



In the Matter of Spitchwick Commons,
Widcombe-in-the-Moor, Devon (No. 6)

DECISION

This dispute relates to the registration at Entry No. 40 in the Rights section of Register Unit No. CL 33 in the Register of Common Land maintained by the Devon County Council and is occasioned by Objection No. 253 made by Mr R J Michelmore and noted in the Register on 19 October 1970.

I held a hearing for the purpose of inquiring into the dispute at Paignton on 25 January 1977. The hearing was attended by Mr J A F Kittow, solicitor, on behalf of the Objector. Mrs B A Horace, the applicant for the registration, did not appear and was not represented, but Mr Kittow informed me that the Objector was willing to agree to the registration of a right to graze one mare and one foal. The Objection related only to the quantification of the grazing rights.

I therefore confirm the registration with the following modification:- namely, the deletion of the words "6 bullocks or 6 ponies 8 sheep" and the substitution of the words "1 mare and 1 foal".

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 26th day of March 1977

Chief Commons Commissioner