



COMMONS REGISTRATION ACT 1965

Reference No.10/D/32

In the Matter of Land between Busson's
Corner and Broad Bridge, Holt, Dorset (No.1)

DECISION

This dispute relates to the registration at Entry No.85 in the Land Section of Register Unit No.C.L.85 in the Register of Common Land maintained by the Dorset County Council and is occasioned by Objection No.340 made by Mr. H.J.R.Bankes and noted in the Register on 29th March 1971.

I held a hearing for the purpose of inquiring into the dispute at Dorchester on 28th February 1973. The hearing was attended by Mr.J.D.A. Harding, solicitor, on behalf of the Objector. There was no appearance on behalf of Major T.Ff.M. Darling, who made the registration.

The land the subject of the reference consists of strips of rough grass on either side of a road, separated from the adjoining land by fences and hedges. While this road may be a highway, there was no evidence as to this one way or the other. Mr. E.T. Rhodes, the Objector's Assistant Land Agent, gave evidence that he had never seen animals grazing on the land and described the land as having the appearance of roadside waste. Mrs. R. Colyer, an interested member of the public, invited me to find that the land is manorial waste.

I had no evidence as to whether this land forms part of any manor. Equally there is no evidence that it is subject to any rights of common.

On this lack of evidence I can do no other than refuse to confirm the registration.

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 22nd day of March 1973

Chief Commons Commissioner