



COMMONS REGISTRATION ACT 1965

Reference No. 209/D/179

In the Matter of The Village Green, Old Bowling
Green, Cockleridge Green, and Warren Point,
Bigbury, Devon

DECISION

This dispute relates to the registration at Entry No 1 in the Land Section of Register Unit No. VG.75 in the Register of Town or Village Greens maintained by the Devon County Council and is occasioned by Objection No. 975 made by Evans Estates (1956) Ltd and noted in the Register on 10 May 1972.

All the persons entitled to be heard at the hearing of this dispute have agreed upon the terms of the decision to be given by me and have sent to the Clerk of the Commons Commissioners particulars of such terms signed by or on behalf of all such persons. This document requests me to refuse to confirm the registration. The Register Unit, however, comprises several areas of land, only one of which, described in the Objection as "Cockleridge Ham" and shown on an attached plan, is the subject of the Objection. The consent was enclosed with a letter from the County Council, in which was stated that the consent was intended to relate to Cockleridge Ham only.

Reg. 31 of the Commons Commissioners Regulations 1971 provides that a Commissioner may, if he thinks fit, give a decision in accordance with agreed terms without a hearing, so I am not bound to follow the terms of the consent slavishly. In this case it seems to me that my proper course is not to give a decision in accordance with the terms of the consent, but to confirm the registration with the following modification, namely, the exclusion of the land the subject of the Objection.

Dated this 2nd day of July 1982


Chief Commons Commissioner