



COMMONS REGISTRATION ACT 1965

Reference No. 238/D/64

In the Matter of Manorial Waste near
Wiltshires Barn, Sutton

DECISION

This dispute relates to the registration at Entry No. 1 in the Land section of Register Unit No. CL 259 in the Register of Common Land maintained by the West Sussex County Council and is occasioned by Objection No. 166 made by I F C Anstruther and noted in the Register on 12 October 1970.

I held a hearing for the purpose of inquiring into the dispute at Chichester on 1 February 1977. The hearing was attended by Mr P T Jacobson of Messrs Bircham and Co on behalf of the objector and Mr T C C Barkworth the brother of the late E D P Barkworth who registered the land of common land, who stated that in view of the decision in the case of *R. B. v. B.* he could not support the registration. Mr Jacobson told me that the Nature conservancy was concerned with safeguarding this land and were opposed to the registration.

For these reasons I refuse to confirm the registration.

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 23 day of March 1979

G. A. Little

Commons Commissioner