



COMMONS REGISTRATION ACT 1965

Reference No.206/D/702-703

In the Matter of Additional pieces of land
also known as West Moor. Altarnun Cornwall

DECISION

These disputes relate to the registration at Entry No 1 in the Land Section and Entry Nos 1 and 2 in the Rights Section of Register Unit No.CL.356 in the Register of Common Land maintained by the Cornwall County Council and are occasioned by Objection No.X118A made by Cornwall County Council and noted in the Register on 15 January 1973.

I held a hearing for the purpose of inquiring into the dispute at Bodmin on 15 January 1980. The hearing was attended by Mr Gill, of Cornwall County Council, but by no other person entitled to be heard.

The registration as common land was made in consequence of an application by Mr A Stephens to register rights of common. The two entries in the Rights section were both made on his application. The ground of the objection is that the land was not common land at the date of registration.

In the absence of any evidence to support the registered rights or, alternatively, to suggest that the land is waste of the manor, I think that the objection succeeds and I refuse to confirm the registrations.

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

30 January

1980

L. J. Morris Smith

Commons Commissioner