



COMMONS REGISTRATION ACT 1965

Reference No. 206/U/176

In the Matter of Commons at Rejerrah,
Newlyn and Perranzabuloe, Carrick D

DECISION

This reference relates to the question of the ownership of land described above being the land comprised in the Land Section of Register Unit No. CL 606 in the Register of Common Land maintained by the Cornwall County Council of which no person is registered under section 4 of the Commons Registration Act 1965 as the owner.

Following upon the public notice of this reference Miss E H Lewis claimed to be the freehold owner of part of the land in question ("the Unit land") and no other person claimed to have information as to its ownership.

I held a hearing for the purpose of inquiring into the question of the ownership of the land at Camborne on 14 January 1983.

At the hearing Mr C W S Brown, Solicitor, appeared on behalf of Miss Lewis.

The Unit land comprises two small areas which are not contiguous, and it is the more northerly of the two sections ("the N Section") which Miss Lewis claimed to own. By a Conveyance dated 27 October 1955 between Frank Bray (1) Barclays Bank Limited (2) and John L Lewis, Edith E Lewis and Emily H Lewis ("the Purchasers") (3), property known as Saddle Rock Farm, which included the N Section, was conveyed to the Purchasers. Edith E Lewis died in 1964 and John L Lewis in 1972.

On this evidence I am satisfied that Miss E H Lewis is the owner of the N Section and I shall accordingly direct the Cornwall County Council, as registration authority, to register her as the owner of that part of the Unit land under section 8(2) of the Act of 1965. As to the remainder of the Unit land, I am not satisfied as to its ownership, and it will therefore remain subject to protection under section 9 of the Act of 1965.

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

23 February

1983

L. J. Thomas
 Commons Commissioner