

Commons Act 2006: section 19

Application to correct the register**This section is for office use only**

Official stamp

Application number

<p>CUMBERLAND COUNCIL COMMONS REGISTRATION SERVICE</p> <p>06 JUN 2023</p> <p>RECEIVED</p>

CA10/66

<p>COMMONS ACT 2006 CUMBERLAND COUNCIL</p> <p>06 JUN 2023</p> <p>COMMONS REGISTRATION AUTHORITY</p>

Applicants are advised to read 'Part 1 of the Commons Act 2006: Guidance to applicants' and to note:

- All applicants should complete boxes 1–8.
- Any person can apply under section 19 of the Commons Act 2006.
- You will be required to pay a fee unless your application is to correct a mistake made by the registration authority (section 19(2)(a)) or to remove a duplicate entry (section 19(2)(c)). Ask the registration authority for details. You would have to pay a separate fee should your application be referred to the Planning Inspectorate, unless it is to correct a mistake made by the authority or to remove a duplicate entry.

Note 1

*Insert name
of commons
registration
authority.*

1. Commons Registration Authority

To the:

Tick one of the following boxes to confirm that you have:

enclosed the appropriate fee for this application:

or

applied for a purpose in section 19(2)(a) or (c), so no fee is enclosed:

Note 2

If there is more than one applicant, list all their names and addresses in full. Use a separate sheet if necessary. State the full title of the organisation if the applicant is a body corporate or an unincorporated association. If you supply an email address in the box provided, you may receive communications from the registration authority or other persons (e.g. objectors) via email. If box 3 is not completed all correspondence and notices will be sent to the first named applicant.

Note 3

This box should be completed if a representative, e.g. a solicitor, is instructed for the purposes of the application. If so all correspondence and notices will be sent to the person or firm named here. If you supply an email address in the box provided, the representative may receive communications from the registration authority or other persons (e.g. objectors) via email.

2. Name and address of the applicant

Name: GRAHAM JOSEPH PARK and CHERITH LAVINIA PARK.

Postal address:

LANE FOOT
KINNSIDE
CLEATOR MOOR

Postcode CA23

Telephone number:

Fax number:

E-mail address:

3. Name and address of representative, if any

Name: RACHAEL HOLLIDAY

Firm: BURNETTS SOLICITORS

Postal address:

3a LAKE LAND BUSINESS PARK
LAMPLUGH ROAD
COCKERMOUTH
CUMBRIA

Postcode CA13 0QT

Telephone number: 01900512071

Fax number:

E-mail address: rh@burnetts.co.uk

Note 4

For further details of the requirements of an application refer to Schedule 4, paragraph 11 to the Commons Registration (England) Regulations 2014.

4. Basis of application for registration and qualifying criteria

Specify the register unit number to which this application relates:

CL 105

Specify the rights number to which this application relates (if relevant):

Tick one of the following boxes to indicate the purpose (described in section 19(2)) of your application. Are you applying to:

- Correct a mistake made by the commons registration authority:
- Correct any other eligible mistake:
- Remove a duplicate entry from the register:
- Update the details of any name or address referred to in an entry:
- Record accretion or diluvion:

Note 5

Explain why the register should be amended and how you think it should be amended.

5. Describe the purpose for applying to correct the register and the amendment sought

THE PROPERTY 1 LANE FOOT, KINNISIDE AND GARDEN APPEAR TO HAVE BEEN INCORRECTLY REGISTERED AS COMMON LAND. THE PROPERTY WAS NOT INCLUDED ON THE MAP ACCOMPANYING THE APPLICATION MADE BY ENNERDALE & KINNISIDE PARISH COUNCIL BUT APPEARS TO HAVE BEEN INCLUDED WITHIN THE BOUNDARY OF THE COMMON WHEN THE REGISTER MAP WAS CREATED.

PLEASE CAN THE PLANS BE UPDATED TO SHOW THAT THE PROPERTY 1 LANE FOOT AND GARDEN IS NOT COMMON LAND.

Note 6

List all supporting consents, documents and maps accompanying the application, including evidence of the mistake in the register. There is no need to submit copies of documents issued by the registration authority or to which it was a party but they should still be listed. Use a separate sheet if necessary.

Note 7

List any other matters which should be brought to the attention of the registration authority (in particular if a person interested in the land is expected to challenge the application for registration). Full details should be given here or on a separate sheet if necessary.

6. Supporting documentation

1. ORIGINAL APPLICATION MADE BY ENNERDALE & KINNISIDE PARISH COUNCIL DATED 6th OCTOBER 1967
2. EMAIL FROM COMMONS REGISTRATION DATED 17 MARCH 2023 WITH ACCOMPANYING PLANS
3. PLAN OF OUR CLIENTS PROPERTY 1 LANE FOOT HATCHED RED.

7. Any other information relating to the application

<p>Note 8 <i>The application must be signed by each individual applicant, or by the authorised officer of an applicant which is a body corporate or an unincorporated association.</i></p>	<p>8. Signature</p> <p>Date: 20 MAY 2023</p> <p>Signatures: BURNETTS ON BEHALF OF MR & MRS PARK.</p>
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REMINDER TO APPLICANT

You are responsible for telling the truth in presenting the application and accompanying evidence. You may commit a criminal offence if you deliberately provide misleading or untrue evidence and if you do so you may be prosecuted.

You are advised to keep a copy of the application and all associated documentation.

Data Protection Act 1998

The application and any representations made cannot be treated as confidential. To determine the application it will be necessary for the commons registration authority to disclose information received from you to others, which may include other local authorities, Government Departments, public bodies, other organisations and members of the public.

A copy of this form and any accompanying documents may be disclosed upon receipt of a request for information under the Environmental Information Regulations 2004 or the Freedom of Information Act 2000.