



In the Matter of Tracts of River Banks, Sea Banks,
Outmarshes, Creeks and Mud, River Welland, Fosdyke
and Moulton, Lincolnshire (No 3)

DECISION

This dispute relates to the registration at Entry No 4 in the Land section of Register Unit No CL 39 in the Register of Common Land maintained by the former Holland County Council and is occasioned by Objection No 276 made by the former Welland and Wene River Authority and noted in the Register on 5 May 1972.

I held a hearing for the purpose of inquiring into the dispute at Spalding on 20 April 1978. The hearing was attended by Mr E Jowitt, Q.C., on behalf of Mr J Ward, the surviving applicant for the registration, and Mr R J Moverley, of counsel, on behalf of the Anglia Water Authority, the successor of the Objector.

Having refused to confirm the registration in the Land section of the Register Unit in the disputes Ref. Nos 22/D/35 - 44, I can only refuse to confirm this 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

7th

day of

June

1978

CHIEF COMMONS COMMISSIONER