



COMMONS REGISTRATION ACT 1965

Reference Nos.209/D/9-10

In the Matter of Horner Hill,
Stockland, Devon (No.3).

DECISION

These disputes relate to the registrations at Entry No.1 in the Ownership 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.225 made by Mr D.W.Pike and noted in the Register on 25th November 1970 and Objection No.663 made by Mr F.J.Shipp and noted in the Register on 27th November 1970.

I held a hearing for the purpose of inquiring into the disputes at Exeter on 23rd October 1974. The hearing was attended by Mr P.A.J.Browne, solicitor, on behalf of the Devon County Council, the applicant for the registration, and by Mr D.C.Kaye, solicitor, on behalf of Mr Pike. Mr Shipp did not appear and was not represented.

For the reasons given in my decision in In the Matter of Horner Hill, Stockland (No.1), (1974) Nos.209/D/1-3, I have refused to confirm the registration in the Land Section of the Register Unit. It therefore follows that I cannot confirm the registration the subject of these disputes.

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 26th day of November 1974

Chief Commons Commissioner