

Declaration of Exempt Works

Category B Works – Works that are Exempt from the Section 38 consent Process

The Works on Common Land (Exemptions) (England) Order 2007 (SI 2007/2587) defines a number of classes of restricted works for which section 38 consent is not required.

Description of works

These works are for the erection of temporary fencing, for a period not exceeding 5 years, to enclose land in order to control livestock access to allow revegetation following peat restoration of blanket bog, in the interests of nature conservation, where that is required under the terms of a written agreement relating to the management of the land, being an agreement between the owner of the land, Lonsdale Estates, and Natural England. The area to be enclosed amounts to less than 1% of the area (9.11ha) of the Common Land unit CL45 (1045ha), Tebay Fell Common, Cumbria.

On Tebay Fell Common

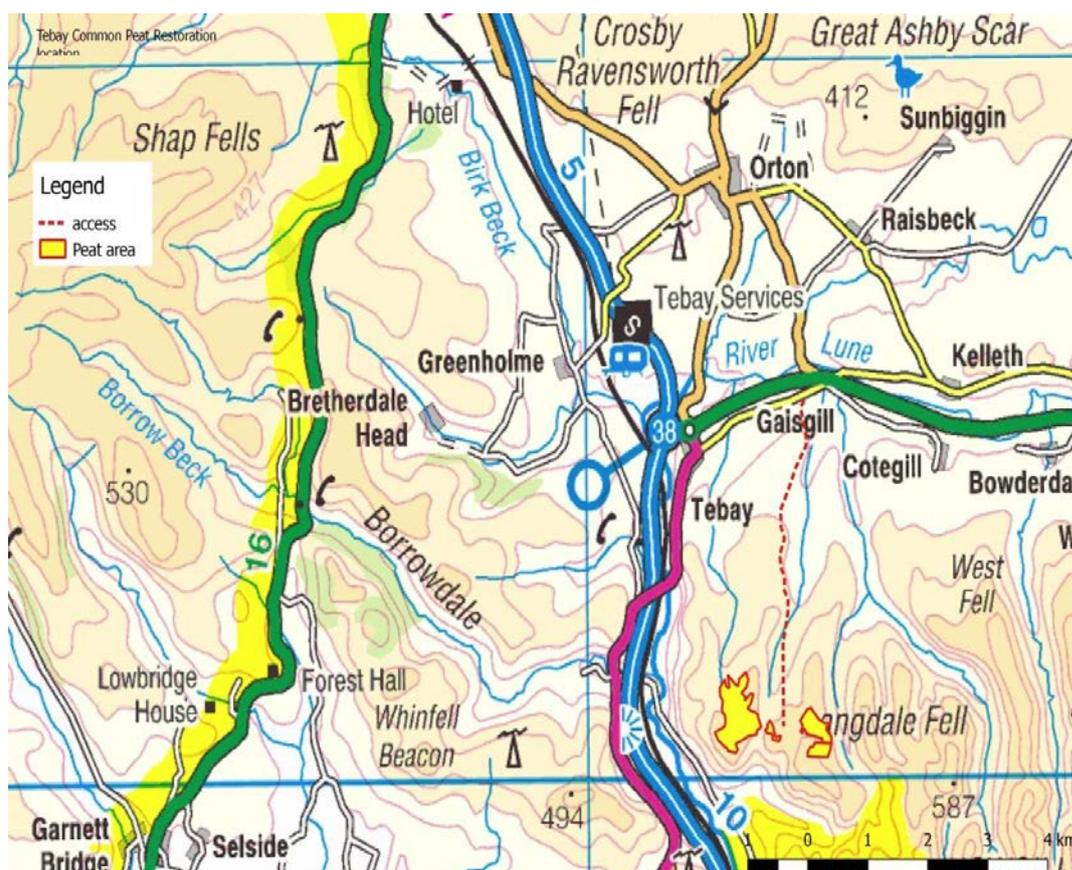
Located in the:

- (a) Parish/Town of Tebay
- (b) Borough/District/City of Eden District
- (c) County of Cumbria

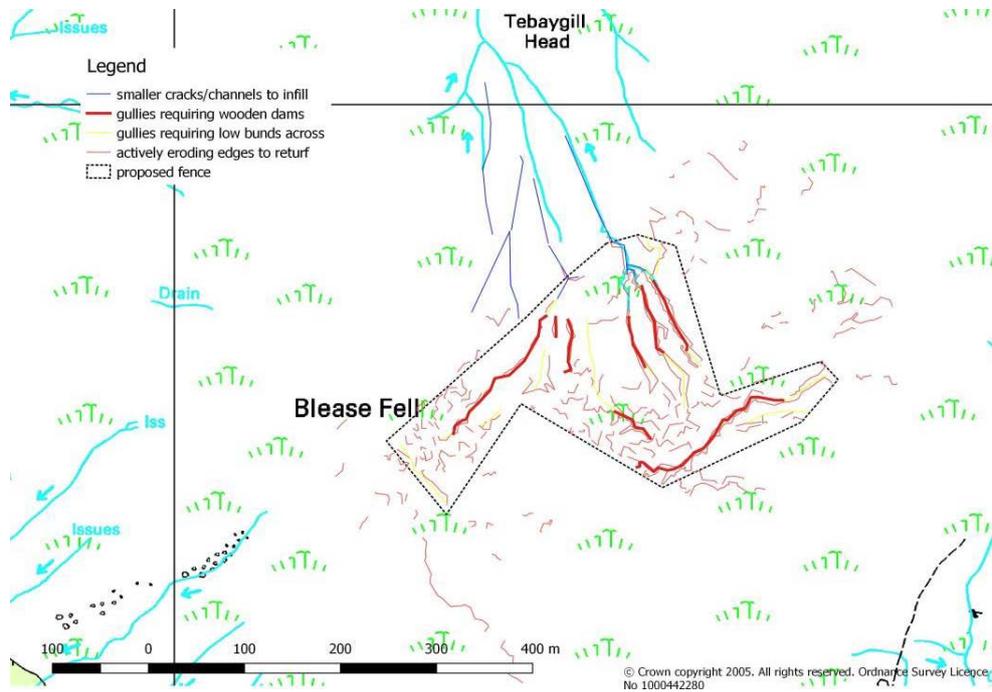
Centre point grid reference NY 625 007, altitude 390-500m above sea level.

The areas shown in map 2 and 3 below will be stock fenced against cattle, ponies and sheep using wide (9") spaced sheep netting to prevent horned sheep from getting stuck. A plain wire top-wire will be used. There will be 2091m of fencing on two areas of 5.89ha and 3.22ha. There will be access provision into and out of the fenced areas via field gates, exact locations to be agreed with the Yorkshire Dales National Park Authority Access Manager, Steve Hastie. **Start Date 1 April 2018.**

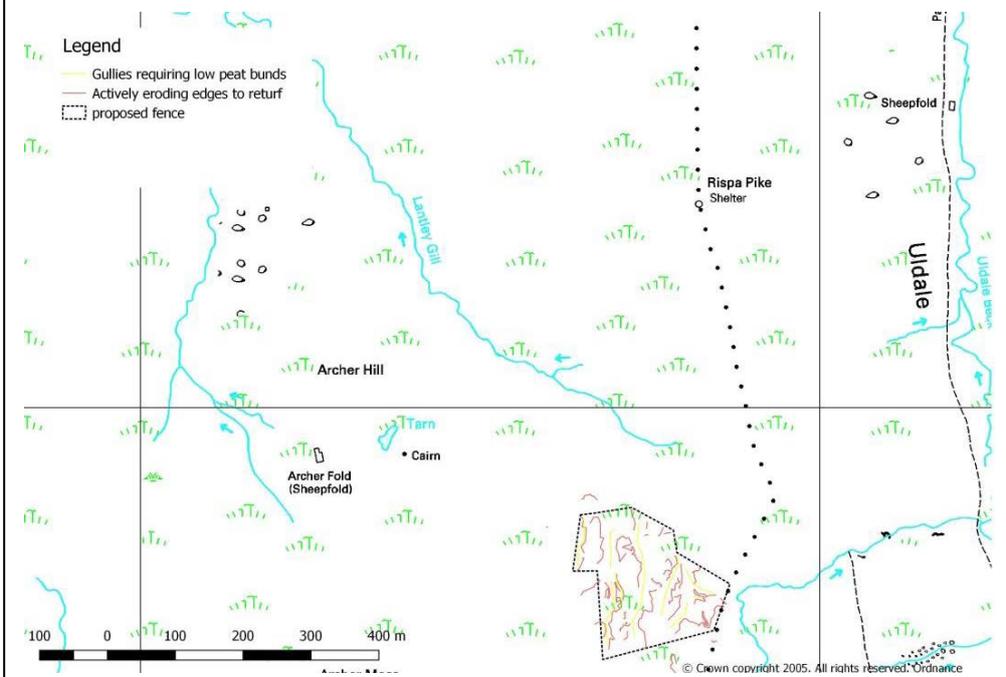
Map 1. Location



Map 2. Works at Tebay Gill



Map 2 Works at Lantly Gill



We declare that the works described above are exempt from the requirement for consent under section 38 of the Commons Act 2006 by virtue of the provisions of the Works on Common Land (Exemptions) (England) Order 2007 (SI 2587/2007) and that these works comply with Paragraph 3 (temporary fencing to restrict access in the interests of nature conservation) ** in Schedule 1 to the Order.

** The full terms of the exemptions are set out in Schedule 1 to the Order.

Signed . [REDACTED]
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Position (if applicable) Team Leader, Border & Eden Team, Cumbria
Organisation (if applicable) Natural England.....
Address Natural England, LDNPA, Murley Moss, Oxenholme Road, Kendal, Cumbria...

Signed . [REDACTED]
Name (E [REDACTED]
Position (if applicable) Agent for Lonsdale Estates.....
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