

COMMONS REGISTRATION ACT 1965



Reference No. 260/2/152

In the Matter of Bridgegate Common, Siston
Avon (No.1).

DECISION

This dispute relates to the registration at Entry No 1 in the Rights Section of Register Unit No.CL.69 in the Register of Common Land maintained by the Avon County Council and is occasioned by Objection No. 350 made by the former Warmley Rural District Council and noted in the Register on 18 May 1972.

I held a hearing for the purpose of inquiring into the dispute at Bath on 3 June 1980. The hearing was attended by Mr J R Hughes, Solicitor, on behalf of the Kingsdown District Council, the successor authority of the Objector. There was no appearance by or on behalf of Mr Ronald Hudson, the applicant for the registration.

Mr Hudson apologised for his non-appearance owing to a business commitment by letter, in which he stated that in 1965 there were a number of elderly residents (now deceased) who remembered horses being grazed on the common not only from the farms, but also those of tradespeople also and that it was "common practice". This is entirely insufficient to prove that there is a right to graze 10 horses attached to Mr Hudson's property, known as Yew Tree Farm.

Since the grounds of the Objection are that the right should not include horses or sheep, I confirm the registration with the following modification: namely, the deletion of the words "or horses or 20 sheep",

I am required by regulation 30 (1) of the Commons Commissioners Regulations 1971 to explain that a person aggrieved by this decision as being erroneous in point of law may, within 6 weeks from the date on which notice of the decision is sent to him, require me to state a case for the decision of the High Court.

Dated this

1982

day of

June

1980

E. J. Lytle
Chief Commons Commissioner