

COMMONS REGISTRATION ACT 1965



Reference No. 206/U/105

In the Matter of Main Dale, St Keverne

DECISION

This reference relates to the question of the ownership of land above mentioned being the land comprised in the Land Section of Register Unit No. CL 377 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 Nature Conservancy Council claimed to be the freehold owner of part of the land in question 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 Camborne on 18 January 1983.

Mr D B P Bradley, Regional Land Agent, appeared for the Council and produced a Conveyance to the Council from P A Tylor dated 25 April 1979. The land numbered 9 on the plans attached to that Conveyance, a copy of which is attached to this decision, includes most of the Register Unit.

For these reasons I am satisfied that Nature Conservancy Council is the owner of that part of the land, comprised in area 9 on the plan annexed hereto, and I shall accordingly direct the Cornwall County Council, as registration authority, to register Nature Conservancy Council as the owner of such under section 8(2) of the Act of 1965.

In the absence of any evidence I am not satisfied that any person is the owner of the remainder of the land and such remainder will therefore be 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

26th

day of

January

1983

George Harkett

Commons Commissioner