



In the Matter of Parts of Grumbla Common
and Caer Bran, Sancreed, Penwith D

DECISION

This reference relates to the question of the ownership of land described above being the part of the land comprised in the Land Section of Register Unit No. CL 720 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 the Trustees of the Bolitho Estate claimed to be the freehold owners 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 Truro on 19 May 1983.

At the hearing Mr Simmonds, of the Estate Office, appeared on behalf of the claimants.

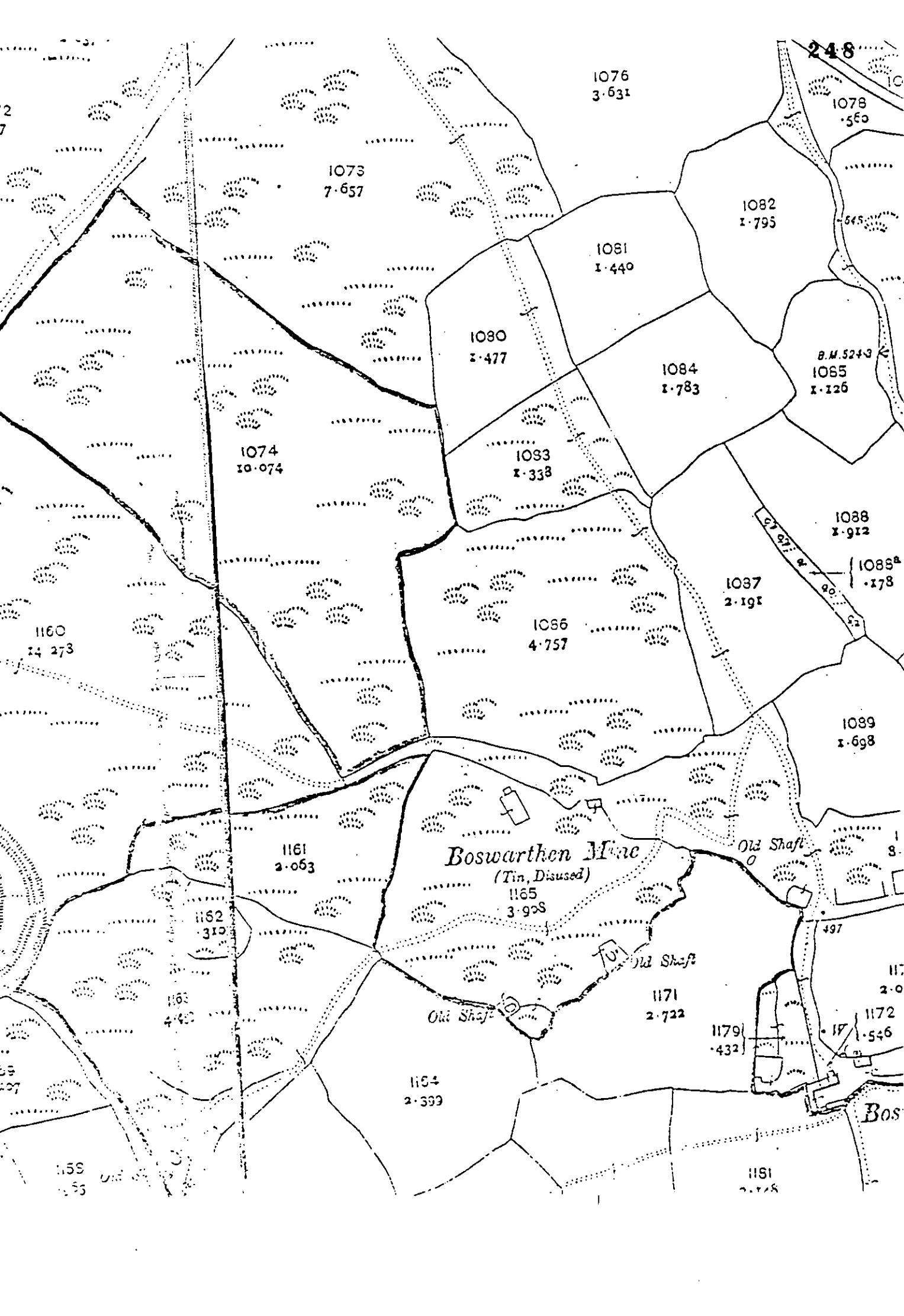
Part of Grumbla Common, at the northern end of the land comprised in this Unit, already has a registered owner, and it is with the remainder of the Unit land that this inquiry is concerned. The claim is to ownership of a small section of the remainder. This section was part of the land conveyed to Mrs Mary F Williams by Sir Edward Bolitho and Peter M Williams in a Conveyance dated 31 March 1960: Subsequently it was included in property conveyed by Mrs Williams in 1963 to Barclays Bank on certain trusts, the Conveyance being dated 10 April 1963. The section is the part of CL 720 which is included in the area numbered 1074 and edged pink on the attached plan.

On the evidence I am satisfied that Barclays Bank is the owner of this section and I shall accordingly direct the Cornwall County Council, as registration authority, to register the Bank as its owner under Section 8(2) of the Act of 1965. I am not satisfied that any person is the owner of the rest of the land in question 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 17 November 1983

L. J. Morris Smith
Commons Commissioner



248

1076
3.631

1078
.560

1073
7.657

1082
1.795

1081
1.440

1080
2.477

1084
1.783

B.M. 5243
1085
1.126

1074
10.074

1083
1.338

1088
1.912

1160
24.273

1086
4.757

1087
2.191

1088A
.178

1089
1.698

1161
2.063

Boswarthen Mine
(Tin, Disused)

Old Shaft

1165
3.928

1162
3.100

Old Shaft

1171
2.722

1179
.432

1172
1.546

1154
2.399

Old Shaft

Bos

1159
1.35

1151
2.228