

**A Proposal by Cumberland Council  
Section 19(2)(a) of the Commons Act 2006  
Correction of the Register**

In accordance with regulation 18(1) of The Commons Registration (England) Regulations 2014 please find below a statement in writing describing the proposal and the justification behind it.

**Description of the proposal:**

It has become apparent that an error was made by the Commons Registration Authority in drafting the legal register map for commons register unit CL70 Burgh Marsh Common, by not faithfully registering the land that the authority was asked to register.

**Justification for the proposal:**

The Commons Registration Authority believe that correcting this mistake, and therefore ensuring the accuracy of the commons register, would be in the public interest.

Official notice of proposal to follow



Westmorland  
& Furness  
Council

Working for Cumberland Council and  
Westmorland & Furness Council

## Notice of Proposal

### Section 19 of the Commons Act 2006 - Correction of the Register

Notice is hereby given that a proposal has been made by **Cumberland Council** ("the Proposer") as the Commons Registration Authority, under Section 19(2)(a) of the Commons Act 2006 and in accordance with the Commons Registration (England) Regulations 2014.

The proposal relates to register unit CL70 Burgh Marsh ("CL 70").

A summary of the effect of the application is as follows: Burgh was provisionally registered as Common Land on 23<sup>rd</sup> May 1968 under Section 4 of the Commons Registration Act 1965, pursuant to application No. 420 made by the Solicitor to the Burgh Marsh Proprietors, Mr. E. Bliss ("the 1968 Application"). The registration became final on 22<sup>nd</sup> January 1982 following a Commons Commissioner's hearing which confirmed the land's registration, except for that land marked on a plan attached to objection No. 99 made by British Rail ("the Objection").

Officers have found that the legal plan shows more land to have been excluded from the registration than was described in the Objection, and furthermore, there appears to be other transpositional errors made when the legal plan was drafted.

The Authority seeks to amend the legal plan to accurately reflect what the authority was asked to register, that being the land included on the 1968 application, less the land outlined in the Objection (and less two small sections of land which were deregistered correctly in 2016). Officers therefore propose that all that land shown in blue on the attached plan ("the Notice Plan") is added to register unit CL70, whilst those sections shown in red are removed from register unit CL70. The land hatched green represents the current extent of the common, and for added clarity inset maps have been included showing specific areas in more detail.

If the application is granted, the registration authority will give effect to determination by registering the blue areas and deregistering the red areas, which will entail the addition of a registration amendment entry in register unit CL70 confirming the registration/deregistration of the part, and the amendment or preparation of a fresh edition of the register map showing the blue land to have been added and the red land having been removed from CL70.

Any person wishing to make representations:

- must quote the Proposal No. **CC/P/4**
- 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 proposal 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, 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 proposal, it will be necessary for the Commons Registration Authority to disclose information received to others, which may include other local authorities, Government Departments, public bodies, other organisations and members of the public (Data Protection Act 2008). 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 17<sup>th</sup> September 2025**.

Documents relating to the proposal 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) 226168 to arrange an appointment. The Notice and accompanying plans can also be viewed by accessing Cumberland Council's website, Commons Registration page: [www.cumberland.gov.uk/commons/notices](http://www.cumberland.gov.uk/commons/notices)



Signed: .....

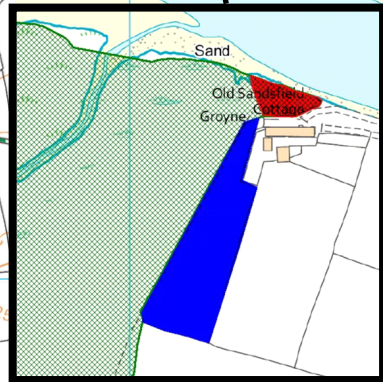
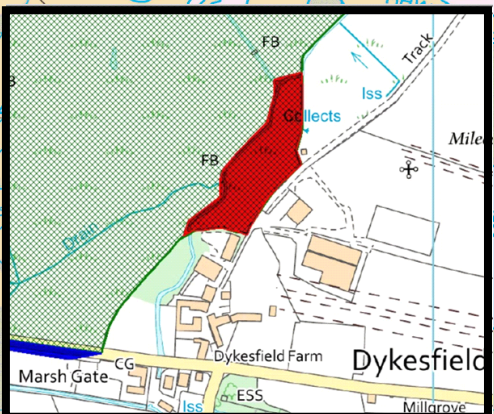
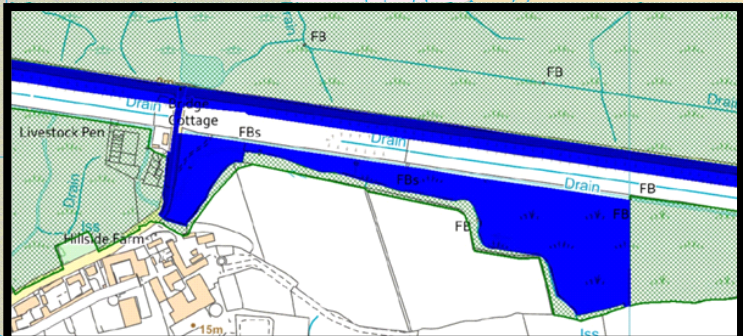
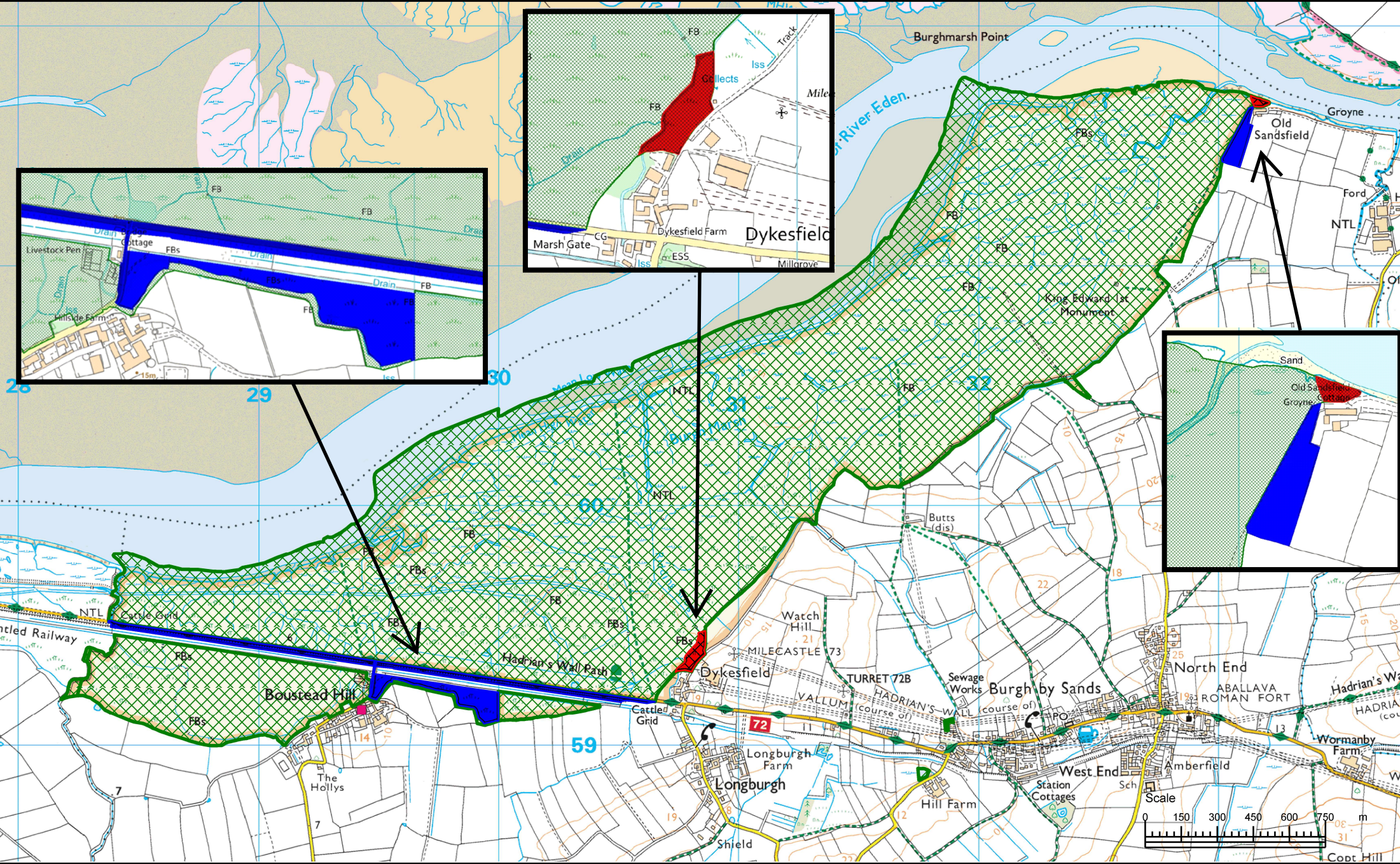
Dated: 6 August 2025

Svetlana Bainbridge - Commons Registration Officer



CC/P/4 Notice of Proposal  
CL70 Burgh Marsh Common

Commons Registration



Notes:

Scale at A4: 1:20000