

## Commons Act 2006 – Section 8

### Application for the apportionment of a right of common

#### NOTICE OF DETERMINATION

Application Number: CA3/48

Notice is hereby given that Cumberland County Council, as the Commons Registration Authority (“the CRA”), has considered an application submitted by **Michael Livesey** (“the Applicant”) seeking to apportion the right of common recorded at entry 9 of commons register unit CL39 Lowick Common (“the Right”), and to register the apportionment in the register.

#### Decision

The CRA resolved to accept the application to amend the register by registering the apportionment of the Right.

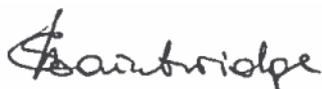
#### Reasons

The Commons Registration Officer assessed the application and found it to be duly made under the criteria prescribed by the relevant regulations and guidance. No objections were received against the application.

#### Outcome

The rights section of the register for CL39 Lowick Common has been amended to show the Right as apportioned in accordance with the Notice of Application attached to this decision.

Signed



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Svetlana Bainbridge – Commons Registration Officer

Dated: 11<sup>th</sup> January 2024



Working for Cumberland Council and  
Westmorland & Furness Council

## Commons Act 2006 – Section 8

### NOTICE OF APPLICATION FOR THE APPORTIONMENT OF A RIGHT OF COMMON

Notice is hereby given that an application has been made by **Michael Livesey** (“the Applicant”) to Westmorland and Furness Council, as Commons Registration Authority, under Section 8 of the Commons Act 2006 and in accordance with the Commons Registration (England) Regulations 2014. The application relates to entry number 9 of common land register unit CL39 Lowick Common.

A summary of the effect of the application is as follows:

The right to graze 40 sheep and followers or 80 yearling sheep or 8 cows or 8 bullocks or 16 store cattle, along with the right to cut and take bracken and take sand over the whole of the land comprised in the register unit, is recorded as attached to land at Esps Farm comprising O.S. field numbers 180, 263, 264, 272, 259, 262, 182, 276, 274, 160, 157, 155, 12, 13, 16, 480, 260, 261 and 265 (“the Right”).

Pursuant to the division of the land to which the Right is attached, the Applicant seeks by this application to register apportionment of the Right appropriate to the part of land transferred and now in his ownership.

If the application is granted, in whole or in part, the registration authority will give effect to the determination by making the following amendment to the commons register:

1. Entry number 9 will be deleted and reference made to the new corresponding entries.
2. Addition of supplemental maps.
3. The following entries will be made to the rights section of the commons register to show the proportionate apportionment of the Right to (a) the Applicant and (b) the remainder of the Right:
  - a. The right to graze 7.84 sheep and followers or 15.68 yearling sheep or 1.57 cows or 1.57 bullocks or 3.14 store cattle, over the whole of the land comprised in this register unit, is attached to O.S. field numbers 12, 13 and 16, as shown coloured yellow on the proposed supplemental map.
  - b. The right to graze 32.16 sheep and followers or 64.32 yearling sheep or 6.43 cows or 6.43 bullocks or 12.86 store cattle, along with the right to cut and take bracken and take sand over the whole of the land comprised in this register unit, is attached to O.S. field numbers 180, 263, 264, 272, 259, 262, 182, 276, 274, 160, 157, 155, 480, 260, 261 and 265, as shown coloured green on the proposed supplemental map.

Any person wishing to make representations:

- must quote the Application No. **CA3/48**
- 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@cumberland.gov.uk](mailto:commons.registration@cumberland.gov.uk)



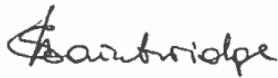
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Any representations made will not be treated as confidential, to determine the application it will be necessary for the commons registration authority to disclose information received to others, which will include the Applicant and may include other 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 **27<sup>th</sup> November 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 (if any) can be viewed online by accessing Cumberland Council's website <https://legacy.cumberland.gov.uk/commons/notices>



Signed:

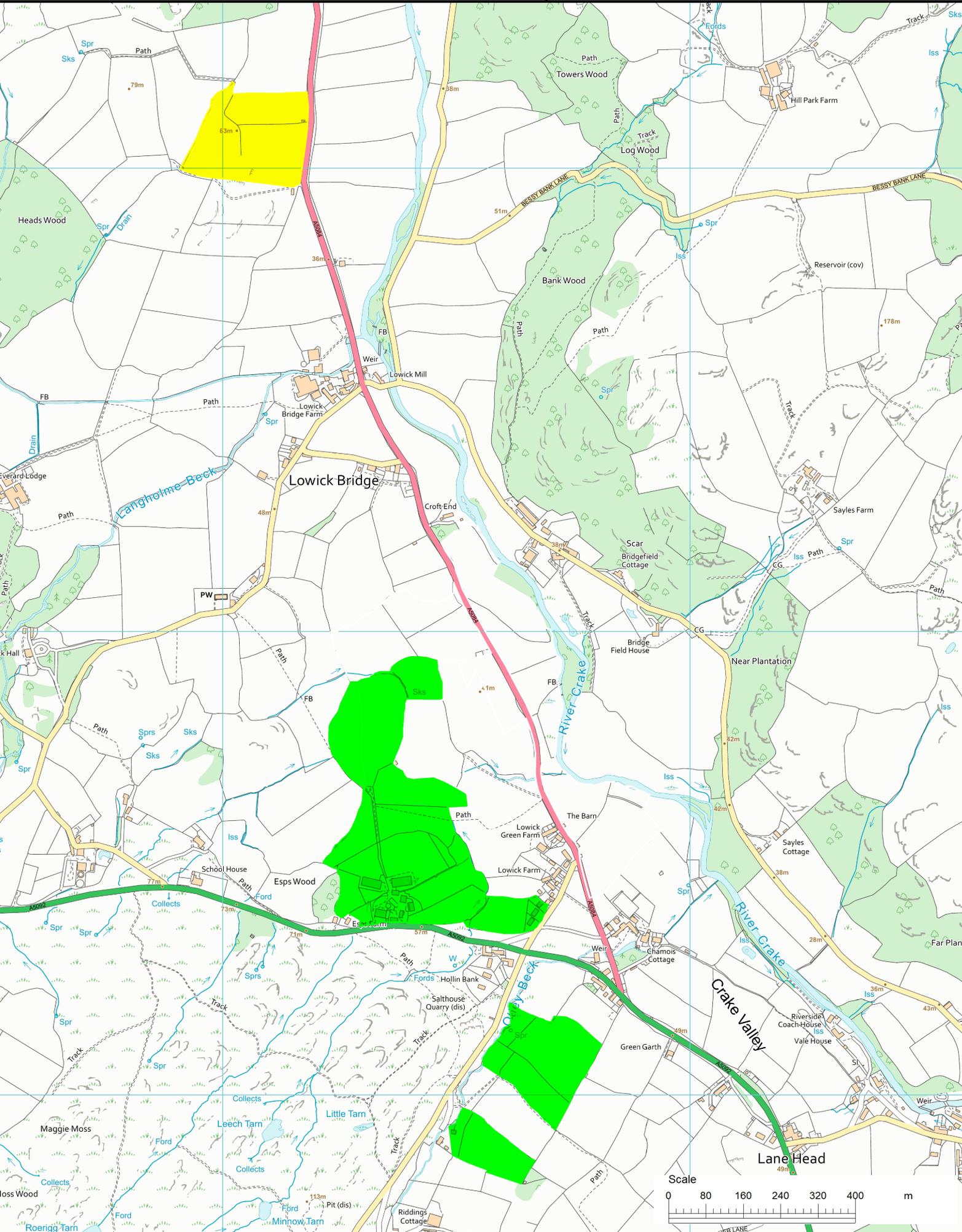
Dated: 13<sup>th</sup> October 2023

Svetlana Bainbridge, Commons Registration Officer

# CA3/48 Proposed Supplemental Map

## CL39 Lowick Common, entry 9

### Commons Registration



Notes: 329306; 485867 SD2985NW

Scale at A4: 1:10000