

# Ainstable Parish Council

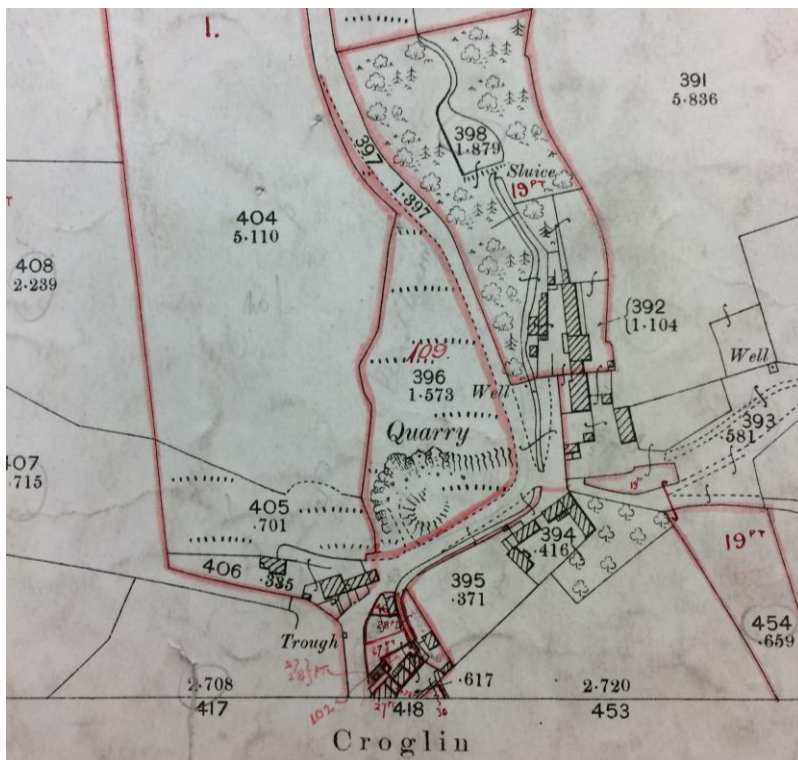
Serving the villages of Ainstable, Croglin, Newbiggin, and Ruckcroft,  
the communities of Dale and Longdales, and the surrounding farms and houses

Chairman: Howard Bellis,  
chairman@ainstable.org.uk

14 November 2022

## Croglin Quarry

Croglin Quarry is shown here on the 1910 rates valuation map with the adjoining field, labelled 109, in red:



In the schedule which accompanies the map, you will see that the land labelled 109 is shown as belonging to the parish. I have outlined the entry in red:

1	2	3	4	5	6	Acres
100	School managers	Schoolmanagers Robert C. Hudd School Vicary, Cumbrew.	School	Cumbrew.		
101	J. Dubbo	Jos. Duers	Cottage & garden	Croglin		
102	J. Duers.	Trus of Joseph Duers	Cottage	do.		
103		Rev. A. S. Newton	Woodland	"		
104		Parish Council	Quarry	"		
105	J. S. Harrison	Becker. Com. for England	Allotment	"		57
106	Croglin Estate Co. Ltd	6/0 J. R. Thompson (Chairman)	Sporting Rights	"		2100
107	Isaac Holliday	Ed. Featherstonhaugh, the College, Hirkowald.	Land	Staffield		
108	H. Mulcaster	Sir R. Musgrave	"	Scarrowmanick		
109		Parish	Quarry	Croglin		
110	Jos. Spedding	Eliza Spedding	Land	"		
111		J. Mulcaster	"	"		
112	Hy. J. Wilson	James Allinworths deed.	"	"		

I was able to examine these documents at the Cumbria County Archive Centre in Carlisle.

However, when I applied to HM Land Registry to have Croglin Quarry registered to the parish council, they felt that this was insufficient evidence of ownership. The land was originally enclosed under the Great Croglin Enclosure Act 1808 for "the common use and benefit of the lord of the manor". HM Land Registry have asked for evidence of a transfer of the land from the lord of the manor to the parish. Further research has revealed that the lord of the manor in this instance was the Earl of Egremont, as shown on the 1816 Enclosure Award, which shows the quarry in yellow, labelled RB Freestone, at the head of a field belonging to the Earl of Egremont:



I have written to the current Lord Egremont. His land agent has advised that he has no current claim on any land in Croglin.

Therefore, my recommendation is that the parish council reapply to register the land under a "Lost deeds" claim. The cost will be the Land Registry fee (£45 at most) and some legal fees, probably about £200.

### **Insurance**

I have contacted the parish council's insurers, providing photographs of the site, to enquire what the liability would be.

Their response is:

*Please note after reviewing the following information provided, with there being an exposed rock face we would expect the Council to carry out an inspection to ensure that there's no loose stone/danger of falling rocks in the vicinity of the area to be used by the public. The Council should also put up 'no climbing' signage.*

*If you are looking to have Playground area in this area, please ensure you follow the inspection requirements, as per the Insurers on the attached Special Events & Activities guidelines.*

*The inspections of the playground although not specifically mentioned in the policy wording are advisory, please see attached the special events & activities guidelines which mentions playgrounds and the inspections of them. As your insurance broker we advise these are done every week to avoid anything being missed that could result in a claim being made. The inspection can be undertaken by any member of the council and they do not need to be qualified, it is simply a sweep of the area to establish if anything could be hazardous and if the need for maintenance going forward is required.*

*The yearly inspection which should be carried out by a qualified organisation is a legal requirement, more information on this can be found here: [Annual inspections of playgrounds - RoSPA](#) and [Legal aspects of safety on children's play areas - RoSPA](#)*

*We would also ask you to check the declared sums Insured under the playground equipment of £50k is adequate to include this new playground equipment. If this needs to be increased, please advise.*

There is no additional premium and no duty on the parish council beyond that which we would already have expected, i.e. the inspection of playground equipment.

I can see no reason why the parish council should not proceed with this project.

Kimberley Lawson  
Clerk