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COMMONS REGISTRATION ACT 1965

Reference No. 29/D/36

In the Matter of Wychwood Forest,
Cornbury and Wychwood, Oxfordshire (No.1.)

DECISION

This dispute relates to the registration at Entry No.1 in the Land Section of Register Unit No.C.L.128 in the Register of Common Land maintained by the Oxfordshire County Council and is occasioned by Objection No.105 made by Lord Rotherwick and noted in the Register on 28th July 1972.

I held a hearing for the purpose of inquiring into the dispute at Oxford on 29th January 1974. The hearing was attended by Mr. J. Cole, solicitor, on behalf of Lord Rotherwick. There was no appearance on behalf of the County Council, which made the registration without application.

It appears from a letter dated 6th October 1970 from the Clerk of the County Council to the Clerk of the Finstock Parish Council that the County Council made the registration as a holding operation pending the elucidation of certain claims to rights of common made by the Finstock Parish Council and two other Parish Councils.

In the absence of any evidence to support the application, I cannot do other than refuse to confirm the 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 28th day of February 1974

Chief Commons Commissioner