



COMMONS REGISTRATION ACT 1965

Reference No.9/D/10

In the Matter of Bicton Common,
Bicton, Devon.

DECISION

This dispute relates to the registration at Entry No.1 in the Rights Section of Register Unit No.CL.82 in the Register of Common Land maintained by the former Devon County Council and is occasioned by Objection No.948 made by the Trustees of Lord Clinton's Marriage Settlement and noted in the Register on 5th January 1972.

I held a hearing for the purpose of inquiring into the dispute at Exeter on 15th May 1974. The hearing was attended by Mr. D.G. Williams, solicitor, on behalf of Mr. A.S. Hills and Mrs. B.A. Hills, the applicants for the registration, and by Miss Sheila Cameron, of counsel, on behalf of the Objectors.

Mr. Williams informed me that Mr. and Mrs. Hills did not wish to adduce any evidence in support of the registration.

In the absence of any evidence I refuse to confirm the registration.

Miss Cameron asked for an order for costs, but having regard to the fact that this dispute was closely linked with two other disputes (9/D/11 and 9/D/12) which I heard on the same day, it does not appear that the Objectors' costs have been substantially, if at all, increased by this dispute. I therefore do not consider that a separate order as to costs would be appropriate.

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 31st day of May 1974

Chief Commons Commissioner