



In the Matter of Birkbeck Falls Common,
Orton, Cumbria (No. 2)

DECISION

This dispute relates to the registrations at Entry Nos 24 and 25 in the Rights section of Register Unit No. CL 9 in the Register of Common Land maintained by the Cumbria County Council and is occasioned by Objection No. 2/131 made by the Crosby Ravensworth Commoners Committee and noted in the Register on 3 February 1972.

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 Committee. There was no appearance by or on behalf of Mr M W Hulby, the applicant for the registration at Entry No. 24 and Mr R Mawdsley, the applicant for the registration at Entry No. 25.

In these circumstances I refuse to confirm both the registrations.

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

17th

day of

November

1980

CHIEF COMMONS COMMISSIONER