



In the Matter of Baddesley Common, Baddesley  
Essex, Warwickshire (No. 1)

DECISION

These disputes relate to the registration at Entry No. 3 in the Land Section of Register Unit No. CL.7 in the Register of Common Land maintained by the Warwickshire County Council and are occasioned by Objection No. 19 made by Mrs M E M Henning, Objection No. 21 made by Ms M S Whiteside, Objection No. 22 made by Mr J Paul, and Objection No. 23 made by Sir William Dugdale, and all noted in the Register on 21 October 1970.

I held a hearing for the purpose of inquiring into the dispute at Nuneaton, on 13 October 1983. The hearing was attended by Mr Robin Campbell, of Counsel, on behalf of the Baddesley Ensor Parish Council, the applicant for the registration, by Mr Charles George, of Counsel, on behalf of Ms Whiteside, Mr Paul and Sir William Dugdale, and by Mr C J S Glarwill, Solicitor, on behalf of Mrs Henning.

The argument at the hearing was devoted to the question whether the Parish Council was entitled to a right of common over the land comprised in the Register Unit, but there was no dispute that the land is "waste" in the technical sense of that word, i.e. open, uncultivated and unoccupied, and that it is parcel of the manor of Baddesley Ensor, of which Ms Whiteside, Mr Paul, and Sir William Dugdale are the lords.

In these circumstances I 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

2nd

day of

November

1983

Chief Commons Commissioner