



In the Matter of Sole Common, Welford, Berkshire.

DECISION

This dispute relates to the registration at Entry No 1 in the Land section of Register Unit No CL 154 in the Register of Common Land maintained by the Berkshire County Council and is occasioned by Objection No 157 made by Major J L Puxley and noted in the Register on 24 February 1971.

I held a hearing for the purpose of inquiring into the dispute at Newbury on 31 January 1978. The hearing was attended by the Objector and by the Rev. S B Appleton, Clerk of the Welford Parish Council. There was no appearance by or on behalf of Mr J S C Simmons, the applicant for the registration.

The Objector asked for an order for costs against Mr Simmons.

Mr Simmons, whose address on the application is in Twickenham, Middlesex, does not appear to have any connection with the parish of Welford. He has failed to answer any letters from the Objector or his solicitors regarding this matter. I have formed the opinion that the application is both baseless and vexatious. I shall therefore make an order that Mr Simmons pay the Objector's costs on County Court Scale 4.

For these reasons 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

27th

day of

February

1978

CHIEF COMMONS COMMISSIONER