



COMMONS REGISTRATION ACT 1965

Reference No. 262/D/751-753

In the Matter of the Land known as Cat Bells
near Newlands, Keswick

DECISION

This dispute relates to the registration at Entry No 1 in the Land Section at Entry Nos. 1-26 in the Rights Section and at Entry Nos. 1-3 in the Ownership Section of Register Unit No. CL.168 in the Register of Common Land maintained by the Cumbria County Council and is occasioned by Objection No. 194 made by the National Trust and noted in the Register on 4 August 1972.

I held a hearing for the purpose of inquiring into the dispute at Keswick on 6 October 1981. The hearing was attended by Mr Devlin for the National Trust, Mr Farrant for Viscount Rochdale, Mr G Barnes for Mrs A Barnes and Mr Nobbs on Oglethorpe and Hough, Solicitors of Keswick for Mr Leyland.

Mr Devlin withdrew his client's objections to the registrations in the Land and Rights Sections and informed me that his client had acquired the interests of the two other applicants in the Ownership Section in the Land comprised in the Register Unit, and he produced documents of title which satisfied me that this is so.

For these reasons I confirm all the registrations at Entry No 1 in the Land Section, at Entry Nos. 1-26 in the Rights Section and at Entry No 2 in the Ownership Section with the substitution for the particulars appearing in column 4 of the words 'the whole of this register unit'. I refuse to confirm the registrations at Entry Nos. 1 and 3 in the Ownership Section.

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

30th

day of

November 1981

Commons Commissioner