



COMMONS REGISTRATION ACT 1965

Reference Nos. 232/D/5-6

In the Matter of Kitnor Heath,
Cutcombe, Somerset.

DECISION

These disputes relate to the registration at Entry No.1 in the Land Section of Register Unit No.CL.222 in the Register of Common Land maintained by the Somerset County Council and are occasioned by Objection No.0/298 made by Mr.W.Stevens and noted in the Register on 9th February 1971 and by Objection No.0/300 made by Mr.C.J.Tucker and noted in the Register on 11th February 1971.

I held a hearing for the purpose of inquiring into the disputes at Taunton on 8th October 1974. The hearing was not attended by any person entitled to be heard. However, Messrs. Dodson, Harding & Couch, solicitors for Mr. J.R. and Mrs. D.A. Lamacroft, in consequence of whose application for the registration of rights of common this registration was made, informed the Clerk of the Commons Commissioners by letter dated 2nd October 1974 that they "withdrew" their clients' application.

In these circumstances 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 25th day of October 1974

Chief Commons Commissioner