

COMMONS REGISTRATION ACT 1965



Reference No. 241/D/75

In the Matter of The Common, Marlborough,
Wiltshire (No. 2)

DECISION

This dispute relates to the registrations at Entry Nos. 1 and 2 in the Rights section of Register Unit No. VG 37 in the Register of Town or Village Greens maintained by the Wiltshire County Council and is occasioned by Objection No. 69 made by Mr R Bettaley, the Town Clerk of the former Borough of Marlborough and noted in the Register on 23 June 1972.

I held a hearing for the purpose of inquiring into the dispute at Salisbury on 9 December 1980. The hearing was attended by Mr M A Cluer, Town Clerk of the Marlborough Town Council. There was no appearance by or on behalf of Mr R Brodrick or Mr H Hallewell, the applicants for the registration, but Mr Brodrick and Mr Hallewell's Solicitors informed the Clerk of the Commons Commissioners by letter before the hearing that they did not wish to pursue the applications.

In these circumstances I refuse to confirm the registrations.

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

17th

day of

December

1980

Chief Commons Commissioner