



COMMONS REGISTRATION ACT 1965

Reference No. 202/D/14

In the Matter of Froggill Common, Hurley,  
Windsor and Maidenhead District, Berkshire

DECISION

This dispute relates to the registration at Entry No. 1 in the Land Section of Register Unit No. 109 in the Register of Common Land maintained by the Berkshire County Council and is occasioned by Objection No. 167 made by Mr Edward Michael Behrens and noted in the Register on 24 August 1974.

I held a hearing for the purpose of inquiring into the dispute at Windsor on 19 July 1978. At the hearing Hurley Parish Council on whose application the registration was made were represented by Mr G Perrott, their clerk. Mr Behrens was not represented, although I have a letter dated 17 July 1978 from his Solicitors explaining that they do not consider it necessary because they had copies of letters dated 10 and 13 July 1978 in which the Parish Council say that they withdraw the registration.

In view of these letters, and with the agreement of Mr Perrott, I refuse to confirm the registration.

In a letter dated 9 August 1978, the said Solicitors inquire about costs. No application was at the hearing made for costs; in my view costs do not in dispute cases such as this follow the event as of course, and I have in this case no reason whatever for making the Parish Council liable for any. Accordingly I make no order as to costs.

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 stat a case for the decision of the High Court.

Dated this 6th ——— day of October — 1978

*a. a. Baden Folia*

Commons Commissioner