



COMMONS REGISTRATION ACT 1965

Reference Nos 210/D/207 - 210

In the Matter of About 25.8 acres of land,
Portland, Weymouth and Portland,
Dorset.

DECISION

These disputes relate to the registration at Entry No. 4 in the land section of Register Unit No. CL 4 in the Register of Common Land maintained by the Dorset County Council and are occasioned by Objection No. 42 made by the Secretary of State for Defence, Objection No. 217 made by the Clerk of the former Portland Urban District Council, Objections Nos 197 and 464 made by the Clerk of the former Dorset County Council and all noted in the Register on 1 June 1971.

I held a hearing for the purpose of inquiring into the dispute at Dorchester on 21 September 1976. The hearing was attended by Mr J. S. Morris, the applicant for the registration, Mr N. Butterfield, of Counsel, on behalf of the Secretary of State for Defence, Mr R Doylend, solicitor, on behalf of the Weymouth and Portland Borough Council, and Mr D. S. Harper, solicitor, on behalf of the Dorset County Council.

Mr Morris informed me that he did not wish to support the application for the registration in so far as it related to the land the subject of Objections Nos 42, 197 and 464 and to part of the land the subject of Objection No. 217, and that the Weymouth and Portland Borough Council did not wish further to pursue Objection No. 217. Mr Morris handed me a plan showing coloured green the land which it was agreed should remain in the Register Unit.

In these circumstances I confirm the registration with the following modifications—namely, the exclusion of the land not coloured green on the agreed plan.

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 17th day of March 1977.

Chief Commons Commissioner