



COMMONS REGISTRATION ACT 1965

Reference No. 206/D/805-807

In the Matter of Codda Downs,
 Altarnun

DECISION

This dispute relates to the registration at Entry No. 1 in the Land Section of Register Unit No. CL 449 in the Register of Common Land maintained by the Cornwall County Council and is occasioned by Objection No. X136 A made by Cornwall County Council and noted in the Register on 23 January 1973 and to the Registration at Entry No. 1 in the Rights Section of the said Register Unit in the same Register occasioned by Objection No. X1414 made by Mr R Smith and noted in the Register on 21 November 1972 and Objection No. X136 A made by Cornwall County Council and noted in the Register on 23 January 1973.

I held a hearing for the purpose of inquiring into the dispute at Bodmin on 29 October 1980. The hearing was attended by Mr Warne of Messrs Peter and Sons, Solicitors of Launceston, who appeared for Mr Smith. Mr Hill appeared for the County Council. The original applicant in the Rights Section had withdrawn his application and no one else appeared in support of that application. No one appeared in support of the application for registration in the Land Section. Mr Warne applied for costs on behalf of Mr Smith.

For these reasons I refuse to confirm the registration at Entry No. 1 in the Land Section but make no order as to costs.

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 5th day of November 1980

George Hammett

Commons Commissioner