMeetings.aspx?CId=124&Year=0>

Signed



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Angela Jones – Assistant Director Economy and Environment

Dated: 21st September 2017