



In the Matter of Saltridge Wood (part),
Cranham

DECISION

This dispute relates to the registration at Entry No. 1 in the Land Section of Register Unit No. CL 116 in the Register of Common Land maintained by the Gloucestershire County Council and is occasioned by Objection No. Ob 158 made by the Executors of F E Workman deceased and noted in the Register on 19 November 1970, and the Registration at Entry Nos. 1-3, 5, 7, 9, 14-16, 18-30, 32-44, 46-56, 58-63, 65-67, 69-75 and 77-78 in the Rights Section of the same Register Unit occasioned by Objection Nos. Ob 322-326, 329-331, 333-338, 342-344, 347, 637-639, 646-647 and 158 made by the said Executors and noted in the Register.

I held a hearing for the purpose of inquiring into the dispute at Gloucester on 29 April 1981. The hearing was attended by Mr B M Gibbs, F.R.I.C.S for the said objectors.

This reference was the last of three references all relating to land in the neighbourhood of Cranham. The three areas in dispute are comprised in the following Register Units CL 12, CL 79 and CL 116. I heard the first reference in the second week of December 1980 and I heard the reference relating to CL 79 immediately before this hearing. The entries in the Rights Sections of CL 79 and CL 116 were defined by reference to the Entries in the Rights Section of CL 12. Nearly all the applicants for rights on the Register were claiming the same rights over all three units.

No further evidence was given by any of the applicants.

Mr J E B Workman of Farr End, Sheepscombe giving evidence on behalf of the objectors said the area of unit CL 116 was about 35 acres. He visited the land regularly and had only seen one person exercising a right to estovers.

On the basis of the evidence led in this case and at the hearings relating to units CL 12 and CL 79 my decision is as follows.

I confirm the registration of the applications the Entry Nos. of which are set out in the First Schedule with such modifications as are there mentioned and I refuse to confirm the registration of those applications, the Entry Nos. of which are set out in the Second Schedule.

The first Schedule

Part 1

Entry Nos. of applications confirmed without modification: 5, 7, 15, 18, 19, 21, 25, 26-30, 33-35, 37, 39, 43, 46-48, 54-57, 59, 61, 63, 67, 69, 74, 75, 77, 78

Part II

Entry Nos. of the applications confirmed with modifications: 22, 30, 32, 38, 40, 41, 51, 60, 65, 72

Limited to Estovers only and in the case of No. 51 to the properties Northwood and Beechwood.

Second Schedule

Entry Nos of applications which are not confirmed: 1-3, 9, 14, 16, 20, 24-25, 36, 42, 44, 49-50, 53, 58, 62, 64, 66, 70-71, 73, 76.

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

28th

day of

July

1981

Henry Herkimer

Commons Commissioner