



In the Matter of Land at Cookham Dean,
Tugwood Common, and Cookham Moor,
Cookham, Berkshire (No. 2)

DECISION

These disputes relate to the registrations at Entry Nos 1-6 and 8-10 in the Rights section of Register Unit No. CL 63 in the Register of Common Land maintained by the Berkshire County Council and are occasioned by Objection Nos 59, 60 and 61 all made by Mr G T Copas and Mr T H Copas and all noted in the Register on 9 December 1970, Objection Nos. 95, 100, 114, 122, 127, 134 and 141 all made by the National Trust and noted in the Register on 18 December 1970, Objection No. 183 made by the National Trust and noted in the Register on 28 July 1972 and the conflicting registration at Entry No. 1 in the land section of Register Unit No. VG 78 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 Windsor on 4 December 1978. The hearing was attended by Mr J Hanney, solicitor, on behalf of Mr G T Copas and Mr T H Copas, the applicants for the registration at Entry No. 1 and objectors to the registrations at Entry Nos 2, 3 and 8, and on behalf of Ms M E K Maher and Ms J C Reading, the applicants for the registration at Entry No. 10, and by Mr P R Fitygerald on behalf of the National Trust. There was no appearance by or on behalf of the applicants for the other registrations, but this was due to terms having been agreed with the Objectors before the hearing.

Mr Hanney and Mr Fitygerald informed me that the parties were agreed that the registrations at Entry Nos. 1, 2, 4, 8, 9 and 10 should be confirmed, some of them with modifications.

In these circumstances I confirm these registrations with the following modifications, namely:- No 2. The addition of the words "and Register Unit Nos CL 58, CL 61, CL 62, CL 64, CL 65 and VG 78" after the words "in this register unit;"

No. 4. The substitution of the figure "30" for the figure "150" and the addition of the words "and Register Unit No. VG 78" after the words "in this register unit;"

No. 8. The deletion of the particulars in columns 4 and 5 and the substitution of the following particulars:-

.. In column 5

"(a) To graze 6 cattle or 6 sheep over the whole of the
"land comprised in this register unit and Register Unit
"Unit No. VG 78

"(b) To graze 5 cattle or 5 sheep over the whole
"of the land comprised in this register unit and
"Register Unit No. VG 78"

. In column 6

"(a) The land shown verged green within the boundary
"on the supplemental map bearing
"the number 8A"



(b) The land shown verged green within the boundaries on the supplemental maps bearing the numbers 8B and 8C"

No. 9. The addition of the words "and Register Unit No. VG 78" after the words "in this Register Unit."

No. 10. The addition of the words "and Register Unit No. VG 78" after the words "in this Register Unit."

Since the registration of part of the land comprised in this Register Unit has been cancelled in consequence of the conflict with the registration in the Land Section of Register Unit No. VG 78, it will be necessary in accordance with regulation 14(4) of the Commons Registration (general) Regulations 1966 (S.J.1966 No. 1471) to transfer to that Register Unit Entries from the Rights Section of this Register Unit as confirmed by this decision in so far as they relate to the part of the land comprised in this Register Unit the registration of which has been cancelled.

The solicitors for the applicants for the registrations at Entry Nos 3, 5 and 6 indicated by letter that their clients did not wish to pursue their applications. I therefore refuse to confirm these registrations.

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

2nd

day of

February

1979

Chief Commons Commissioner