



COMMONS REGISTRATION ACT 1965

Reference No. 238/D/117

In the Matter of Heyshott Common and Chollens
Copse, Heyshott, West Sussex

DECISION

This dispute relates to the registrations at Entry Nos. 1 to 4 in the Rights Section of Register Unit No. CL 57 in the Register of Common Land maintained by the West Sussex County Council and is occasioned by Objection No. 40 made by the Cowdray Trust Ltd and the Dickinson Trust Ltd and noted in the Register on 7 March 1969.

I held a hearing for the purpose of inquiring into the dispute at Chichester on 20 June 1979. The hearing was attended by Mr R Stafford, the Assistant Agent of the Objectors. There was no appearance by or on behalf of any of the applicants for the registrations.

Miss K M E Murray, one of the applicants for the registration at Entry No. 1 (the other applicant Mr K C Murray, being now deceased), stated in a letter, addressed to the Clerk of the Commons Commissioners and dated 31 May 1979, that she wished to "withdraw" her claim.

The Objectors withdrew the Objection in so far as it related to the registration at Entry No. 2 by a letter addressed to the former West Sussex County Council and dated 5 January 1972, and they withdrew the Objection in so far as it related to the registration at Entry No. 3 by a letter addressed to the former County Council and dated 16 December 1971.

By an agreement in writing dated 3 April 1979, Mr J S West, the applicant for the registration at Entry No. 4, and the Objectors agreed that the registration should be modified by the exclusion of the right to graze 1 horse, 2 cows and 6 goats.

In these circumstances I refuse to confirm the registration at Entry No. 1, I confirm the registrations at Entry Nos. 2 and 3, and I confirm the registration at Entry No. 4 with the following modification:- the deletion of the words and figures, "To graze 1 horse, 2 cows and 6 goats".

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 July 1979

Chief Commons Commissioner