



COMMONS REGISTRATION ACT 1965

Reference Nos.209/D/4-8

In the Matter of Horner Hill,  
Stockland, Devon (No.2)

DECISION

These disputes relate to the registrations at Entry Nos.1 and 2 in the Rights Section of Register Unit No.CL 4 in the Register of Common Land maintained by the former Devon County Council and are respectively occasioned by Objection No.202 (Land) made by Mrs E.K.Turner and noted in the Register on 25th November 1970, Objection No.224 (Land) made by Mr D.W.Pike and noted in the Register on 25th November 1970, Objection No.424 (Land) made by Mr E.J.Shipp and noted in the Register on 16th November 1970 and Objection No.1103 made by the former Devon County Council and noted in the Register on 14th August 1972.

I held a hearing for the purpose of inquiring into the disputes at Exeter on 23rd October 1974. The hearing was attended by Mr D.C.Maye, solicitor, on behalf of the personal representatives of Mrs Turner and Mr Pike, and by Mr P.A.J.Browne, solicitor, on behalf of the Devon County Council. Mrs Bicknell, the widow of Mr G. Bicknell, the applicant for the registration at Entry No.1, appeared in person. The Stockland Parish Council, the applicant for the registration at Entry No.2, was not represented, and Mr Shipp did not appear and was not represented.

Mrs Bicknell stated that she did not wish to call evidence in support of the registration at Entry No.1.

Mr Browne handed to me a document signed on behalf of the Parish Council asking me to "cancel" its claim.

In the absence of any evidence in support of either of the registrations, I refuse to confirm either of 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 **26<sup>th</sup>** day of November 1974

Chief Commons Commissioner