



In the Matter of Bringsty Common, Linton and
Whitbourne, Hereford and Worcester (No 4)

DECISION

This dispute relates to the registration at Entry No 9 in the Rights section of Register Unit No CL 14 in the Register of Common Land maintained by the former Hereford County Council and is occasioned by Objection No 64 made by the former Bromyard Rural District Council and noted in the Register on 21 October 1970.

I held a hearing for the purpose of inquiring into the dispute at Worcester on 30 November 1977. The hearing was attended by Mr H H Roche, Chairman of the Bringsty Common Manorial Court, on behalf of the applicant for the registration and by Mr P Graham, solicitor, on behalf of the Malvern Hills District Council, the successor authority of the Objector.

By agreement of the parties I confirm the registration with the following modification:- namely the substitution for the words in column 4 of the words:-

- "(a) Right to graze 42 sheep or other animals in accordance
- " with the following formula:-
- " 8 sheep = 1 beast
- " 10 sheep = 1 horse
- " 4 sheep = 1 donkey
- " 1 sheep = 1 goat
- " Sheep to become adult sheep on 30 September next following
- " their birth
- " Right of Estovers
- " Right of Turbary";

"over the whole of the land comprised in the Register Unit."

- "(b) Right to graze 42 sheep or other animals in accordance
- " with the following formula:-
- " 8 sheep = 1 beast
- " 10 sheep = 1 horse
- " 4 sheep = 1 donkey
- " 1 sheep = 1 goat
- " Sheep to become adult sheep on 30 September next following
- " their birth
- " Right of Estovers
- " Right of Turbary";

over the whole of the land comprised in the Register Unit,"

the substitution for the words in column 5 of the words:-

- " (a) O.S. Nos 445, 447 and 453 on the Ordnance Survey Map (2nd Edition
- " 1905) for the Parish of Whitbourne, Herefordshire.
- " (b) O.S. Nos 446, 449, 450, 451, and 452 on the said Ordnance
- " Survey Map";

~~and the deletion of the words "Right of common of pasture".~~



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 20th day of February 1978

CHIEF COMMONS COMMISSIONER