



COMMONS REGISTRATION ACT 1965

Reference No. 212/D/157-158

In the Matter of piece of land at West
Tilbury, Thurrock Borough

DECISION

These disputes relate to the registration at Entry No. 1 in the Land Section of Register Unit No. CL 432 in the Register of Common Land maintained by the Essex County Council and are occasioned by Objection No. 159 made by C H Cole and Sons and noted in the Register on 10 December 1970 and by the conflicting registration at Entry No. 1 in the Land Section of Register Unit No. VG 210 in the Register of Town or Village Greens maintained by the Council.

I held a hearing for the purpose of inquiring into the disputes at Chelmsford on 20 January 1981. At the hearing Thurrock Borough Council was represented by Mrs R Stewart, Solicitor: the Ramblers Association (the applicant for registration) by Mr J R Carpenter, the Footpaths Secretary of its Chelmsford District: and the Objectors by Mr R Asplin of the firm of Hatten Asplin and Company, Solicitors.

As regards the conflicting VG registration, this was withdrawn by the applicants, the Ramblers Association (see my decision Ref: 212/D/155-156).

The piece of land comprised in this registration is a small area which geographically is part of one of the pieces of land comprised in CL 373. The parties evidence and submissions are essentially the same as in the dispute relating to CL 373 and for the reasons given in my decision in that case (Ref: 212/D/153-154, I 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

9 February

1981

L. J. Morris Smith

Commons Commissioner