



COMMONS REGISTRATION ACT 1965

Reference Nos. 206/D/716-717

In the Matter of Lowertown Moor, Luxulyan,
Cornwall. (No.1)

DECISION

These disputes relate to the registration at Entry No. 1 in the Land Section of Register Unit No. CL.421 in the Register of Common Land maintained by the Cornwall County Council and are occasioned by Objection No. 504 made by Mr M H Hambly and noted in the Register on 11 February 1972, and Objection No. X1460 made by Mr H L Banbury and noted in the Register on 17 October 1972.

I held a hearing for the purpose of inquiring into the dispute at Bodmin on 25 June 1980. The hearing was attended by Mr M Stubbs, Solicitor, on behalf of Mr C H Knight, the applicant for the registration at Entry No. 1 in the Rights Section of the Register Unit, and by Mr C A Key, Solicitor, on behalf of Mr Banbury. Mr L N Parker, whose application was noted under section 4 (4) of the Commons Registration Act 1965, appeared in person.

There was no appearance by or on behalf of Mr Hambly.

I was informed that it had been agreed that registrations of rights relating to the whole of the land comprised in the Register Unit, other than the land to the west of the red line C-D on the Register Map, should be confirmed.

In these circumstances. I confirm the registration with the following modification, namely the exclusion of the land to the west of the red line C-D on the Register Map.

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

21st

day of

July

1980


Chief Commons Commissioner