



COMMONS REGISTRATION ACT 1965

Reference Nos. 205/0/4 to 7
inclusive

In the Matter of The Stile Road,
Christleton, Chester District,
Cheshire

DECISION

These four disputes relate to the registration at Entry No. 1 in the Land Section of Register Unit No. CL 96 in the Register of Common Lands maintained by the Cheshire County Council and is occasioned by Objection No. 75 made by Mr Harry Kelsall Evans and Mrs Pamela Evans, Objection No. 76 made by Mrs Elsie May Davenport and Objection No. 77 made by Mr John Duncan Striker Finnis and Mrs Rosemary Eileen Finnis and all noted in the Register on 7 January 1972, and by Objection No. 79 made by Mr Timothy Colley and noted in the Register on 6 April 1972.

I held a hearing for the purpose of inquiring into the dispute at Chester on 4 June 1980. The hearing was not attended by any person entitled to be heard.

The land in this Register Unit contains (according to the Register) about 0.016 hectare (0.04 acres); from the map it appears to be a triangular or quadrilateral area having sides of about 5 yards or less. There are no Entries in the Rights Section or in the Ownership Section. Mr G P Lynas on whose application the registration was made in a letter dated 17 May 1980 and sent to the office of the Commons Commissioners says:- "I do not now wish to pursue my application for registration and will not be attending the hearing set for the 4th June 1980".

Having regard to Mr Lynas' withdrawal and in the absence of any evidence in support of the registration, I conclude that it should not have been made, and accordingly I refuse to confirm the registration.

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 23rd — day of June — 1980

a. a. Baker Jullis

Commons Commissioner