



COMMONS REGISTRATION ACT 1965

Reference Nos 215/D/131-133

In the Matter of Pensax
Common, Pensax, Leominster D

DECISION

This dispute relates to the registration at Entry No 1 in the Rights Section of Register Unit No CL. 59 in the Register of Common Land maintained by the former Herefordshire County Council and is occasioned by Objection No 84 made by The Managers of Pensax School and noted in the Register on 12 April 1972, Objection No 90 made by Pensax Parish Council noted in the Register on 5 July 1972 and Objection No 91 made by Capt A A Astley-Jones noted in the Register on 5 July 1972.

I held a hearing for the purpose of inquiring into the dispute at Hereford on 12 May 1977. The hearing was attended by M/s D M Pelly on behalf of Pensax School, E Martin on behalf of the Parish Council and Messrs Hemingway on behalf of Capt Astley-Jones. Mr Callwick who claimed by Entry No 1 in the Rights Section the right to graze 10 piags on the Common did not appear and I was told that he did not intend to pursue his claim for rights.

For this reason 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 ^{14th} day of *July* 1977

G. A. P. H.

Commons Commissioner