



COMMONS REGISTRATION ACT 1965

Reference No. 209/U/126

In the Matter of Ash Common, Gooseford Green, Firestone Common,
Week Hills and Waste and Taw Green, South Tawton

DECISION

This reference relates to the question of the ownership of the part of the land comprised in the Land Section of Register Unit No. CL.176 in the Register of Common Land maintained by the Devon County Council of which no person is registered under section 4 of the Commons Registration Act 1965 as the owner.

I held a hearing for the purpose of inquiring into the question of the ownership of the land at Exeter on 6 March 1990.

The hearing was attended by Mrs J P Waddington (successor to the registrant of Entry No. 17 in the Rights section) and by Mrs M Stanbury (successor to the registrant of Entry No. 92).

The unit land consists of one large area known as South Tawton Common, ownership of which is finally registered and a number of much smaller areas the ownership of six of which has not been registered.

Mrs Waddington considered that she might be the owner of part of one of these areas namely the strip of roadside waste to the west of East Week. She produced a plan showing the land she claimed to own. Comparison of this plan and the register map showed that she did not claim to own any part of this land. No other claims were made. That being so I am not satisfied that any person is the owner of this land. 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 this

8th

day of

March

1990

Peter Lamman-Davis

Chief Commons Commissioner