



COMMONS REGISTRATION ACT 1965

Reference Nos. 38/D/3
38/D/4

In the Matter of Mackerel's Common,
Kirdford, West Sussex (No.2).

DECISION

These disputes relate to the registration at Entry No.1 in the Rights Section of Register Unit No.CL.108 in the Register of Common Land maintained by the former West Sussex County Council and are respectively occasioned by Objection No.212 made by the National Trust and noted in the Register on 21st October 1970 and by Objection No.475 made by the County Surveyor and noted in the Register on 16th March 1971.

I held a hearing for the purpose of inquiring into the dispute at Chichester on 23rd July 1974. The hearing was attended by Mr J.K. Sampson, solicitor, on behalf of the West Sussex County Council and the County Surveyor. The applicant for the registration, Mrs P.J. Calthrop is now dead, and on 18th June 1974 Messrs Theodore Goddard & Co, solicitors for Mr F.L. Knight, her successor in title, wrote to the Clerk of the Commons Commissioners stating that their client did not intend opposing the objections to the registration.

There being no evidence in support of the registration, I refuse to confirm it.

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

1st

day of

August

1974

Chief Commons Commissioner