



In the Matter of Breaks Moss and Broomhill Moss,  
Irthington, Cumbria (No. 2).

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## DECISION

These disputes relate to the registration at Entry No. 1 in the Ownership section of Register Unit No. CL 462 in the Register of Common Land maintained by the Cumbria County Council and are occasioned by Objection No 136 made by Mr T S Simpson, and Objection No. 141 made by Mrs E J Jardine and all noted in the Register on 4 August 1972.

I held a hearing for the purpose of inquiring into the dispute at Carlisle on 7 April 1981. The hearing was attended by Mr P Rigby, solicitor, on behalf of Mr M C Halton and Mr A D Duncan, the applicants for the registration, by Mr P James, solicitor on behalf of Mr Simpson, and by Mr D I W Mawson, solicitor on behalf of Mr T Jardine, the successor in title of Mrs Jardine.

Mr Rigby informed me that he had been instructed not to support the registration in the Land section of the Register Unit applied for by his clients. That registration having become void, I refuse to confirm the registration the subject of these references.

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

30<sup>th</sup>

day of

April

1981

CHIEF COMMONS COMMISSIONER