



COMMONS REGISTRATION ACT 1965

Reference No. 211/D/119

In the Matter of Land near the Village of
Sunderland Bridge, Co. Durham

DECISION

This dispute relates to the registration at Entry No. 1 in the Land Section of Register Unit No. CL 82 in the Register of Common Land maintained by the Durham County Council and is occasioned by Objection No. 15 made by Mr G L Adamson and noted in the Register on 3 November 1970.

I held a hearing for the purpose of inquiring into the dispute at Durham on 2 July 1980. The hearing was attended by Mr P Vaux, the land agent of Capt. G M Salvin, the applicant for the registration, and by Mr J Smith, Solicitor on behalf of Mrs M H Adamson, the widow of the Objector.

Mr Smith asked for an adjournment on the ground that there were negotiations pending between Mrs Adamson and Capt. Salvin. When I refused the application, Mr Smith said that he had no instructions as to the merits of the case.

The grounds stated in the Objection are: "Part of the land forms the access to my dwellinghouse and the services to the house are laid under the land". This is not a matter which is justiciable in these proceedings. If the owner of the house is entitled to access and other easements over the land comprised in the Register Unit, the registration will not affect his rights.

For these reasons I 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

21st

day of

July

1980

Chief Commons Commissioner