



In the Matter of About 43 acres of Land,
Portland, Weymouth and Portland,
Dorset (No. 4)

DECISION

This dispute relates to the registration at Entry No. 2 in the Ownership section of Register Unit No. CL 72 in the Register of Common Land maintained by the Dorset County Council and is occasioned by the conflicting registration at Entry No. 1 in the same section of the Register Unit.

I held a hearing for the purpose of inquiring into the dispute at Dorchester on 21 September 1976. The hearing was attended by Mr N. Butterfield, of Counsel, on behalf of the Crown Estate Commissioners, the applicants for the registration at Entry No. 1, and Mr P F Prideaux, solicitor, on behalf of Cove Chalet Park (Portland) Ltd, the applicant for the registration at Entry No. 2.

The registration at Entry No. 2 relates to a part only of the land the subject of the registration at Entry No. 1. For the reasons given in my decision in In the Matter of About 43 acres of Land, Portland, Weymouth and Portland, Dorset (No. 1) (1976), Ref. Nos 210/D/217-218 I have confirmed the registration in the Land section of the Register Unit by the exclusion of (inter alia) the land the subject of the registration at Entry No. 2.

In these circumstances it only remains for me to refuse to confirm the registration at Entry No. 2.

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