



In the Matter of Benjamy at The Chains,
Exmoor, Somerset (No. 2)

DECISION

These disputes relate to the registration at Entry No. 1 in the Rights Section of Register Unit No. CL 157 in the Register of Common Land maintained by the Somerset County Council and are occasioned by Objection No. O/282 made by the former Somerset County Council and noted in the Register on 8 December 1970 and Objection No. O/799 made by Mr K Chugg and noted in the Register on 31 August 1972.

I held a hearing for the purpose of inquiring into the dispute at Taunton on 28 June 1983. The hearing was attended by Mr RWMorgan, Solicitor, on behalf of Mr O J Sanders, the applicant for the registration, Miss L F Bentley, Solicitor, on behalf of Mr Chugg, and Mr M J Boon, Solicitor on behalf of the Somerset County Council.

For the reasons given in my decision in Benjamy at The Chains, Exmoor (No. 1) (1983), Ref. No. 232/D/213 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 this

27th

day of

July

1983

Chief Commons Commissioner