



COMMONS REGISTRATION ACT 1965

Reference Nos. 38/D/10  
38/D/12

In the Matter of Quellwood Common,  
Lurgashall, West Sussex (No.3).

DECISION

These disputes relate to the registration at Entry No.2 in the Rights Section of Register Unit No.C.L.32 in the Register of Common Land maintained by the West Sussex County Council and are occasioned by Objection No.214 made by The National Trust and Objection No.317 made by the County Surveyor and noted in the Register on 21st October 1970 and 25th November 1970 respectively.

I held a hearing for the purpose of inquiring into the dispute at Chichester on 6th July 1973. The hearing was not attended by any person entitled to be heard.

Before the hearing there was sent to the Clerk to the Commons Commissioners a document signed by Miss M.E. Buller, the applicant for the registration, and by the County Surveyor asking me to refuse to confirm the registration. In the absence of a similar document signed on behalf of the National Trust, I did not consider that it would be technically right for me to give a decision by consent under regulation 31 of the Commons Commissioners Regulations 1971.

However, in the absence of any appearance at the hearing, I have decided to take the course requested in the document.

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 10th day of September 1973

Chief Commons Commissioner