

COMMONS REGISTRATION ACT 1965



Reference No. 222/D/1-3

In the Matter of Highway, Highway Verge,
and River Bank, Market Deeping, Lincolnshire (No. 1)

DECISION

These disputes relate to the registration at Entry No 1 in the Land Section of Register Unit No.CL.5 in the Register of Common Land maintained by the Lincolnshire County Council and are occasioned by Objection No. 3 made by the former Kesteven County Council and Objection No. 5 made by the former Welland and Nene River Authority, and both noted in the Register on 18 September 1970 and the conflicting registration at Entry No 1 in the Land Section of Register Unit No.VG.32 in the Register of Town or Village Greens maintained by the Council.

I held a hearing for the purpose of inquiring into the dispute at Grantham on 23 June 1981. The hearing was attended by Mr A J Hales, the Administration Officer of the Anglian Water Authority, the successor authority of the River Authority.

There was no appearance by or on behalf of Mr J N Spencer, the applicant for the registration.

Mr J F Measures, the Chairman of the Deeping St.James Angling Club also addressed me, but the interests of the members of the Club will not be affected by whatever decision I give on this case.

In the absence of any evidence to support the registration I refuse to confirm it.

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

22

day of

July

1981


Chief Commons Commissioner