



COMMONS REGISTRATION ACT 1965.

Reference Nos. 31/D/2
31/D/3

In the Matter of Paper Mill, Alveley
Bridgnorth D., Salop

DECISION

These disputes relate to the registration at Entry No. 1 in the Land Section of Register Unit No. CL.25 in the Register of Common Land maintained by the Salop County Council and are occasioned by (D/2) Objection No. O.28 made by Mrs. E.L. Harley and (D/3) Objection No. O.56 made by Mr. P.E. Thompson and both noted in the Register on 18 December 1970.

I held a hearing for the purpose of inquiring into these disputes at Shrewsbury on 18 February 1975. At the hearing Alveley Parish Council were represented by Mr. J.L.H. Riches solicitor of Fowler, Langley & Wright, Solicitors of Bridgnorth; and Mrs. Harley was represented by Mr. D.Hall of Doolittle & Dalley, Valuers, Auctioneers, Estate Agents of Kidderminster and Bridgnorth. Ivens & Morton, Solicitors of Kidderminster in a letter dated 6 February 1975 written on behalf of Mr. Thompson to the Clerk of the Commons Commissioners said that understanding that the basis of the application for registration of this property as a common land is that it is claimed that it is part of the waste of the manor, on this basis Mr. Thompson's objection is withdrawn.

The grounds stated in Objection No. O.28 are :- "Objection on the grounds that part of Unit CL.25 is land in the ownership of our client and is shown on the Deed Plan. Plan enclosed indicating land to which objection refers".

Mr. Riches said (in effect) :- The land ("the Unit Land") comprised in this Register Unit, which contains (according to the Register) about 0.59 acres, is a strip bounded on the west by a brook. The Unit Land is a side of a wood, sloping steeply (about 1 in 3) up from the brook. It is approached by a track leading from the A442 Bridgnorth-Kidderminster road, a short distance away on the northeast. The Unit Land is crossed by a bridle path which runs from its east side to a bridge over the brook at its northwest corner.

Mr. Hall said (in effect) :- The land indicated on the "plan ("the Objection Plan") enclosed with the said Objection is that part of the Unit Land which is on the brook side of the said bridle path. Mr. Harley, and before her, her husband had for many years owned farm land west and south of the Unit Land including the part of the Unit Land indicated in the Objection Plan. The land is farmed by Mrs. Harley and her nephew. They graze sheep on the land indicated on the Objection Plan. Mr. Riches said the Parish Council were agreeable to such land being excluded from the registration.



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Having regard to this agreement, and in the circumstances above set out, I confirm the registration with the modification that there be removed from the register the land indicated on the plan enclosed with and referred to in the said Objection No. O.28.

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 25th

day of February 1975

a. a. Baden Fuller

Commons Commissioner