



In the Matter of Land on North-West Side of Roman Road,
Margaretting, Essex (No. 1)

DECISION

This dispute relates to the registration at Entry No. 1 in the Land section of Register Unit No. CL 266 in the Register of Common Land maintained by the Essex County Council and is occasioned by Objection No. 183 made by Mr N A Bellamy and noted in the Register on 20 September 1970.

I held a hearing for the purpose of inquiring into the dispute at Chelmsford on 8 July 1977. The hearing was attended by Mr A J Little, solicitor, on behalf of the Objector. There was no appearance by or on behalf of Mr H Gray, the applicant for the registration, who, I was informed, had died.

The Objection relates to only part of the land comprised in the Register Unit. This part is that shown as lying to the west of a line marked A - B on the Register Map, but extending only about half-way to the western boundary of the Register Unit. The Objector, however, applied to be registered as the owner of the whole of the land lying to the west of the line A - B, and Mr Little stated that the discrepancy was due to an error in the plan annexed to the Objection.

In the absence of any evidence in support of the registration and in the absence of any objection in respect of the land lying to the east of the line A - B, I have come to the conclusion that my proper course is to confirm the registration with the following modification:- namely the exclusion of the land lying to the west of the line marked A - B on the Register Map.

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 9th day of August 1977

Chief Commons Commissioner