



In the Matter of Land to south of the Bochym Enclosure,
Mullion, Cornwall

DECISION

These disputes relate to the registration at Entry No. 1 in the Land Section and Entry No. 3 in the Rights section of Register Unit No. CL 476 in the Register of Common Land maintained by the Cornwall County Council and are occasioned by Objection No. X 1235 made by Mr M G H Richards and noted in the Register on 1 December 1972.

I held a hearing for the purpose of inquiring into the disputes at Truro on 12 June 1979. The hearing was attended by Mr F Gilbert of Counsel, instructed by the Treasury Solicitor on behalf of the Nature Conservancy Council the successors to Mr Richards. Mr Gill of the Registration Authority was also in attendance.

The application for registration in the land section was made by Mullion Parish Council, which had written in December 1972 to the Registration Authority to say that it did not wish to contest the Objection, and which was not represented at the hearing. A further application by the Cornwall Naturalists Trust Ltd is noted in the Register, but in a letter dated 29 May 1979 this body had written to say that it did not intend to pursue its claim.

Mr R P Tromson, the applicant for registration in the Rights Section, has written to Mr Gill stating that he no longer wished to pursue this claim.

In these circumstances 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

6 July

1979

L. J. Morris Smith

Commons Commissioner