

## Commons Act 2006 - Schedule 2 (6) Application to deregister a building wrongly registered as common land

Notice is hereby given that an application has been made by **Christopher Carss** ("The Applicant") to Cumbria County Council, as Commons Registration Authority, under Schedule 2 paragraph 6 of the Commons Act 2006 and in accordance with the Commons Registration (England) Regulations 2014.

The application relates to the part of CL78 Grasmere Common shown outlined red on the attached plan ("the Application Land"). The area of the Application Land is approximately 255 square metres (0.062 acres). The currently registered boundary of CL78 is shown on the plan outlined and cross-hatched in green.

A summary of the effect of the application is as follows: CL78 Grasmere Common was provisionally registered on 29th May 1968 under section 4 of the Commons Registration Act 1965, pursuant to an application made by The National Trust on 18th April 1968 and numbered 220 ("the 1968 Application"). The provisional registration of the 1968 Application became final on 6th April 1972. The Applicant claims that on the date of provisional registration the Application Land was covered by a building or was within the curtilage of a building, and since the date of provisional registration the land has at all times been, and still is, covered by a building or within the curtilage of a building. The Applicant therefore claims that the Application Land was wrongly registered as part of CL78 and has requested the removal of the Application Land from the commons register.

If the application is granted, in whole or in part, the commons registration authority will give effect to the determination by deregistering the Application Land, which will entail the addition of a registration amendment entry in register unit CL78 confirming deregistration of part, and the amendment or preparation of the register map showing only the remaining land contained in register unit CL78 as common land and the Application Land marked as deregistered.

Any person wishing to make representations:

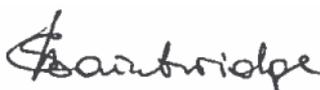
- must quote the Application No. **CA13/40**
- must state the name and postal address of the person making them, and the nature of that person's interest (if any) in any land affected by the application and may include an e-mail address;
- must be signed by the person making them (an electronic signature will suffice);
- must state the grounds on which they are made; and
- 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 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 12 May 2023**.

Documents relating to the application are not available online although they can be provided on request. Requests should be sent directly to the Commons Registration Service using the contact details above.

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/>



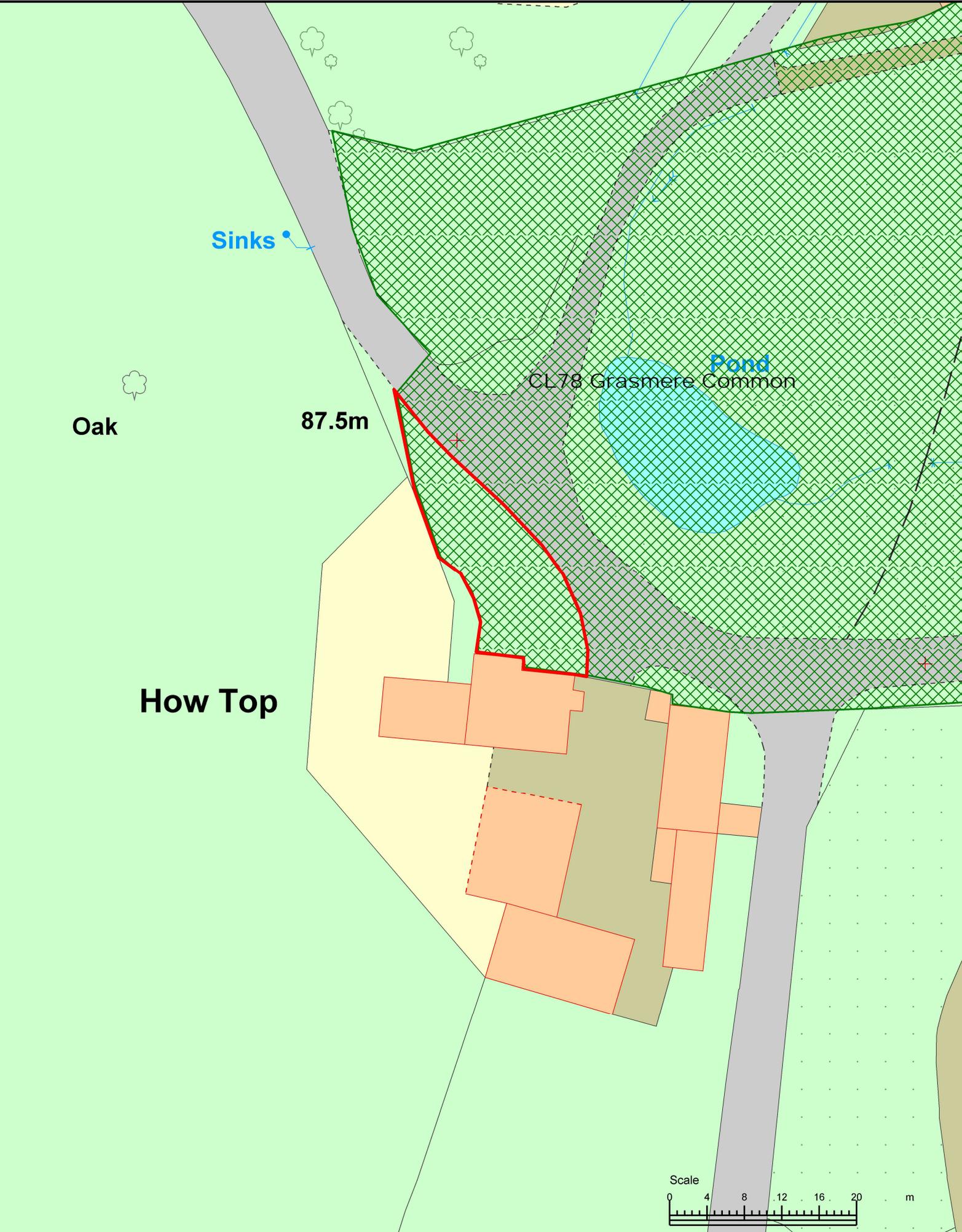
Signed:

Dated: 23 March 2023

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Svetlana Bainbridge  
Commons Registration Officer

# CA13/40 Map of Application Land

Howe Top, Grasmere, LA22 9SF; Grid reference: 334350 ; 506800



Notes:

Scale at A4: 1:500

