



COMMONS REGISTRATION ACT 1965

Reference No. 215/D/17.

In the Matter of Badley Wood Common
Whitbourne, Malvern Hills D.

DECISION.

This dispute relates to the registration at Entry No.2 in the Rights section of Register Unit No. CL.13 in the Register of Common Land maintained by the former Herefordshire County Council and is occasioned by objection No.61 made by the former Bromyard rural district Council and noted in the register on 21st October 1970.

I held a hearing for the purpose of inquiring into the dispute at Hereford on 25th June 1975. The hearing was attended by Mr. J.W. Tolley assistant clerk to the Malvern Hills District Council the successor to Bromyard Rural District Council.

The applicant for common rights under the said Entry No.2 did not appear and Mr. Tolley was content that I should confirm the said entry No.2 modified so as to exclude 1. Right to pick fruit from cherry trees and 2. right to cut wood from cherry trees, and I therefore confirm the said Entry No.2. modified as aforesaid.

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 11th day of July 1975.

C. A. Sefton

Commons Commissioner.