



COMMONS REGISTRATION ACT 1965

Reference No. 262/D/379

In the Matter of Piece of land near Crag House
Bridge, Irton with Santon, Copeland B.

DECISION

This dispute relates to the registration at Entry No 1 in the Land Section of Register Unit No.CL.499 in the Register of Common Land maintained by the Cumbria County Council and is occasioned by Objection No. 233 made by Mr Joe Walsh and noted in the Register on 4 August 1972.

I held a hearing for the purpose of inquiring into the dispute at Whitehaven on 21 July 1981. The hearing was attended by Mr T Bleasdale, Solicitor, appearing on behalf of the Objector, by Mr T Greer of the Registration Authority and by Mr W Guest, a member of Irton with Santon Parish Council.

The registration was made by Cumberland County Council (as predecessor authority to Cumbria County Council) under Section 4(2)(a) of the Commons Registration Act 1965.

There are no rights of common registered and at the hearing there was no submission made or evidence adduced that the piece of land is waste land of a manor. In these circumstances I refuse to confirm the registration.

Mr Bleasdale asked for his client's costs to be paid by Cumbria County Council. After hearing him & Mr Greer on this question, I do not think it appropriate to make any order for costs.

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

19 August

1981

Commons Commissioner