



In the Matter of Birkbeck Falls Common,  
Orton, Cumbria (No. 8)

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DECISION

These disputes relate to the registration at Entry No. 14 in the Rights section of Register Unit No. CL 9 in the Register of Common Land maintained by the Cumbria County Council and are occasioned by Objection No. 2/136 made by the Crosby Ravensworth Commoners Committee and noted in the Register on 10 February 1972, and the conflicting registration at Entry No. 18 in the same section of the Register Unit.

I held a hearing for the purpose of inquiring into the dispute at Penrith on 30 October 1980. The hearing was attended by Mr J T Relph, the Secretary of the Commoners Committees. There was no appearance by or on behalf of Mr C Potter, the applicant for the registration, and the Earl of Lonsdale and Mr G E Nelson, the applicants for the conflicting registration, but Mr Relph informed me that it had been agreed that the registration should be modified by reductions in the numbers of animals to be grazed.

In these circumstances I confirm the registration with the following modifications; namely, the substitution of "100", for "240", "5" for "10", and "2" for "3".

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

17<sup>th</sup>

day of

November

1980

CHIEF COMMONS COMMISSIONER