



In the Matter of Land near Ireby Village,
Ireby, Cumbria (No. 2)

DECISION

These disputes relate to the registration at Entry No. 1 in the Ownership section of Register Unit No. CL 473 in the Register of Common Land maintained by the Cumbria County Council and are occasioned by Objection No 138 made by Mr R Irving and noted in the Register on 4 August 1972 and the conflicting registration at Entry No. 1 in the section of Register Unit No. VG 22 in the Register of Town or Village Greens maintained by the Council.

I held a hearing for the purpose of inquiring into the dispute at Keswick on 10 November 1980. The hearing was attended by Mr B S Holmes, solicitor, on behalf of Mr Irving, and by Mrs P E Hind, the Chairman of the Ireby Parish Council, the applicant for the conflicting registration. There was no appearance by or on behalf of Lord Egremont, the applicant for the registration.

The Objection relates only to a part of the land which I have decided to exclude from the Register Unit, and Mrs Hind said that she did not wish to support the conflicting registration and that she did not dispute Lord Egremont's ownership of the land remaining within the Register Unit.

In these circumstances I confirm the 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

21st

day of

November

1980

CHIEF COMMONS COMMISSIONER