



In the Matter of Two pieces of land also known as Cubert Common Cubert Carrick D.

DECISION

This dispute relates to the registration at Entry No 1 in the Land Section, Entries No. 1 2 3 4 5 6 10 and 14 in the Rights Section of Register Unit No.CL.178 in the Register of Common Land maintained by the Cornwall County Council and is occasioned by Objection No. X572 made by J Coad and noted in the Register on 24 November 1970. and Objection No.XL487 made by Cubert Commoners Association noted in the Register on 13 December 1972.

I held a hearing for the purpose of inquiring into the dispute at Truro on 15 March 1979.

These disputes were heard together with those relating to the adjacent units CL.117.

As regards the Entry in the Land Section it was agreed by all those attending or represented at the hearing that I should confirm that Entry modified by the exclusion of the piece of land on the North West and I do so accordingly.

As regards the Entries in the Rights Section. These are all provisional and it was agreed that applicants for rights on this unit should have the right to graze some of the animals they are entitled to graze on CL.117 on this common so that the total number of animals they are entitled to graze at any one time shall not exceed those provided for in the Rights Section of Unit No.CL.117. I therefore confirm the undermentioned Entries modified so as to entitle the applicants to the number of units of grazing (as defined in the Rights Section of Unit No.CL.117) set opposite them respectively subject to the proviso that the number of animals grazed at any one time over this unit and any one or more of Unit No.CL.117, CL.120, CL.316 and CL.351 shall not exceed the numbers provided for in the Rights Section of Unit No.CL.117.

<u>Entry No.</u>	<u>Units of Grazing</u>
1	3
2	6
3	4
4	6
5	3
6	36
10	6
14	5

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 25 day of September 1979

.....
Commons Commissioner