

Notice of Determination

Section 19(2)(a) of the Commons Act 2006
Correction of a mistake in the register
WFC/P/6

Background

Please see the 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 apportionment of the right of common as described in column 5 of entry 10 of CL293 Mungrisdale Common was calculated incorrectly in 2015 resulting in wrong figures being recorded at entries 45 and 46.

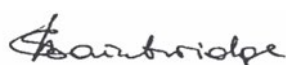
Representations

No representations were received.

Decision

The Proposal is approved and entries 45 and 46 have been deleted and replaced with new entries, showing the correct apportionment of the right.

Signed:



Dated: 8 May 2026

Svetlana Bainbridge - Commons Registration Officer



Westmorland
& Furness
Council

Working for Cumberland Council and
Westmorland & Furness Council

**A Proposal by Westmorland and Furness Council
Section 19(2)(a) of the Commons Act 2006
Correction of the Register
The particulars of the right of common are incorrect**

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 the commons register for CL293 Mungrisdale Common in 2015 to record an apportionment of a right. The apportionment of the right registered at entry 10 was based upon incorrect acreages for O.S. fields numbered 230, 235, 150, 228pt, 122, 141, 66 and 27. This resulted in incorrect numbers of grazing rights being recorded in column 4 of the resulting entries 45 and 46. It is proposed to correct the register by recording recalculated numbers of grazing rights based on correct field acreage figures.

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, particularly as an application has been submitted to apportion entry 45.

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 **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 CL293 Mungrisdale Common, Entries 45 and 46.

A summary of the effect of the application is as follows: On 6 October 2015 George Hutton, Margaret Hutton, Thomas James Hutton and Philip Brownrigg Hutton submitted an application to apportion a right of common registered at Entry 10 to graze 525 ewes and followers and 250 hogs on Mungrisdale Common. On 19 September 2016 the Commons Registration Authority registered an apportioned right to graze 19.4 ewes and followers and 9.2 hogs at entry 46 in the name of the applicants and the remainder of the right at entry 45 in the name of the original right holder. The apportionment calculation of the right was based upon incorrect acreages for O.S. fields numbered 230, 235, 150, 228pt, 122, 141, 66 and 27 and resulted in incorrect numbers of grazing rights being recorded in column 4 of the resulting entries 45 and 46.

The Proposer seeks by this proposal to correct this mistake.

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

1. Deleting entries 45 and 46 of CL293 (making reference 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 correct proportionate apportionment of the Right to (a) the Applicant and (b) the remainder of the Right:
 - a. The right to graze 14.44 ewes and followers and 6.87 hogs on Mungrisdale Common comprising the whole of the land comprised in the register unit and attached to O.S. field number pt134 as shown coloured pink on the proposed supplemental map.
 - b. The right to graze 510.56 ewes and followers and 243.13 hogs on Mungrisdale Common comprising the whole of the land in the register unit, is recorded and attached to O.S. plots numbered 222, 220, 219, 230, 235, 232, 233, pt150, 228, 124, 136, 135, 128, 127, 129, 130, 131, pt134, 138, 122, 101, 142, 141, 143, 242, 69, 66, 27, 28, 68, 140 and 139 as shown coloured blue on the proposed supplemental map.

Any person wishing to make representations:

- must quote the Proposal No. **WFC/P/6**
- must state the name and postal address of the person making them, and the nature of that person's interest (if any) in any stints 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.WAF@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 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 29 April 2026.

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.westmorlandandfurness.gov.uk/planning-and-building-control/commons-registration/commons-registration-notice>



Signed:

Dated: 17 March 2026

Svetlana Bainbridge - Commons Registration Officer