



In the Matter of Grisedale Forest, Patterdale,
Cumbria (No. 1)

DECISION

This dispute relates to the registration at Entry No. 1 in the Land Section of Register Unit No. CL 57 in the Register of Common Land maintained by the Cumbria County Council and is occasioned by the conflicting registration at Entry No. 1 in the Land section of Register Unit No. CL 160 in the Register of Common Land maintained by the Council.

I held a hearing for the purpose of inquiring into the dispute at Penrith on 29 October 1980. The hearing was attended by Mr D Mellor, Solicitor, on behalf of Ms S M McCosh, the applicant for the registration, and for Ms E A Little and Miss M A Robinson, the applicants for registrations in the Rights sections of both Register Units.

The conflict is more apparent than real. After the land comprised in Register Unit No. CL 57 had been registered a part of it was registered again as part of Register Unit No. CL 160. This was clearly an error on the part of the former Westmorland County Council as registration authority. The result is that the registration at CL 160 is invalid in so far as it relates to the land comprised in CL 57. This does not affect the validity of the registration in CL 57, and I therefore confirm that 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

17th

day of

November

1980

Chief Commons Commissioner