



In the Matter of About 655 acres of Land,
Portland, Weymouth and Portland,
Dorset (No. 3)

DECISION

This dispute relates to the registration at Entry Nos 1, 2, and 3 in the Ownership section of Register Unit No. CL 2 in the Register of Common Land maintained by the Dorset County Council and is occasioned by the conflicting registration at Entry No. 4 in the same section of the Register Unit.

I held a hearing for the purpose of inquiring into the dispute at Dorchester on 21, 22 and 23 September 1976. The hearing was attended by Mr N Butterfield, of counsel, on behalf of the Secretary of State for Defence, the applicant for the registration at Entry No. 1, and the Crown Estate Commissioners, the applicants for the registration at Entry No. 2, and by Mr T R Epton, solicitor, on behalf of Kingston Minerals Ltd, the applicant for the registration at Entry No. 3, and the Ven. A V Hurley and Mr D G Sansom, the applicants for the registration at Entry No. 4.

All the land the subject of the registrations at Entry No. 1 and Entry No. 3 has been excluded from the Register Unit by my decision in In the Matter of About 655 acres of Land, Portland, Weymouth and Portland (No.1) (1976), Ref. Nos. 210/D/19201, and the land which is the subject of the conflict between Entry No. 2 and Entry No. 4 has also been excluded from the Register Unit by that decision.

In these circumstances I refuse to confirm the registrations at Entry Nos 1 and 3 and I 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