



In the Matter of The Parish Sand-Pit,
Holme-next-the-Sea, Norfolk (No.2)

DECISION

This dispute relates to the registration at Entry No 1 in the Rights section of Register Unit No CL 441 in the Register of Common Land maintained by the Norfolk County Council and is occasioned by Objection No 116B made by Mr M H Thursby and noted in the Register on 28 August 1970.

I held a hearing for the purpose of inquiring into the dispute at King's Lynn on 13 January 1978. The hearing was attended by Mr P H Rippon, solicitor, on behalf of Mr D E Plume, the applicant for the registration, and by Mr M G le Strange-Meakin, one of the trustees on whose behalf the Objection was made.

The registration is of a right to take sand over the whole of the Register Unit, but there are no particulars of any land to which the right is attached. I was informed by the parties that they wished to have the registration modified so that the right would be attached to every house in the parish of Holme-next-the-Sea existing on 22 December 1969, the date on which Mr Plume applied for the registration.

In these circumstances I confirm the registration with the modification necessary to give effect to the wishes of the parties.

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 3rd day of February 1978


Chief Commons Commissioner