



COMMONS REGISTRATION ACT 1965

Reference No. 236/D/446, 447-452

*Part of*  
 In the Matter of Limpsfield Common known  
 as Cronklands and the High Chart, Limpsfield,  
 Tandridge D

### DECISION

These disputes relate to the registrations at Entry No. 1 in the Land Section and Entries No. 1-4 in the Rights Section of Register Unit No. CL 523 in the Register of Common Land maintained by the Surrey County Council and is occasioned by four Objections No. 535 by East Surrey Water Company, No. 604 and No. 605 by R H G Leveson Gower and No. 680 by Surrey County Council, noted in the Register respectively on 7 February 1972, 5 June 1972 and 1 August 1972.

I held a hearing for the purpose of inquiring into the disputes at Oxted on 7 May 1981. The hearing was attended by Mr Green, Solicitor, appearing on behalf of Mr Leveson Gower, by Mr B Cotter, Solicitor, of Surrey County Council, by the applicants for registration in the Rights Section, Mr W Edwards (Entry No. 1), Mrs A H Edwards (Entry No. 2) and Miss E P Quigley (Entries Nos. 3 and 4): and by Mrs A Williams, Solicitor of Limpsfield Parish Council.

The registration in the Land Section was made in consequence of the application by Mr Edwards (Entry No. 1 in the Rights Section).

Objection No. 535 by the Water Company relates only to a small rectangular area in the SE corner of the land comprised in this unit ("the Unit land") which is used for reservoir purposes. Objection No. 680 by the County Council relates to strips in the nature of roadside verges. Both these Objections were accepted by Mr and Mrs Edwards and by Miss Quigley.

Objections No. 604 and No. 605 relate to whole of the Unit land and to all the rights entered in the Rights Section. These rights are "the Edwards rights" and "the Quigley rights" which I considered in the Decisions on CL 419 (Ref: 236/D/408-414) and CL 415 (Ref: 236/D/421-425). The evidence as regards the Unit land was in relation to these rights the same as that given as regards CL 415, and for the reasons given in the Decisions referred to I refuse to confirm the registrations in the Rights Section.

There was no evidence that the Unit land is waste land of a manor and Mr Green called evidence from which it appeared that on the 1840 Tithe Map the Unit land was shown as enclosed and titheable. In the result I refuse to confirm the registration in the Land Section.

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

15 June

1981

*L. J. Morris Smith*  
 Commons Commissioner