



COMMONS REGISTRATION ACT 1965

Reference No. 213/R/4

COMMON LAND (RECTIFICATION OF REGISTERS) ACT 1989

In the Matter of Land at the New House forming part of Kenton Green,
Elmore

DECISION

This reference relates to an objection under the Common Land (Rectification of Registers) Act 1989 to the registration of part of the land registered in Entry No. 1 in the Land Section of Register Unit No. CL.236 in the Register of Common Land maintained by the Gloucestershire County Council.

It is occasioned by an Objection made by Gordon Perry Davis and referred to a Commons Commissioner on 10 January 1994.

Several representations in opposition to the Objection were received by the Clerk of the Commons Commissioners.

However on 20 December 1993 an Order was made by the Secretary of State for the Environment pursuant to the Inclosure Acts 1845 to 1882 and the Commons Act 1899 directing an exchange of the land to which this objection relates ("the relevant land") for other land and on 8 March 1994 the Land Section of the said Register Unit was amended so as (inter alia) to remove the relevant land from the Register - see Entry 3.

The relevant land having thus ceased to be common land by virtue of the said order and amendment, on 14 March 1994 I caused notice to be given under regulation 8(1) that I proposed to give a decision dismissing the objection without a hearing. No person requested me to hold a hearing.

In the above circumstances I am satisfied that it is not necessary to hold a public hearing and that the objection should be formally dismissed.

I am required by regulation 22(1) of the Common Land (Rectification of Registers) Regulations 1990 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

22

day of

April

1994

Commons Commissioner