

Commons Act 2006 – Schedule 3

Notice Of Application To Amend the Register To Record An Historic Event – Severance

Notice is hereby given that an application has been made by **William Ridley, as personal representative of Malcolm Ridley** (“the Applicant”) to Cumberland 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 unit CL20, Caldbeck Common.

The right to graze 35 units on Caldbeck Fell, comprising the whole of the land in the register unit (“the Right”), is recorded at entry 477 of register unit CL20 as being attached to O.S. No. pt462 (“the Dominant Tenement”).

The 35 grazing rights recorded at entry 477 derived from entry 35 which registered 145 grazing rights in total. The Applicant claims that all 145 rights were transferred between two conveyances dated 21st October 1985 (10 rights) and 12th October 1987 (135 rights), neither of which included any of the Dominant Tenement at entry 477. The Applicant therefore claims that by 12th October 1987 the Right had been severed, given that the Right had been transferred, but not the Dominant Tenement. The Dominant Tenement was then transferred on 16th October 1987 in a conveyance which expressly excluded any grazing rights on Caldbeck Common.

The Applicant also highlights that the land conveyed on 12th October 1987 was all subsequently conveyed by Malcolm Ridley in 2001 along with 100 grazing rights, with Malcolm Ridley retaining the balance of 35 grazing rights that he acquired in 1987. The Applicant claims that he retained these rights in gross, given that they were severed in October 1987.

By way of evidence the Applicant has provided copies of both 1987 conveyances referred to, along with a Rider detailing the claimed severance.

The Applicant seeks by this application to register the severance of the Right in the register.

If this application is granted, the registration authority will give effect to the determination by cancelling CL20, entry 477 and creating a new entry showing the Right as having been severed and held in gross in the name of the transferee to the 12th October 1987 conveyance, Mr Malcolm Ridley.

Any person wishing to make representations:

- must quote the Application No. **CA14/89**
- 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

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



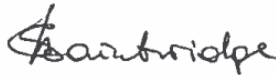
Working for Cumberland Council and
Westmorland & Furness Council

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 **15th September 2025**.

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://www.cumberland.gov.uk/planning-and-building-control/conservation/commons-registration/commons-registration-notices>



Signed:
Svetlana Bainbridge, Commons Registration Officer

Dated: 1st August 2025