



In the Matter of Uldale Fells, Ireby, Cumbria (No. 2)

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DECISION

This dispute relates to the registration at Entry No. 10 (now 34) in the Rights section of Register Unit No CL 46 in the Register of Common Land maintained by the Cumbria County Council and is occasioned by Objection No. 508 made by Messrs Edwin Thompson & Co and noted in the Register on 2 October 1970.

I held a hearing for the purpose of inquiring into the dispute at Keswick on 10 November 1980. The hearing was not attended by any person entitled to be heard.

The original registration was of a right to graze 1000 sheep, but on 29 March 1971 Mr W T Ashburner, the applicant for the registration, applied for it to be modified to 572 sheep. The Objection was dated 28 September 1970, the grounds being: "That the right should comprise fewer animals."

In the absence of any appearance on the part of the Objectors, I have come to the conclusion that my proper course is to regard the Objection as having been met by the subsequent modification and to regard the modified registration as being unopposed.

For these reasons I 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

21st

day of

November

1980

CHIEF COMMONS COMMISSIONER