



In the Matter of The Forest, Fawcett Forest,
Cumbria (NO.2)

DECISION

This dispute relates to the registrations at Entry Nos 1 and 2 in the Rights Section of Register Unit No. CL.117 in the Register of Common Land maintained by the Cumbria County Council and is occasioned by Objection No. 2/41 made by Mr C H Bagot and noted in the Register on 21 April 1971.

I held a hearing for the purpose of inquiring into the dispute at Penrith on 23 April 1980. The hearing was not attended by any person entitled to be heard, but in a letter dated 16 April 1980 the executors of Thomas Huck deceased informed the Clerk of the Commons Commissioners that they wished to "withdraw" the registration at Entry No 1. The registration at Entry No.2 was made by the Objector himself, who is also registered in the Ownership section of the Register Unit as the owner of the whole of the land comprised in the Register Unit.

In these circumstances I refuse to confirm the registration.

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

16th

day of

May

1980

Chief Commons Commissioner