

COMMONS REGISTRATION ACT 1965



Reference No. 206/U/190

In the Matter of Carnaquidden Downs, Madron

---

DECISION

This reference relates to the question of the ownership of land above mentioned being the land comprised in the Land Section of Register Unit No. CL 712 in the Register of Common Land maintained by the Cornwall County Council of which no person is registered under section 4 of the Commons Registration Act 1965 as the owner.

Following upon the public notice of this reference two persons each claimed to be the freehold owner of part of the land in question and no other person claimed to have information as to its ownership.

I held a hearing for the purpose of inquiring into the question of the ownership of the land at Camborne on 24 November 1982.

Mr Michael Roy Hampden-Smith produced documents of title which satisfied me that his brother Geoffrey Francis Hampden-Smith was the owner of the areas shown hatched black on the copy of the register map certified on 7 June 1982 and signed by me on 24 November 1982 and that Michael Roy Hampden-Smith and his wife Merlyn are the owners of the remainder of the register unit.

On this evidence I am satisfied that (a) the said Geoffrey Francis Hampden-Smith and (b) the said Michael Roy and Merlyn Hampden-Smith are respectively the owners of the land in the shares I have indicated, I shall accordingly direct the Cornwall County Council, as registration authority, to register them accordingly as the owners of the land under section 8(2) of the Act of 1965.

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

6th

day of

December

1982

*George Harker*

Commons Commissioner