



In the Matter of Saltings and Creeks, New Sea Bank,
Gedney Drove End, Gedney, Lincolnshire (No. 1).

DECISION

These disputes relate to the registration at Entry No 1 in the Land section of Register Unit No CL 7 in the Register of Common Land maintained by the former Holland County Council and are occasioned by Objection No 6 made by the Crown Estate Commissioners and noted in the Register on 5 May 1970 and Objection No 79 made by the former Welland and Nene River Authority and noted in the Register on 23 September 1970.

I held a hearing for the purpose of inquiring into the dispute at Spalding on 20 April 1978. The hearing was attended by Mr J C Mossop, solicitor, on behalf of Mr C S Mossop, Mr F H Mossop, and himself, the applicants for the registration, Mr S J Sher, of counsel, on behalf of the Crown Estate Commissioners, Mr R J Moverley, of counsel, on behalf of the Anglia Water Authority, the successor of the former River Authority, and Mr D Cavendish Pell, a member of the Gedney Parish Council.

The parties asked me to confirm the registration with the following modification, namely, the exclusion of any land above the seaward toe of the seabank and all areas below medium high water, such areas varying from time to time to accord with changes in the line of medium high water which are both natural and imperceptible. This I do.

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 7th day of June 1978

CHIEF COMMONS COMMISSIONER