



COMMONS REGISTRATION ACT 1965

Reference Nos.209/D/33-38

In the Matter of Bucehayes Common,
Stockland, Devon (No.2)

DECISION

These disputes relate to the registrations at Entry Nos.1,2 and 3 in the Rights Section of Register Unit No.CL 8 in the Register of Common Land maintained by the former Devon County Council and is occasioned by Objection No.27 made by Mr F.J. and Mrs J.F.H. Shipp and noted in the Register on 16th September 1969, Objections Nos.156 (Land) and 201 (Land) made by Mr and Mrs Shipp and both noted in the Register on 15th October 1970, and Objection No.1107 made by the former Devon County Council and noted in the Register on 14th August 1972.

I held a hearing for the purpose of inquiring into the dispute at Exeter on 23rd October 1974. The hearing was attended by Mr P.A.J. Browne, solicitor, on behalf of the Devon County Council; Mr F. Boyland, the applicant for the registration at Entry No.1, and Mr and Mrs Shipp, the applicants for the registration at Entry No.3 (as well as being objectors) did not appear and were not represented, but Mr Browne handed to me documents signed by Mr Boyland and by Mr and Mrs Shipp asking me to "cancel" their respective claims. The Stockland Parish Council, the applicant for the registration at Entry No.2, was not represented, but Mr Browne handed to me a document signed on behalf of the Parish Council asking me to "cancel" its claim.

In the absence of any evidence in support of any of the registrations, I refuse to confirm any of the registrations.

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 26th day of November 1974

Chief Commons Commissioner