



COMMONS REGISTRATION ACT 1965

Reference No 236/U/61

In the Matter of part of Broadmead near  
Paper Court Lock, Send, Guildford Borough,  
Surrey

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DECISION

This reference relates to the question of the ownership of land part of Broadmead near Paper Court Lock and containing (according to the Register) 0.656 hectares, Send, Guildford Borough being the land comprised in the Land Section of Register Unit No. CL. 369 in the Register of Common Land maintained by the Surrey County Council of which no person is registered under section 4 of the Commons Registration Act 1965 as the owner.

Following upon the public notice of this reference no person claimed to be the freehold owner of the land in question and no person claimed to have information as to its ownership.

I held a hearing for the purpose of inquiring into the question of the ownership of the land at Guildford on 13 January 1977. There was no appearance at the hearing, but I have a letter dated 23 December 1976 from Barlows, Solicitors of Guildford to the Clerk of the Commons Commissioners; they write on behalf of Mr J Oliver (the registration was made in consequence of his application to register a right attached to Send Hill Farm and Cricket Hill Farm to graze 1 horse, 2 beasts and 5 sheep per acre from 15 August to 1 January following over this land and, so I suppose, other land; they say (in effect) that this unit was included in their client's application in error and that owing to its physical features he was not maintaining that there were common rights in respect of it.

I have in these proceedings no jurisdiction no cancel the registration in the Land Section of this Register Unit. In the absence of any evidence I am not satisfied that any person is the owner of the land, and it will therefore remain subject to protection under section 9 of the Act of 1965.

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 20<sup>th</sup> day of *January* 1977

*a. a. Budge-Jones*

Commons Commissioner