



COMMONS REGISTRATION ACT 1965

Reference No. 204/D/33,34 and 35

In the Matter of Eastside Common,
Godmanchester, Hunts D.

DECISION

These disputes relate to the registration at Entry No. 16 in the Land Section and all the Entrys in the Rights Section of Register Unit No. CL.16 in the Register of Common Land maintained by the former Huntingdon and Peterborough County Council and are occasioned by Objection Nos. 15 and 16 respectively made by H J Mason and the Freeman of Godmanchester and both noted in the Register on 19 August 1970. and Objection No 30 made by the Borough of Huntingdon and Godmanchester noted in the register on 28 September 1970.

I held a hearing for the purpose of inquiring into the dispute at Huntingdon on 28 June 1978. The hearing was attended by Mr Petty of Messrs. Huntingdon and Sons on behalf of the Freeman of Godmanchester and Mr Hough of Messrs. Winters on behalf of Huntingdon District Council.

Objections 15 and 16 both sought to exclude a railway bridge from the unit land, on examination it was found that the unit land did not include this bridge and I therefore confirm the Entry at No. 16 in the Land Section. Objection No. 30 was to the registration of any rights of piscary and estovers. Many applicants for such rights had acknowledged in writing that they were not entitled thereto and no applicant appeared to support a right to piscary or estovers. For this reason I confirm all the provisional Entries in the Rights section modified where necessary to exclude right of piscary and estovers.

Mr Page whose applications for grazing rights are Entrys Nos 6 and 7 appeared in person. Mr Petty did not contest the confirmation of these Entrys notwithstanding the view which I had expressed on the hearing relating to CL.15 that these Entries if confirmed would establish Mr Pages unqualified rights as therein stated. In my decision on CL.15 I have stated, albeit obitor, my reasons for the view which I expressed.

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 20th day of July 1978

G. P. Little

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Commons Commissioner