



COMMONS REGISTRATION ACT 1965

Reference No. 262/D/510-511

In the Matter of (1) Public Gravel Pits at Force Bank Road
(2) Wasdale Road and a public stone quarry with an allotment
of Common adjoining Irton Fell with Santon, Copeland B

DECISION

This dispute relates to the registrations at Entry No. 1 in the Land Section and Entry No. 1 in the Rights Section of Register Unit No. CL 428 in the Register of Common Land maintained by the Cumbria County Council and is occasioned by Objection No. 193 made by the National Trust and noted in the Register on 4 August 1972.

I held a hearing for the purpose of inquiring into the dispute at Whitehaven on 23 July 1981. The hearing was attended by Mrs A Trembath, Clerk to the Irton with Santon Parish Council: and by Mr T Greer, of the Registration Authority.

The Objection relates only to part of the land registered; the part is described in the Objection as OS No. 262, .571 acres in extent, and is, I understand, the part secondly described above. The registration in the land section was made on the application of the Parish Council and that in the Rights Section by the then Clerk to the Parish Council, being of a right for the Parishioners to take stone and gravel. The Objection was accepted by Mrs Trembath and accordingly I confirm the registrations modified by the exclusion from the land of the part described in the Objection.

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 - 19 August 1981

L. J. Morris Smith

Commons Commissioners