



In the Matter of Hambledon Common,
Hambledon Hurst and Buss's Common,
Hambledon

DECISION

These disputes relate to the registration at Entry No. 1 in the Land Section and Entry No. 1 in the Rights Section of Register Unit No. CL 165 in the Register of Common Land maintained by the Surrey County Council. The disputes as to the Entry in the Land Section are occasioned by two objections, No. 323 by Surrey County Council and No. 178 by the National Trust, respectively noted in the Register on 9 October and 7 October 1970, and also by the conflicting registration at Entry No. 1 in the Land Section of Register Unit No. VG 76 in the Register of Town or Village Greens, maintained by the Council. The disputes as to the Entry in the Rights Section are occasioned by Objections No. 323 and No. 278 above-mentioned and by an Objection No. 584 by Surrey County Council to the VG registration.

I held a hearing for the purpose of inquiring into the disputes at Guildford on 3 March 1981. The hearing was attended by Mr B E H Cotter, Solicitor, of the County Council, by Mr S P Fisher, Solicitor of Waverley District Council, successor authority to Hambledon REC (on whose application the registration in the Land Section was made), by Mrs G A Shipp of The National Trust, and by Mr H Coleman, Chairman of Hambledon Parish Council. There was no appearance by or on behalf of Julia A Davico, the applicant for registration at Entry No. 1 in the Rights Section.

As regards the conflict with the VG registration, which comprises only a small part ("the VG area") of the CL registration, the District Council had agreed to the VG registration being confirmed and accordingly I shall exclude the VG area from the CL registration. Objections No. 323 and No. 278 were accepted by Mr Fisher: Objection No. 323 relates to strips claimed to be highway or in the nature of highway, and I shall exclude these strips ("the highway strips") which are delineated on a plan produced at the hearing, from the registration. The National Trust's Objection (No. 278) relates to a part of the Unit land shown on a plan accompanying the Objection, and I shall exclude this part from the registration.

With the exclusion from this registration of the VG area, Objection No. 584 is no longer relevant.

In the result I confirm the registration at Entry No. 1 in the Land Section modified by the exclusion from the land of the VG area, the highway strips and the part shown on the plan accompanying Objection No. 278: and I confirm the registration at Entry No. 1 in the Rights Section, which will of course no longer affect the excluded parts.



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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

6 April

1981

A handwritten signature in cursive script that reads "L. J. Morris Smith".

Commons Commissioner