



COMMONS REGISTRATION ACT 1965

Reference No. 210/D/34-37

In the Matter of Shillingstone Hill,
Shillingstone, Dorset (No. 2)

DECISION

These disputes relate to the registration at Entry No. 1 in the Rights Section of Register Unit No. CL.32 in the Register of Common Land maintained by the Dorset County Council and are occasioned by Objection No. 298 made by Shillingstone Lime and Stone Co Ltd, by Objection No. 412 made by the Ministry of Agriculture, Fisheries and Food, and by Objection Nos. 86 and 87 made by the Crown Estate Commissioners and all noted in the Register on 28th January 1971.

I held a hearing for the purpose of inquiring into the dispute at Dorchester on 6th January 1976. The hearing was attended by Mr J H Dean and Mr K Nelson, the applicants for the registration, by Mr L G Bailey, a director of Shillingstone Lime and Stone Co Ltd, by Mr Neil Butterfield, of Counsel, on behalf of the Crown Estate Commissioners and by Mr F Mallows, of Counsel, on behalf of the Ministry of Agriculture, Fisheries and Food. Mr A W Richards, Chartered Surveyor, informed me that Mr F G Martin, the successor in title of Mr H J Cox, who was a joint applicant with Mr Dean and Mr Nelson for the registration, did not wish to pursue the application.

For the reasons given in my decision in In the Matter of Shillingstone Hill, Shillingstone (No. 1), (1976) 210/D/31-33 I am not satisfied of the existence of the registered rights, and I therefore 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 19th day of February 1976

Chief Commons Commissioner