



In the Matter of Coppet Hill, Goodrich and  
Welsh Bicknor, Hereford and Worcester (No 12)

DECISION

This dispute relates to the registration at Entry No 18 in the Rights section of Register Unit No CL 126 in the Register of Common Land maintained by the Hereford and Worcester County Council and is occasioned by Objection No 235 made by Capt W C Ashby and Mrs J C Ashby and noted in the Register on 17 November 1970.

I held a hearing for the purpose of inquiring into the dispute at Hereford on 16 February 1978. The hearing was attended by Mr R Okell, solicitor, on behalf of the Objectors. There was no appearance by or on behalf of Mr R D C Morgan, the applicant for the registration.

The registration is of rights to graze 60 sheep, to take timber or other trees up to 6 inches in diameter for fencing, and to cut bracken or fern for litter. The Objection states that the right to graze is limited to 20 sheep and that the right to take timber is limited to timber not exceeding 4 inches in circumference. It is also stated that the timber should be for use only on the premises in respect of which the right is claimed. This restriction, however, follows as a matter of law.

In the absence of any evidence I confirm the registration with the following modifications: namely, the substitution of the figure "20" for the figure "60" and the substitution of the words "4 inches in circumference" for the words "6 inches in diameter".

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 21st day of March 1978

CHIEF COMMONS COMMISSIONER