Reference No. 211/D/139

In the Matter of Thornhope Moor or Wolsingham Park Moor, Stanhope, Wolsingham and Tow Law, Co. Durham (Mo. 1)

DECISION

This dispute relates to the registration at Entry No. 1 in the Rights section of Register Unit No. CL 65 in the Register of Common Land maintained by the Durham County Council and is occasioned by Objection No. 68 made by Mr E A F Fenwick and noted in the Register on 13 September 1972.

I held a hearing for the purpose of inquiring into the dispute at Durham on 9 October 1980. The hearing was attended by Mr F D Pattison, solicitor, on behalf of Ms. A M Watson and Ms G M D Dowson, the applicants for the registration, and by Mr J S Pattison and Mr Stephenson, solicitor, on behalf of the Objector. Mr Stephenson informed me that it had been agreed with the applicants for the registration that there was a right to graze 140 ewes with or without lambs.

In these circumstances I confirm the registration with the following modification: namely, the substitution of "140 ewes with or without lambs" for "450 ewes (together with such hoggs and followers as are necessary to maintain the ewe flock)".

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

2224

day of

October

1980

Chief Commons Commissioner