



COMMONS REGISTRATION ACT 1965

Reference Nos 262/D/38 to 41 inclusive

In the Matter of Little Urswick
Green, Urswick, South Lakeland
District, Cumbria

DECISION

These disputes relates to the registrations at Entry No 1 in the Land Section of Register Unit No VG. 26 in the Register of Town or Village Greens maintained by the Cumbria (formerly Lancashire) County Council and at Entry No 1 in the Land Section of Register Unit No CL. 64 and No CL. 111 in the Register of Common Land maintained by the said Council and are occasioned by the said registrations being in conflict.

I held a hearing for the purpose of inquiring into the disputes at Kendal, on 27 April 1978.—At the hearing the Crown Estate Commissioners, on whose application the CL. 64 registration was made, were represented by Miss J Phillips of their Legal Advisers Department, and Urswick Parish Council on whose application the VG. 24 and the CL. 111 registrations were made, and whose application relating to the CL. 64 land is noted in the Register, were represented by Mr R F Hart-Jackson solicitor of Hart-Jackson & Sons, Solicitors of Ulverston.

The land comprised in the VG. 26 registration comprises all that comprised in the CL. 64 registration and in addition two comparatively small pieces at or near the north end and at or near the southwest side of the CL. 64 land, such additional pieces being the land comprised in the CL. 111 registration. The Crown Estate Commissioners are in the CL. 64 Ownership Section registered as the owners of all the land comprised in that Register Unit.

Miss Phillips and Mr Hart-Jackson suggested that I confirm the VG registration and refuse to confirm the CL registrations in dispute. I can I think properly act on this suggestion, and I confirm and refuse to confirm such registrations accordingly. I record that the registration in the Ownership Section of the VG Register Unit which is by regulation 14(2) of the Commons Registration (General) Regulations 1966 deemed to have been made in consequence of Entry No 1 in the Ownership Section of Register Unit No CL. 64 will stand unaffected by this decision; although it will in the VG Ownership Section relate only to the land which was formerly comprised in Register Unit No CL. 64.

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 5th day of May — 1978

a. a. Barton Fuller

Commons Commissioner

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