



COMMONS REGISTRATION ACT 1965

Reference No 206/D/123 & 124

In the Matter of additional pieces
of land at Small Downs, St Cleer,
Caradon D

DECISION

These disputes relate to the registrations at Entry No 1 in the Land Section and Entry Nos 4 and 6 in the Rights Section of Register Unit No CL. 462 in the Register of Common Land maintained by the Cornwall County Council and are occasioned by Objection No X404 made by Mr & Mrs Freyberg and noted in the Register on 8 March 1971.

I held a hearing for the purpose of inquiring into the dispute at Truro on 14 July 1976. The hearing was attended by Mr J E S Thompson the successor to Mr & Mrs Freyberg who appeared in person as also did Mr J H Giles, the brother of and an executor of the will of Mr G J Giles the applicant for rights under Entry No 4. Mrs Sears by a letter dated 7 July 1976 addressed to the Commons Commissioners withdrew her claim and stated that it was made in error and Mr Giles accepted that the position of his late brother was no different from that of Mrs Sears. The Entry in the Land Section was consequential on the Entries in the Rights Section.

For these reasons I refuse to confirm the registrations at No 1 in the Land Section and at Nos 4 and 6 in the Rights Section.

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 9th day of August 1976

C. A. LeH6

Commons Commissioner