



COMMONS REGISTRATION ACT 1965

Reference No. 215/D/276

In the Matter of Midsummer Meadow Yarkhill
Malvern Hills D.

DECISION

This dispute relates to the registration at Entry No 1 (now 3) in the Rights Section of Register Unit No. CL.162 in the Register of Common Land maintained by the former Herefordshire County Council and is occasioned by Objection No. 372 made by K J Cox and noted in the Register on 21 October 1971.

I held a hearing for the purpose of inquiring into the dispute at Worcester on 11 May 1977. The hearing was attended by Mr A Davies of Messrs. Beaumont Smith & Davies who appeared on behalf of the applicant for rights Mr G E Cox.

By a letter dated 10 May 1979 addressed to the office of the Commons Commissioners in London but delivered at the venue of the hearing on 11 May 1979. Messrs. J A Matthews and Co on behalf of the objector withdrew his objection. For this reason I confirm the Entry.

Mr Davies who attended the hearing with witnesses applied for costs. Mr G E Cox was put to needless expense by reason of the objection having been withdrawn at the very last moment without any notification to Mr J E Cox or his solicitors I award Mr G E Cox the costs of his representation at the hearing and of the attendance of his witnesses on Scale 4.

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

19th

day of June

1979

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Commons Commissioner