



COMMONS REGISTRATION ACT 1965

Reference Nos 210/2/64-67

In the Matter of Holt Heath Holt
Wimborne D.

DECISION

This dispute relates to the registration at Entry No. 21 in the Land Section and all the subsisting Entries in the Rights Section of Register Unit No. CL.21 in the Register of Common Land maintained by the Dorset County Council and is occasioned by Objection No. 107 made by Dorset County Council and noted in the Register on 3 June 1971. Objection No. 220 made by Wimborne and Cranborne R.D.C. noted in the Register on 3 June 1971 and Objection No. 303 made by H J R Bankes and noted in the Register on 3 June 1971.

I held hearings for the purpose of inquiring into the dispute at Bournemouth on 27 28 and 29 April 1976, and adjourned hearings in London on 29 September and 15 November 1976 and 21 July 1978.

The parties are to be congratulated on having arrived at an agreement in the course of the adjournments and for this reason it is not necessary for me in this decision to deal with any of the hearings other than the final hearing on 21 July 1978.

At this hearing Mr C George Counsel instructed by Messrs. Gregory Rowcliffe appeared for Mr Bankes and Mr R Thorne of Messrs. Philip Evans and Co appeared for all the claimants for rights of common who attended any of the previous hearings.

At the request of the parties I confirm the Entry in the Land Section modified by the exclusion of the rubbish tip at Drivers Planation at the South West corner of the land on the footing that the land coloured green on the plan annexed hereto is subject to common rights and that the remainder of the land is monorial waste not subject to common rights.

If the Registration Authority is in any doubt as to the exact identity of the rubbish tip may I please be informed as soon as possible in order that I may procure to parties to agree a plan to be annexed to my decision.

As regards the Entries in the Rights Section Mr George produced an agreement made between Mr Bankes and the applicants for rights under the Entries set out in the Schedule hereto whereby it was agreed that these applicants should have the rights therein provided for and set out in the said Schedule. Mr Thorne withdrew the claims for rights of all applicants who attended any of the hearings other than those who applied under the Entries set out in the said Schedule and I refuse to confirm the Entries of those applicants withdrawn by Mr Thorne and those applicants who did not attend the hearings or any of them to support their claims.

I confirm the Entries set out in the said Schedule modified as therein provided.