

COMMONS REGISTRATION ACT 1965



Reference No. 206/U/217

In the Matter of Treslea Downs (part),
Cardinham and Warleggan,
Cornwall

DECISION

This reference relates to the question of the ownership of land known as Treslea Downs (part), Cardinham and Warleggan, being the part of the land comprised in the Land Section of Register Unit No. CL 128 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 Tehidy Minerals Ltd claimed to be the freehold owner 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 Bodmin on 4 July 1984.

At the hearing Mr Walter Brown informed me that he was the tenant of the land to the west of the red line H-J on the Register Map and that his landlords were Messrs Hawkey Brothers and Gill. This land is, however, registered at Entry No. 2 in the Ownership Section of Register Unit as being in the ownership of Mr W F Dyer and is therefore not part of the land the subject of the reference.

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

23rd

day of

July

1984

Chief Commons Commissioner