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COMMONS REGISTRATION ACT 1965

Reference No. 213/D/188

In the Matter of Lower Cow Pasture, Shuthonger
Common, and Cowham, Twynning, Gloucestershire (No.6)

DECISION

This dispute relates to the registration at Entry No. 4 in the Ownership Section of Register Unit No. CL 46 in the Register of Common Land maintained by the Gloucestershire County Council and is occasioned by the conflicting registration at Entry No. 7 in the same section of the Register Unit.

I held a hearing for the purpose of inquiring into the dispute at Cheltenham on 28 and 29 March 1979, and at Watergate House, London WC2 on 9 and 10 April 1979. The hearing was attended by Miss Sheila Cameron, of Counsel, on behalf of Mr V R Halling, the applicant for the registration, and by Mr Martin Roth, of Counsel, on behalf of Mr B C Ball, the applicant for the conflicting registration.

Mr Roth informed me that having considered Mr Halling's title, he was instructed not to support the conflicting registration in so far as it was in conflict with the registration.

In these circumstances I confirm the 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

13th

day of

June

1979

Chief Commons Commissioner