



In the Matter of Kettlebury Hill, Frimham
and Thrusley, Surrey (No. 1)

DECISION

This dispute relates to the registration at Entry No. 1 in the Land section of Register Unit No. CL 12 in the Register of Common Land maintained by the Surrey County Council and is occasioned by Objection No. 69 made by the Ministry of Defence and noted in the Register on 2 April 1970.

I held a hearing for the purpose of inquiring into the dispute at Guildford on 19 March 1980. The hearing was attended by Mr K W Mort, Solicitor, on behalf of Mr G P Deverall, in consequence of whose application for a registration in the Rights Section of the Register Unit this registration was made, and by Mr R F D Barlow, of counsel, on behalf of the Objector.

Mr Mort informed me that he was instructed not to support the registration.

In these circumstances I refuse to confirm the registration.

Mr Barlow asked for an order for costs. In my view, this is a proper case for an order that Mr Deverall pay the Objector's Costs under County Court Scale 3.

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

16th

day of

April

1980

Chief Commons Commissioner