



In the Matter of Upper Ham, Kempsey,
Hereford and Worcester (No. 1)

DECISION

This dispute relates to the registration at Entry No. 1 in the Land section of Register Unit No. CL 72 in the Register of Common Land maintained by the Hereford and Worcester County Council and is occasioned by Objection No. 13 made by Mr R Anstey and noted in the Register on 27 June 1969.

I held a hearing for the purpose of inquiring into the dispute at Worcester on 29 November 1977. The hearing was attended by Mr R Alexander, solicitor, on behalf of the Objector. There was no appearance on behalf of the Kempsey Parish Council, the applicant for the registration, but in a letter dated 25 November 1977 addressed to the Clerk of the Commons Commissioner Messrs March & Edwards, solicitors, stated that the Parish Council believed the Objection to be well-founded and consented to ~~the~~ part of the land comprised in the Register Unit (i.e. Ordnance Survey No. 92) being removed from the Register Unit.

In these circumstances I confirm the registration with the following modification:- namely, the exclusion of the land the subject of the Objection.

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

13th

day of

January

1977

Chief Commons Commissioner