

Commons Act 2006 - Schedule 2 (7) Application to deregister any other land wrongly registered as common land

Notice is hereby given that an application has been made by **Peter Ponsonby, Francis Ian Craig Strick and William Henry Harrison** ("the Applicants") to Cumbria County Council as Commons Registration Authority, under Schedule 2 paragraph 7 of the Commons Act 2006 and in accordance with the Commons Registration (England) Regulations 2014.

The application relates to the entirety of common land register units 'CL456 Cockley Moss' and 'CL457 Chapel Moss', located to the north of Aspatria and shown hatched purple on the attached plan ("the Application Land"). The southernmost section of the Application Land is registered as register unit CL457, with the two smaller sections to the north and bisected by the B5301 comprising of register unit CL456.

A summary of the effect of the application is as follows: the Application Land was provisionally registered as common land on 7th May 1970 under section 4 of the Commons Registration Act 1965, pursuant to application numbers 2072 (for CL456) and 2070 (for CL457) made on 2nd January 1970 by the Trustees of Standish Settled Estates. The provisional registrations, being undisputed, became final on 1st August 1972. The Applicants claim that immediately before its provisional registration the land was not: subject to rights of common; waste land of the manor; a town or village green within the meaning of the 1965 Act as originally enacted; or land of a description specified in section 11 of the Inclosure Act 1845 (c.118). The Applicants claim that the Application Land was wrongly registered by the Trustees of Standish Settled Estates and have requested the removal of the Application Land from the commons register.

If the application is granted, the commons registration authority will give effect to the determination by de-registering the Application Land, which will entail the strikethrough of the current register entries in the Land Sections of unit numbers CL456 and CL457, the addition of register amendment entries confirming de-registration of the whole of each common, and amendment of the register map showing the Application Land marked as de-registered.

Any person wishing to make representations:

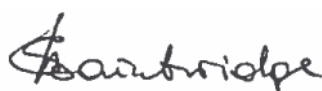
- must quote the Application No. **CA13/39**
- must state the name and postal address of the person making them, and the nature of that person's interest (if any) in any land affected by the application and may include an e-mail address;
- must be signed by the person making them;
- must state the grounds 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

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 date on which the period for making representations expires is **5pm on 16th September 2022**.

Documents relating to the application are not available online, although they can be provided on request using the contact details above. A full set of documents are also available for inspection at the Commons Registration Service at the above address, strictly by appointment only. Please contact the Commons Registration Team on (01228) 221028 to arrange an appointment.

The Notice and accompanying plan can also be viewed by accessing Cumbria County Council's website, Commons Registration page: www.cumbria.gov.uk/commonsregistration



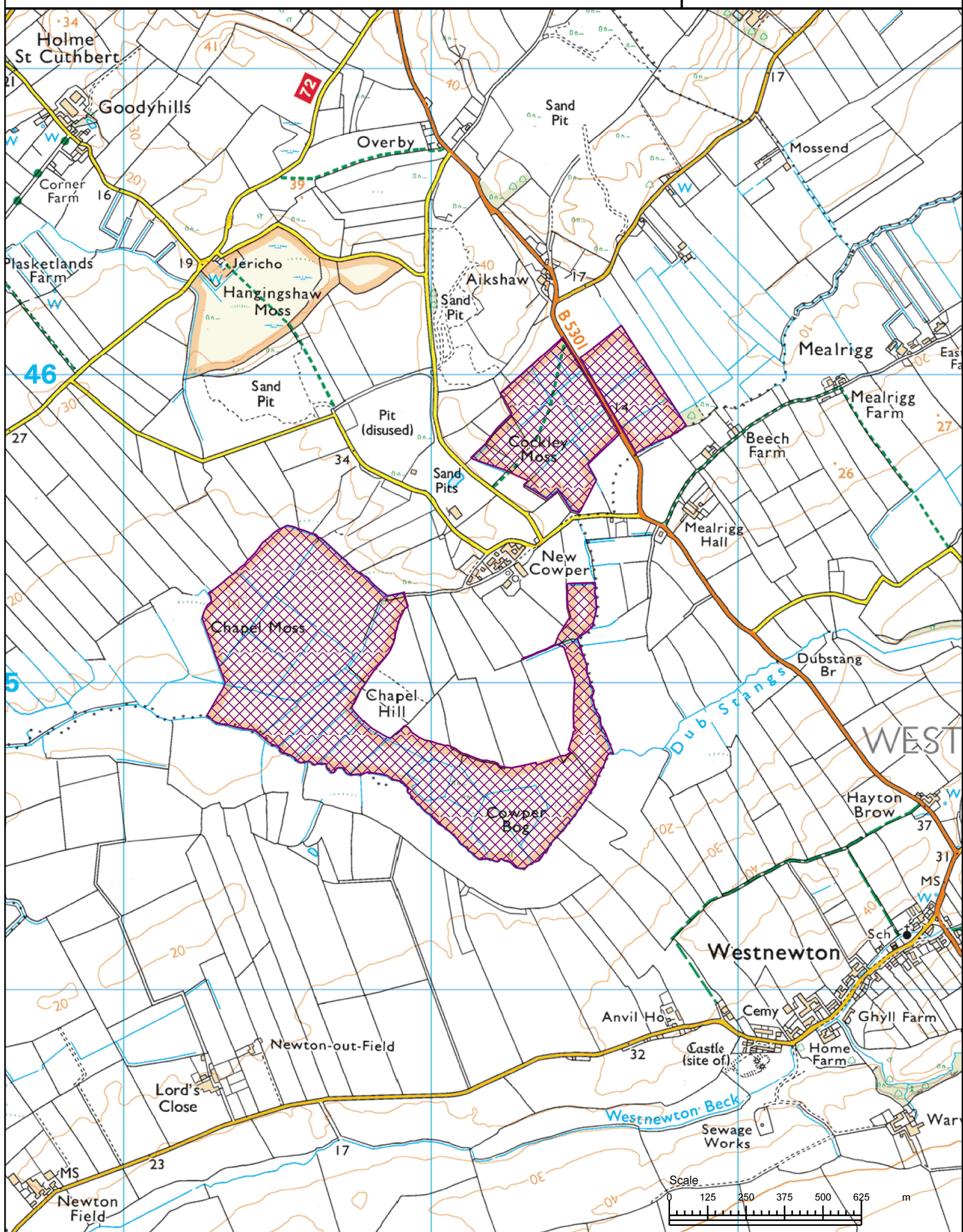
Signed:

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Svetlana Bainbridge
Commons Registration Officer

Dated: 5th August 2022

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CA13/39 Notice of Application
Application to deregister common land



Notes: E: 312145 N: 545394

NY1245SW

Scale at A4: 1:15000

