



In the Matter of The Eastern Portion of
Martindale Common, Martindale, Cumbria (No. 5)

DECISION

This dispute relates to the registration at Entry No. 2 in the Rights section of Register Unit No. CL 3 in the Register of Common Land maintained by the Cumbria County Council and is occasioned by Objection No. 2/174 made by Mrs S M McCosh and noted in the Register on 18 July 1972.

I held a hearing for the purpose of inquiring into the dispute at Penrith on 30 October 1980. The hearing was attended by Mr D Mellor, solicitor, on behalf of the Objector. There was no appearance by or on behalf of Mr R B Charlton, Mr R F Walker, and Mr W G Mackey, the applicants for the registration, but Mr Mellor informed me that an agreement had been reached between them and the Objector.

In order to give effect to this agreement 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

17th

day of

November

1980

CHIEF COMMONS COMMISSIONER