



COMMONS REGISTRATION ACT 1965

Reference No 238/D/44

In the Matter of Hayling Green,
Kirdford, Chichester District,
West Sussex

DECISION

This dispute relates to the registration at Entry No 1 in the Land Section of Register Unit No CL. 134 in the Register of Common Land maintained by the West Sussex County Council and is occasioned by Objection No 373 made by the County Surveyor and noted in the Register on 17 March 1971.

I held a hearing for the purpose of inquiring into the dispute at Chichester on 12 April 1978. At the hearing Chichester County Council were represented by Mr R Lester, local government officer in the County Secretary's Department.

The grounds of the Objection are: "Part area is highway, see attached" and the attached paper stated that the area adjoining the paved highway is highway for the widths therein set out from the centre of the carriage way.

Mr Lester said that the County Surveyor withdraws the Objection, relying on section 21(2) of the 1965 Act.

Under the Act the registration would have become final but for the Objection. I consider I should upon the withdrawal of the Objection produce the same result; accordingly I confirm the registration without any modification.

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 26th day of April — 1978

Alan Baden Fuller

Commons Commissioner