



COMMONS REGISTRATION ACT 1965

Reference No. 234/D/86

In the Matter of Harleston Green,
Harleston Suffolk (NO.2)

DECISION

This dispute relates to the registration at Entry No 1 in the Rights Section of Register Unit No.VG.27 in the Register of Town or Village Greens maintained by the Suffolk County Council and is occasioned by the conflicting registration at Entry No 1 in the Rights Section of Register Unit No.CL.143 in the Register of Common Land maintained by the Council.

I held a hearing for the purpose of inquiring into the dispute at Bury St. Edmunds on 13 February 1979. The hearing was attended by Mr J W Scarff, the applicant for both registrations.

It was agreed between Mr. Scarff and Mid Suffolk District Council, the successor of the former Gipping Rural District Council, the applicant for the registration in the Land Section of Register Unit No.VG.27, by correspondence before the hearing that Mr Scarff would not support the conflicting registration, provided that the existing rights of way, with or without tractors or other vehicles, enjoyed and used by Mr Scarff are protected and continued to be so used, the approximate positions being shown on an agreed plan.

In these circumstances it only remains for me 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 20th day of March 1979

Chief Commons Commissioner