

Notice of Determination

Section 19(2)(a) of the Commons Act 2006
Correction of a mistake in the register

Background

Please see attached Proposal which outlines the case.

Legislative Requirements

Section 19(2)(a) specifically allows for a commons registration authority to amend its registers of common land to correct a mistake made by the commons registration authority in making or amending an entry in the register.

The Proposal confirms that the particulars of the rights of common as described in column 4 and 5 of entry 481 of CL20 Caldbeck Common and entry 63 of CL60 Carrock Fell and Mungrisdale Fell have been recorded incorrectly, in so far as O.S. field number 54 was included in the description of the land and the apportionment calculation.

Representations

No official representations were received.

Decision

The Proposal is approved and entry 481 of CL20 Caldbeck Common and entry 63 of CL60 Carrock Fell and Mungrisdale Fell have been deleted and replaced with new entries, with the particulars of the land to which the rights of common are attached and the apportionment now recorded correctly.



Signed:.....Dated: 20 January 2026

Svetlana Bainbridge - Commons Registration Officer



Westmorland
& Furness
Council

Working for Cumberland Council and
Westmorland & Furness Council

**A Proposal by Westmorland & Furness Council
Section 19 of the Commons Act 2006
Correction of the Register
Dominant tenement incorrectly recorded**

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 when updating commons register units CL20 Caldbeck Common and CL60 Carrock Fell and Mungrisdale Fell on 21 November 2025 to record declarations of entitlement to exercise part of a right of common. Following an apportionment of a dominant tenement, O.S. field no. 54 was mistakenly included in column 5 of entries 481 and 63 respectively.

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

Notice of Proposal



Westmorland
& Furness
Council

Working for Cumberland Council and
Westmorland & Furness Council

Section 19 of the Commons Act 2006 Correction of the Register

Notice is hereby given that a proposal has been made by **Westmorland and Furness 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 units CL20 Caldbeck Common and CL60 Carrock Fell and Mungrisdale Fell.

Pursuant to application CA15/378 made on 24 July 2025, declarations of entitlement to exercise part of a right of common registered at entries 125 of CL20 and entry 6 of CL60 were registered and recorded as attached to O.S. Nos. 39, 40, pt37, 33, 23, 24, 21, 22, pt34, 38, 17, 18, 19, 20, 35, 31, 32, 25, 170, 168, 169, 188, 54 and pt80. O.S. field no. 54 should not have been listed in column 5 of the new entries; 481 of CL20 and 63 of CL60 and the acreage should not have been included in the calculation of the right, but due to a mistake by the commons registration authority it was included in those entries.

The Proposer seeks by this proposal to correct that mistake.

If the proposal is granted the Commons Registration Authority will give effect to the determination by:

1. deleting entry 481 of CL20 and entry 63 of CL60 (making reference to the new corresponding entries) and making new entries in the register and removing O.S. field no. 54 (shown in red on the attached plan), and
2. will reduce the apportionment of the right accordingly from the right to graze 358.71 ewes and followers and 118 hogs to 353.78 ewes and followers and 116.38 hogs, and
3. correcting the corresponding supplemental map accordingly.

Any person wishing to make representations:

- must quote the Proposal No. **WFC/P/5**
- 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, Cumbria, CA1 3AJ or email: commons.registration@westmorlandandfurness.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 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 14 January 2026.

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) 221026 to arrange an appointment.

The Notice and accompanying plan can also be viewed by accessing the Council's website, Commons Registration page: <https://www.westmorlandandfurness.gov.uk/commons/notices>

Signed:

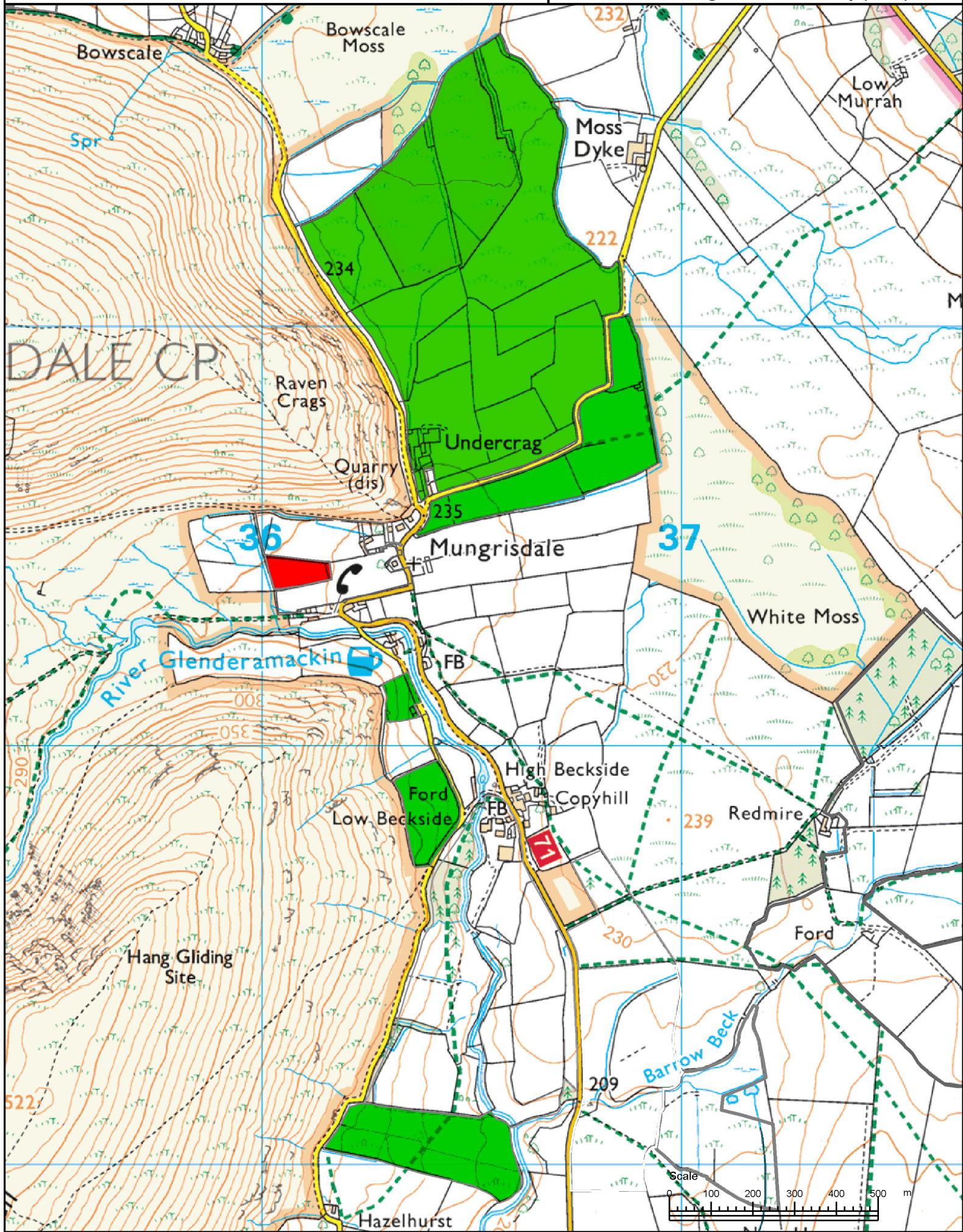


Dated: 04 December 2025

Svetlana Bainbridge - Commons Registration Officer

WFC/P/5 Proposal Map

Commons Registration Authority (W&F)



Notes: NY3631SW 336439 531020