

In the Matter of Lower Menadue Moor, Luxulyan,
Cornwall

DECISION

This reference relates to the question of the ownership of land known as Lower Menadue Moor, Luxulyan, being the land comprised in the Land Section of Register Unit No. CL 367 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 English Clays Lovering Pochin and Company Ltd claimed to be the freehold owner of the land in question, but this claim was withdrawn by letter dated 14 September 1982 addressed to the Clerk of the Commons Commissioners, and no other person claimed to have information as to its ownership.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 Bodmin on 6 October 1982.

There was no appearance at the hearing.

In the absence of any evidence I am not satisfied that any person is the owner of the land, and it will therefore remain subject to protection under section 9 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.

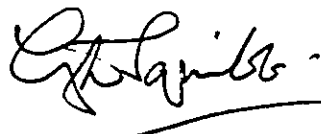
Dated this

20th

day of

October

1982



Chief Commons Commissioner