



COMMONS REGISTRATION ACT 1965

Reference No. 231/D/49

In the Matter of land opposite
Mount Bradford in St Martin's Parish,
Oswestry District, Shropshire

DECISION

This dispute relates to the registration at Entry No. 1 in the Land Section of Register Unit No. CL 100 in the Register of Common Land maintained by the Shropshire County Council and is occasioned by Objection No. 0.47 made by Mr George William Phillips and Mrs Joyce Minnie Phillips and noted in the Register on 29 December 1970.

I held a hearing for the purpose of inquiring into the dispute at Shrewsbury on 23 February 1982. There was no attendance at the hearing.

The registration was made on the application of St Martin's Parish Council. I have a copy of a letter dated 9 August 1973 from their Clerk to the Salop County Council saying that they wish to withdraw the application for the registration of common land, deeds having been submitted to them showing that the land in fact belongs to the property recently in the ownership of Mr & Mrs G W Phillips.

Having regard to this withdrawal and in the absence of any evidence about this land, I refuse to confirm the 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 15th — day of March — 1982

a. a. Baden Fuller

Commons Commissioner