



COMMONS REGISTRATION ACT 1965

Reference Nos. 262/D/592-595

In the Matter of Latter Rigg Moss, Kirkby
Ireleth, Cumbria (No. 2)

DECISION

These disputes relate to the registration at Entry No. 1 in the Rights Section of Register Unit No. CL 234 in the Register of Common Land maintained by the Cumbria County Council and are occasioned by Objection No. 276 made by the Kirkby Ireleth Commoners Association and noted in the Register on 10 March 1972, Objection No. 393 made by Mr G Dickson and noted in the Register on 18 July 1972, Objection No. 220 made by Mr P H Downing and noted in the Register on 30 November 1971, and Objection No. 394 made by Mr Dickson.

I held a hearing for the purpose of inquiring into the dispute at Kendal on June 1981. The hearing was attended by Mr H Snow, legal executive with Messrs Arnold Greenwood and Company, to whom I gave leave to appear on behalf of Mr and Mrs J W Hargreaves, the successors in title of Mr J E Peacock and Mr J S Brown, the applicants for the registration, and the Kirkby Ireleth Commoners Association, and by Mr R F Hart-Jackson, Solicitor, on behalf of Mr J S Jackson, the successor in title of Mr Dickson. There was no appearance by or on behalf of Mr Downing.

Mr Snow informed me that Mr and Mrs Hargreaves wished to "withdraw" the registration.

In these circumstances I refuse to 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

19th

day of

June

1981

Chief Commons Commissioner