



In the Matter of Hardhead Downs and Carburrow Tor,
St Neot and Warleggan, Cornwall (No. 1)

DECISION

This dispute relates to the registration at Entry No. 1 in the Land section of Register Unit No. CL 164 in the Register of Common Land maintained by the Cornwall County Council and is occasioned by Objection No. X570 made by Mr A R Hanbury-Tenison and noted in the Register on 24 November 1970.

I held a hearing for the purpose of inquiring into the dispute at Truro on 13 December 1977. The hearing was attended by Mr P Norman, surveyor, to whom I gave leave to appear for the Objector. There was no appearance on behalf of the Cornwall Commoners Association, the applicant for the registration, or by any of the applicants for registrations in the Rights section of the Register Unit.

The Objection related only to the inclusion of a comparatively small area of land in the Register Unit, which Mr Norman said had been included in error.

Mr M J Keast stated that another small area had also been included in error. This was agreed by Mr Norman and Mr Keast produced a document agreeing to the exclusion of this area signed by all the applicants for registrations in the Rights Section of the Register Unit.

In these circumstances I confirm the registration with the following modifications:- namely the exclusion of the two small areas included in the Register Unit in error.

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 16th day of January 1978


Chief Commons Commissioner