



COMMONS REGISTRATION ACT 1965

Reference No. 206/D/411-412

In the Matter of Cardinham Moor (part)
Cornwall

DECISION

These disputes relate to the registration ~~(1)~~ at Entry No 1 in the Land Section and Entry No. 5 in the Rights Section of Register Unit No. CL.287 in the Register of Common Land maintained by the Cornwall County Council and ~~is~~ ^{are} occasioned by Objection No. K16A made by Cornwall County Council and noted in the Register on 23 January 1979.

I held a hearing for the purpose of inquiring into the dispute at Bodmin on 12 July 1979. The hearing was not attended by any person. The registration in the Rights Section (and the consequential registration in the Land Section) was made on the application of Mr P A Colenso-Dingle as owner ~~of~~ ^{and} Mr K Tucker as tenant of Benorth Farm. In a letter dated 10 July 1979 from the firm of G and J Chisholm, Solicitors, it is stated that Mr Dingle withdraws his application and W. Tucker is no longer interested in the holding. The Objection is on the ground that the land was not common land at the date of registration.

In these circumstances I refuse to confirm the 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 21st August 1979

L. J. Morris Smith
Commons Commissioners