



COMMONS REGISTRATION ACT 1965

Reference No. 210/D/264

In the Matter of Breach Common and St James
Common, Shaftesbury, Cann and Margaret Marsh,
Dorset (No. 1)

DECISION

This dispute relates to the registration at Entry No. 41 in the Land section of Register Unit No. CL 41 in the Register of Common Land maintained by the Dorset County Council and is occasioned by Objection No. 131 made by the Borough Surveyor of the former Shaftesbury Borough Council and noted in the Register on 29 January 1971.

I held a hearing for the purpose of inquiring into the dispute at Dorchester on 28 November 1978. The hearing was attended by Mr Horace Mullins, Chairman of the Leaseholder of the St James and Breach Commons, representing eighteen applicants for registrations in the Rights Section of the Register Unit, and by Mr D S Harper, Solicitor, on behalf of the Dorset County Council, the successor as highway authority of the former Borough Council.

Mr Harper informed me that he did not wish to pursue the Objection.

In these circumstances I confirm the registration.

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 14th day of December 1978

Chief Commons Commissioner