



COMMONS REGISTRATION ACT 1965

Reference Nos. 262/D/645-647

In the Matter of Sandside Marsh, Angerton and  
Kirkby Ireleth, Cumbria (NO. 1)

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DECISION

These disputes relate to the registration at Entry No. 1 in the Land Section of Register Unit No. CL 117 in the register of Common land maintained by the Cumbria County Council and are occasioned by Objection Nos. 266 and 269 made by the late Mr W Coward and Objection No. 271 made by the Kirkby Ireleth Commoners Association, and all noted in the Register on 10 March 1972.

I held a hearing for the purpose of inquiring into the dispute at Kendal on 20 June 1981. The hearing was attended by Mr J W Curwen, the Chairman of the Kirkby Ireleth Commoners Association, who were the applicants for the registration as well as Objectors, Mr J Coward, the son of Mr W Coward, and Mr M S Graham, Solicitor, on behalf of Mr J W Hinde, the applicant for the only entry in the Rights Section of the Register Unit.

Mr Curwen informed me that he did not wish to support the registration and Mr Graham was instructed not to support it.

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

22nd

day of

June

1981

Chief Commons Commissioner