



COMMONS REGISTRATION ACT 1965

Reference No.213/D/5

In the Matters of Temple Ham, Little  
Rissington, Cotswold District

## DECISION

This dispute relates to the registration at Entry No.1 in the Rights Section of Register Unit No.CL.95 in the Register of Common Land maintained by the Gloucestershire County Council and is occasioned by Objection No.119 made by The President and Scholars of Corpus Christi College and noted in the Register on 10th May 1971.

I held a hearing for the purpose of inquiring into the dispute at Gloucester on 18th February 1976. The hearing was attended by Mr.N.R.Tillett of Messrs Cole and Cole on behalf of Little Rissington Parish Council and by Mr.R.C. Metcalfe articled clerk to Messrs Morrell Peel and Gamlen on behalf of Corpus Christi.

The rights registration was made by Little Rissington Parish Council. Mr.Tillett conceded at an early stage that the Parish Council had no title to any grazing rights and that there had been no corporate activity on its part as regards the exercise of any grazing rights and his research into the minutes of the Parish Council revealed no such corporate activity. The land has always been grazed though by what if any right is unknown and Mr.Tillett stated that the Parish Council took the view that only it could protect such rights as existed.

While I have sympathy for the Parish Council's effort to maintain on behalf of some parishioners a long-standing practice I can find no justification in law for confirming the Registration.

For these reasons I refuse to 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

6<sup>th</sup>

day of March.

1976

Commons Commissioner