



In the Matter of Warton Salt Marsh, Warton
and Silverdale, Lancashire (NO.1)

DECISION

This dispute relates to the registration at Entry NO.2 in the Rights section of Register Unit No.CL.160 in the Register of Common Land maintained by the Lancashire County Council and is occasioned by Objection No. 186 made by Mr C L Mason and noted in the Register on 24 June 1971.

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 L Howarth, Solicitor, on behalf of Mr J Wilkinson, the applicant for the registration, and by Mr Ian Leeming, of Counsel, on behalf of the Objector.

I continued the hearing at Lancaster on 17 July 1984, when Mr N M H Bates, Solicitor, appeared on behalf of Mr Wilkinson.

I have since been informed that it has been agreed that I should confirm the registration with the following modification, namely, the substitution for the figures and words in column 4 of the figures and words:-

"To graze 750 sheep and followers or such larger number as shall be permitted pursuant to the terms of an Agreement and Compromise dated 3 June 1981 and made between James Wilkinson and Roger James Wilkinson of the first part Charles Leonard Mason of the second part John Glendower Rowe Harding, James Roskell Reynolds, Richard James Gillow Reynolds and Henry Claude Lucas of the third part Lancashire County Council of the fourth part and Warton Parish Council of the fifth part as varied by a deed of variation dated 9 November 1984 and made between the said James Wilkinson and Roger James Wilkinson of the first part The Royal Society for the Protection of Birds of the second part the said Richard James Gillow Reynolds of the third part Lancashire County Council of the fourth part and Warton Parish Council of the fifth part over the parts of the land comprised in this Register Unit lying north-west of the line A-B, south-east of the line E-F on the Register Map and north and west of the main channel carrying the River Keer (notwithstanding the position of the said channel may change from time to time due to accretion or erosion) over the part of the land comprised in Register Unit CL.45 lying south of the line O-N and west of the line N-F on the Register Map and over the whole of the land comprised in Register Unit CL.264".

This I accordingly do.



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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

28th

day of

November

1984

A handwritten signature in black ink, appearing to read 'S. J. Quilley', written over a horizontal line.

Chief Commons Commissioner