



COMMONS REGISTRATION ACT 1965

Reference No. 262/D/264

In the Matter of Barbon High Fell, Barbon,  
Cumbria

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DECISION

This dispute relates to the registration at Entry No. 1 in the Land Section of Register Unit No. CL 164 in the Register of Common Land maintained by the Cumbria County Council and is occasioned by Objection No. 2/220 made by Lord Shuttleworth and noted in the Register on 8 August 1972.

I held a hearing for the purpose of inquiring into the dispute at Kendal on 22 July 1980. The hearing was attended by Mr R Claydon, Solicitor, on behalf of the Cumbria County Council, the successor authority of the former Westmorland County Council, which made the registration without application.

Mr Claydon informed me that he was instructed not to support the registration.

In these circumstances I refuse to confirm the registration.

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<sup>th</sup>

day of

August

1980

Chief Commons Commissioner