



COMMONS REGISTRATION ACT 1965

Reference No. 206/D/407-8

In the Matter of Racecourse Downs,  
Cardinham, Cornwall

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DECISION

This dispute relates to the registration at Entry No. 1 in the Land Section and Entry No. 7 in the Rights Section of Register Unit No. CL 285 in the Register of Common Land maintained by the Cornwall County Council and is occasioned by Objection No. X15A made by Cornwall County Council and noted in the Register on 23 January 1973.

I held a hearing for the purpose of inquiring into the dispute at Bodmin on 17 January 1980. The hearing was not attended by any person entitled to be heard.

The registration as common land was made pursuant to an application to register rights of common and the Objection is on the ground that the land was not common land. Entry No. 7 in the Rights Section is the only outstanding registered right, and in a letter dated 3 December 1979 from his Solicitors it appears that the successor to the applicants for that registration has withdrawn his claim to the right. Accordingly I shall uphold the Objection and 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

10 March

1980

*L. J. Morris Smith*

Commons Commissioner