



COMMONS REGISTRATION ACT 1965

Reference No. 206/D/995-997

In the Matter of Parts of St Jidgey Down, Borlaze
Common and Pawton Common in the Parishes of
St Issey, St Breock and St Wenn

DECISION

This dispute relates to the registration at Entry No. 1 in the Land Section of Register Unit No. CL 556 in the Register of Common Land maintained by the Cornwall County Council and is occasioned by three Objections: No. X201 by Mr W Cave and noted in the Register on 12 February 1971, No. X799 by the Duchy of Cornwall noted in the Register on 2 May 1972: and No. 1164 by Mrs R P Tindall noted in the Register on 29 November 1972.

I held a hearing for the purpose of inquiring into the dispute at Bodmin on 16 October 1981. The hearing was attended by Mr P Claydon, representing the Ramblers Association, the applicant for registration: by Mr C A Gillingham, appearing on behalf of Mr D J Bazeley; by Mr Pratt; and by Mr Gill of the Registration Authority. Objection No. 799 had been withdrawn.

The Unit land consists of four pieces of land: as regards one of these adjoining the western boundary of CL 192 near Scotland Corner, Mr Bazeley as successor to Mr Cave, objects to the registration. Similarly Mr Pratt, as successor, objects to the registration of two pieces adjoining the eastern boundary of CL 209. Mr Claydon accepted these Objections. There was no one present who maintained an Objection relating to the fourth piece, which adjoins the western boundary of CL 209. In these circumstances I shall confirm the registration in respect of the fourth piece, but not in respect of the other three pieces.

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

2 November

1981

L. J. Morris Smith

Commons Commissioner