



COMMONS REGISTRATION ACT 1965

Reference No. 206/R/43

COMMON LAND (RECTIFICATION OF REGISTERS) ACT 1989

In the Matter of Land at The Cottage, part of the Village Green,
Tredrizzick St. Minver

DECISION

This reference relates to an objection under the Common Land (Rectification of Registers) Act 1989 to the registration of part of the land registered in Entry No. 1 in the Land Section of Register Unit No. VG. 618 in the Register of Town or Village Greens maintained by the Cornwall County Council.

It is occasioned by Objection No. 45 made by David E Norman and referred to a Commons Commissioner on 7 April 1993.

I held a hearing at Wadebridge on 8 December 1993 to inquire into this objection and viewed the land shortly afterwards.

At the hearing the Objector Mr David E Norman was represented by Mrs Hoskins, Solicitor, of Messrs. Macmillans (agents for Tuck & Mann, Guildford). Mr J Wills attended for St. Minver Highlands Parish Council, and Mr M Wright represented Cornwall County Council the Registration Authority.

The objection land consists of an isolated garage approximately 15' long by 10' wide at the end of the Village Green at Tredrizzick. A building is shown in the same position on the 1907 Ordnance Survey map, and a Statutory Declaration of Mrs Grace Henry (who owned "The Cottage" Tredrizzick from 1952 to 1980) declared in 1977 shows that the said building, described as a cow house or outbuilding was demolished in 1952 and the present garage erected on its site. The building is included in a conveyance to Mrs Henry (then Miss Collett) dated 29 September 1952 and in the subsequent conveyances of 19 February 1980 and 28 November 1985 by which the cottage and its outbuildings became vested in the objector and his wife.

The objection was not opposed by the Parish Council who left it to me to decide, and I consider that the requirements of section 1(2) of the 1989 Act are satisfied in the case of the whole of the land to which this objection relates.

I am required by regulation 22(1) of the Common Land (Rectification of Registers) Regulations 1990 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

15th

day of

December

1993

Commons Commissioner