



COMMONS REGISTRATION ACT 1965

Reference Nos. 214/D/40, 41 & 42

In the Matter of Kingsley Common,
Kingsley, East Hampshire D

DECISION

These disputes relate to the registration at Entry No. 1 in the Land Section and Entries 20 to 32 inclusive and 34 in the Rights Section of Register Unit No. CL.41 in the Register of Common Land maintained by the Hampshire County Council and are occasioned by the conflicting registration at Entry No. 1 in the Land Section of Register Unit No. VG. 116 in the Register of Town or Village Greens maintained by the Council.

I held a hearing for the purpose of inquiring into the dispute at Winchester on 4 March 1976. The hearing was attended by Mr Barlow counsel, instructed by the Treasury Solicitor on behalf of the Ministry of Defence, Mr C G Harding on behalf of the Hampshire County Council and Mr John Ellis chairman of the Broxhead Commoners Association.

All those who appeared also appeared on the hearing of the disputes 21/D/34 to 39 relating to the conflicting registration VG. 116 and it follows from my decision on these references and there being no objections to the registrations in the Land Section or the Rights Section of this Unit CL. 41 that I must confirm the Entry at No.1 in the Land Section modified so as to exclude the land comprised in Unit No. VG. 116, and I must confirm the Entries in the Rights Section as applicable to the modified Entry in the Land Section.

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 12th day of March 1976

C. A. Settle

Commons Commissioner