



In the Matter of Hanger Down, Cornwood  
Devon (No. 2)

DECISION

These disputes relate to the registrations at Entry Nos. 1, 2, 3, and 4 in the Rights section of Register Unit No. CL 114 in the Register of Common Land maintained by the Devon County Council and are occasioned by Objection No. 360 made by the late Wing-Cdr C W Passy and noted in the Register on 14 December 1970, Objection No. 710 made by Mr H P Burrows and noted in the Register on 9 February 1971 and Objection No. 533 made by Mr D B H Cannon and noted in the Register on 14 December 1970.

I held a hearing for the purpose of inquiring into the dispute at Dartmouth on 22 May 1980. The hearing was attended by Mr K Verrinder, Solicitor, on behalf of The Trustees of Reginald Percy Farr, deceased, the applicants for the registration at Entry No. 2, and Mr R Midgley, Solicitor, on behalf of Mrs J Passy, the widow and successor in title of Wing-Cdr C W Passy. Mr Cannon appeared in person, and there was no appearance by or on behalf of the applicants for the registrations at Entry Nos. 1, 3 and 4 all of whom had asked in writing for their registrations to be cancelled.

Evidence was given in support of the registration at Entry No. 2, which for the reasons given in my decision in In the Matter of Hanger Down, Cornwood (No. 1) (1980), Ref. Nos. 209/D/186-187 did not satisfy me of the existence of <sup>the</sup> rights the subject of the registration.

In these circumstances I refuse to confirm all the registrations the subject of these disputes.

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<sup>th</sup>

day of

June

1980

Chief Commons Commissioner