



COMMONS REGISTRATION ACT 1965

Reference No. 209/2/176
~~209/2/176~~

In the Matter of Codden Hill,
Bishops Taunton, North Devon
District, Devon

DECISION

This dispute relates to the registration at Entry No. 1 in the Land Section of Register Unit No. VG 38 in the Register of Town or Village Greens maintained by the Devon County Council and is occasioned by Objection No. 587 made by Mrs Cardine May Verney, Mr Edward George Thorne Waldron, Mr John William George Smith and Mr Ernest George Smith and noted in the Register on 15 February 1971.

I held a hearing for the purpose of inquiring into the dispute at Barnstaple on 24 March 1981. At the hearing the said Objectors were represented by Mr C M Verney solicitor of Crosse Wyatt & Co, Solicitors of South Molton.

The land in this Register Unit is a tract of about 193 acres extending for a little over a mile from a point on the main road (A377). The registration was made on the application of Bishop Tawton Parish Council. I have letters from Montague Arthur & Partners, Solicitors of Braunton dated 14 May 1980 and 26 February 1981 saying that they were instructed by the Parish Council to withdraw their application and that no evidence would therefore be offered on their behalf.

In the above circumstances, I conclude that the registration should not have been made, and accordingly I refuse to confirm it.

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 8/11 —

day of April — 1981

a. a. Baden Fuller

Commons Commissioner