



In the Matter of Broadwell Common,
Withington, Gloucestershire (No. 3)

DECISION

This dispute relates to the registration at Entry No. 2 in the Ownership section of Register Unit No. CL 100 in the Register of Common Land maintained by the former Gloucestershire County Council and is occasioned by the conflicting registration at Entry No. 1 in the same section of the Register Unit.

I held a hearing for the purpose of inquiring into the dispute at Gloucester on 10 February 1977. The hearing was attended by Mr C R Mullings, solicitor, on behalf of Mr T C Owen, the applicant for the registration at Entry No. 1. There was no appearance by or on behalf of Mrs S M Platt (formerly Montague-Fuller), the applicant for the registration at Entry No. 2, but before the hearing her solicitors informed the Clerk of the Commons Commissioners that they had received her instructions to withdraw her claim to ownership of the land in question.

However, for the reasons given in my decision in In the Matter of Broadwell Common, Withington (No. 1) (1977), Ref. No. 213/D/56 I have refused to confirm the registration at Entry No. 1 in the Land section of this Register Unit, so it follows that I must refuse to confirm this 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

1977

Chief Commons Commissioner