



COMMONS REGISTRATION ACT 1965

Reference No.19/D/6

In the Matter of Four pieces of land
at Sevenoaks Weald, Kent (No.2)

DECISION

This dispute relates to the registration at Entry No.1 in the Ownership Section of Register Unit No.C.L.56 in the Register of Common Land maintained by the Kent County Council and is occasioned by Objection No.32 made by Mrs. L.M. Kidd and noted in the Register on 24th July 1970.

I held a hearing for the purpose of inquiring into the dispute at Canterbury on 15th November 1972. The hearing was attended by Mr. G.C.B. Kidd, solicitor, for Mrs. Kidd. The Trustees of the Knole Estates, who made the registration, did not appear and were not represented.

The Objection relates to only one of the four pieces of land comprised in the registration, namely that numbered (ii) in the Register and there described as "to the west of Thickets Wood", and further identified as tinted pink on the plan referred to in the Objection.

Mrs. Kidd also objected to the registration of this land in the Land Section of Register Unit No.C.L.56. For the reasons given in my decision in In the Matter of Four pieces of land at Sevenoaks Weald (No.1) (1972), 19/D/5 I have decided to refuse to confirm the registration in the Land Section in so far as it related to the land in question, It necessarily follows that the registration of the ownership of this land must be vacated.

So far as the other three pieces of land are concerned, the Trustees of the Knole Estates having produced no evidence as to ownership, I find myself unable to say that I am satisfied that they are the owners.

For these reasons I refuse to confirm the registration of all four pieces of land. This decision will not, however, preclude the Trustees of the Knole Estates from making a claim to the ownership of the three pieces of land remaining on the Register when that matter is referred, as it will have to be, under section 8(1) of the Commons Registration Act 1965.

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 15th day of March

1973

Chief Commons Commissioner