

Commons Act 2006 – Schedule 3
NOTICE OF APPLICATION TO AMEND THE REGISTER TO RECORD AN HISTORIC EVENT
Primary Application - Severance

Notice is hereby given that an application has been made by **Alan Bennett** (“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 CL67 Matterdale Common.

A summary of the effect of the application is as follows: The right to graze 9 stints (one stint being equal to 4 ewes and lambs or 6 geld ewes or 1 cow or 2 stints for a horse) on Matterdale Common comprising the whole of the land in this register unit (“the Right”) is registered as attached to Bank House Farm: O.S. No’s pt 278, 280, 282, 283, 284, 286, pt 287, 288, 291, 292 at entry 83 of register unit CL67.

The Applicant claims that part of the Right was severed from the land under the terms of the Conveyance dated 30th November 1978 (“the 1978 Conveyance”) whereby O.S. fields 283 and 284 were sold to the Applicant, together with 6.5 stints on Matterdale Common. The Applicant has provided calculations within the accompanying secondary, apportionment application (CA14/73) in which he seeks to show that the proportion of the Right attached to O.S. fields 283 and 284 amounts to 5.23 stints and therefore the remaining 1.27 stints were effectively severed from the rest of the dominant tenement and are now held by the Applicant in gross. The Applicant seeks by this application to register that severance in the register

If this application is granted, the proportion of the Right which is included within the 1978 Conveyance but is not attached to O.S. fields 283 and 284 (1.27 stints) will be considered to be severed from the land and held in gross.

Any person wishing to make representations:

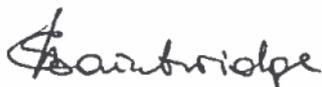
- must quote the Application No. **CA14/72**
- must state the name and postal address of the person making them, and the nature of that person’s interest (if any) in any land affected by the application and may include an e-mail address;
- must be signed by the person making them;
- must state the grounds on which they are made; and
- must be sent to: The Commons Registration Service, Lady Gillford’s House, Petteril 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 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 12th May 2023**.

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:
Svetlana Bainbridge – Commons Registration Officer

Dated: 30th March 2023