



In the Matter of Hanger Down, Cornwood,
Devon (No. 3)

DECISION

This dispute relates to the registration at Entry No. 1 in the Ownership section of Register Unit No. CL 114 in the Register of Common Land maintained by the Devon County Council and is occasioned by the conflicting registration at Entry No. 2 in the same section of the Register Unit.

I held a hearing for the purpose of inquiring into the dispute at Dartmouth on 22 May 1980. The hearing was attended by Mr R Midgley, Solicitor, on behalf of Mrs J Passy, the widow and successor in title of Wing-Cdr C W Passy, the applicant for the registration at Entry No. 1. There was no appearance on behalf of the South West Water Authority, the successors of the former Plymouth Corporation, the applicant for the registration at Entry No. 2, but Mr Midgley informed me that it had been agreed that the small area of land the subject of the registration at Entry No. 2 should be excluded from the registration at Entry No. 1.

In these circumstances I confirm the registration with the following modifications, namely, the exclusion of the land the subject of the conflicting 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

19~~th~~

day of

June

1980

[Handwritten Signature]

Chief Commons Commissioner