

COMMONS REGISTRATION ACT 1965



Reference No. 206/D/1035-1042

In the Matter of Tract of land including
parts of St.Gidgey Commons and Cannalidgey
Commons, St. Issey North Cornwall D.

DECISION

This dispute relates to the registrations at Entry No. 1 in the Land Section, Entry No 1 in the Rights Section and Entry No. 3 in the Ownership Section of Register Unit No. CL 355 in the Register of Common Land maintained by the Cornwall County Council. It is occasioned by four objections; Nos X303, X240, X241 and X262 all made by Mr J A Eustice and noted in the Register on 1st March 1971, and two objections Nos. X1344 and X1343 both made by Mrs P Mead and Mr H L D Beauchamp and noted in the register on the 18 October 1972. As to parts of the land there is also a conflict between this registration and those in the land sections of CL.209 and CL 192.

I held a hearing for the purpose of inquiring into the dispute at Bodmin on 15 October 1981. The hearing was attended by Mr C A Key. Solicitor appearing on behalf of the applicant for registration in the land and rights sections, ^{and} at Entry No. 3 in the ownership section; by Mr W A Phillips. Solicitor appearing on behalf of Mr J A Eustice; by Mr P Claydon. representing the Ramblers Association, also an applicant for registration in the land section; and by Mr Gill. of the registration authority.

At the hearing Mr Key on behalf of his client withdrew the registrations and Mr Claydon did not seek to maintain the registration in the land section. I shall therefore 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 2nd day of November 1981

L. J. Morris Smith
Commons Commissioner