

Mr Tomas D J S Hill
Bewnans Ke
34 Penlee Villas
Playing Place
TRURO
TR3 6EY

Your ref:
My ref: MW/App. 2860
Date: 27 June 2014

Dear Mr Hill,

The Commons Act 2006 – Part 1 (Registration)
The Commons Registration (England) Regulations 2008
Application 2860 – Part of Creegbrowse Common, Twelveheads

Thank you for your letter dated 25th June 2014, addressing my concerns with the above-mentioned application. I have re-visited Defra's Guidance to Applicants, where it states quite clearly on page 92, version 1.4:

"The criteria for registration of land under paragraph 4 ... which you will have to meet, are that ... the registration was cancelled by the Commons Commissioner because the land was not subject to rights of common, and the Commissioner **did not** go on to consider whether the land qualified instead for registration as waste land of the manor."

It is clear from the Commons Commissioners decision, 206/D/24-28, that he did go on to consider whether the land qualified instead for registration as waste land of the manor and determined that because it was occupied for the storage of chattels, namely mining spoil, it did not, and refused the provisional registration for this reason.

I conclude that the application does not meet paragraph 4(3), (4) or (5) of Schedule 2 and therefore I have no option but to refuse the application.

Yours sincerely,

Martin Wright
Senior Development Officer
Common Land and Town & Village Greens
Countryside Access, Environment Dept.,
Room F2.08, Circuit House, Truro TR1 1DT
Tel: 01872 224773



INVESTOR IN PEOPLE

Peter Marsh,
Economy, Enterprise & Environment
Cornwall Council, Circuit House,
St. Clement Street, Truro, Cornwall TR1 1DT

Tel: 0300 1234 100 www.cornwall.gov.uk