



COMMONS REGISTRATION ACT 1965

Reference Nos 220/D/107-119

In the Matter of Salt Marshes, Bolton-le-Sands and
Warton, Lancashire (NO.2)

DECISION

These disputes relate to the registration at Entry Nos 1 to 6 in the Rights section of Register Unit No. CL.35 in the Register of Common Land maintained by the Lancashire County Council and are occasioned by Objection Nos 94,95 and 110 all made by the Executors of William Bargh, deceased and Objection Nos 47 and 90 both made by Mr G C Harries and Mr R E Swainson, and all noted in the Register on 4 December 1970, Objection No. 185 made by Mr C L Mason and noted in the Register on 24 June 1971, Objection Nos 291,292 and 294 made by Mr G C Harries and noted in the Register on 5 May 1972, Objection No. 384 made by Mr G C Harries and noted in the Register on 12 July 1972, and Objection No.461 made by Mr T A Parker and Objection No.462 made by Mr T S Mason and both noted in the Register on 31 July 1972.

I held a hearing for the purpose of inquiring into the dispute at Lancaster on 1 and 2 March 1978. The hearing was attended by Mr J Leeming of Counsel, on behalf of Mr C L Mason, the successor in title of Mr and Mrs R V Dixon, the applicant for the registration at Entry No. 3, a by Mr N Le Poidevin, of Counsel, on behalf of the Royal Society for the Protection of Birds, the successor in title of Mr Harries and Mr Swainson.

I reopened the hearing at Lancaster on 17 July 1984, when the applicants for the registration at Entry Nos 1,2,5 and 6 or their successors in title were represented by Mr R M N Gillibrant, Solicitor, and the applicant for the registration at Entry No. 4 by Mr M A H Bates, Solicitor. The Royal Society for the Protection of Birds has succeeded to the interest of Mr and Mrs Dixon.

I was informed that it had been agreed that I should confirm the registration at Entry No. 1, confirm the registration at Entry No. 2 with the following modification, namely, the deletion of the words in paragraphs 2 and 3, refuse to confirm the registrations at Entry Nos 3 and 4, confirm the registration at Entry No. 5 with the following modification, namely, the substitution of the figures and words "50 sheep including followers" for the figures and word "90 sheep", and confirm the registration at Entry No 6 with the following modifications, namely, the insertion of the words "and followers" after the word "sheep" and the deletion of the words in paragraph 2.

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

26~~th~~

day of

July

1984

Chief Commons Commissioner