



COMMONS REGISTRATION ACT 1965

Reference No.229/D/2

In the Matter of Port Meadow,
Oxford, Oxfordshire (No.2).

DECISION

This dispute relates to the registration at Entry No.33 in the Rights section of Register Unit No.CL 1 in the Register of Common Land maintained by the former Oxford County Borough Council and is occasioned by Objection No.13 made by Mr F.J.Cuddiford and noted in the Register on 29th September 1970.

I held a hearing for the purpose of inquiring into the dispute at Oxford on 9th October 1975. The hearing was attended by Mr J.Cole, solicitor, on behalf of the Objector. Mrs B.M.Nixey, the applicant for the registration, did not appear and was not represented.

Mrs Nixey applied for the registration of a right of common of pasture for 60 head of cattle and 20 horses attached to the stable yard and premises situate and known as 67 Godstow Road, Wolvercot. It is accepted by the Objector that there is a right of common of pasture attached to 67 Godstow Road, the ground of the Objection being that the Commoners' Committee consider that the number of animals mentioned is too high for the holding and that 20 would be a reasonable number.

In the absence of any evidence in support of the registration I am unable to confirm it as it stands, but since the Objector admits that Mrs Nixey is entitled to graze 20 animals I confirm the registration with the following modifications:- namely, the deletion of the words "60 head of cattle and 20 horses" and the substitution of the words "20 head of cattle or horses".

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 12th day of January 1976

Chief Commons Commissioner