



In the Matter of Smithmoor Common,
Earl's Croome, Hereford and Worcester
(No 4)

DECISION

This dispute relates to the registration at Entry No. 2 in the Ownership section of Register Unit No. CL 32 in the Register of Common Land maintained by the former Worcestershire County Council and is occasioned by the conflicting registration at Entry No. 3 in the same section of the Register Unit.

I held a hearing for the purpose of inquiring into the dispute at Worcester on 29 November 1977. The hearing was attended by Mr P C Davis, solicitor, on behalf of the Earl's Croome Parish Council, the applicant for the registration. There was no appearance by or on behalf of the Trustees of the Marriage Settlement of Mrs B K H Amphlett, deceased, the applicants for the conflicting registration, but by a letter dated 15 November 1977, addressed to the Clerk of the Commons Commissioners, their solicitors stated that they did not wish to pursue their application.

In these circumstances I 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 20th day of December 1977

Chief Commons Commissioner