



COMMONS REGISTRATION ACT 1965

Reference No. 14/D/38 to 41
inclusive.

In the Matter of Coward's Marsh
Christchurch.

DECISION

These disputes relate to the registration at Entries Nos 1, 2, 3, and 4 in the Rights Section of Register Unit No. CL.158 in the Register of Common Land maintained by the Dorset County Council and are occasioned by Objections Nos. OB.387 to 390 inclusive all made by Messrs Walters and Hart and all noted in the Register on 11th December 1975.

I held a hearing for the purpose of inquiring into the dispute at Dorchester on 10th July 1975. The hearing was attended by Mr. P. Samuel on behalf of Christchurch Borough Council.

Mr Samuel stated that this small piece of land was part of Coward's Marsh and had by inadvertance been omitted from the registration of Coward's Marsh. Mr Commissioner Baden Fuller held an inquiry in the Matter of Coward's Marsh on 16th and 17th April 1975 and Mr Samuel submitted, as must be the case, that my decision should follow that of Mr Baden Fuller.

For this reason I refuse to confirm the Entries at Nos. 1, 2 and 3 in the Rights Section of the Register and I confirm Entry No. 4 in the Rights Section modified so as to delete all the words in Column 4 and to substitute therefor the following words viz.

The right as exercised from time immemorial by the owners or tenants of residential land in the Old Borough of Christchurch along with all persons entitled to like rights and under the conditions and regulations immemorably applicable, to graze one horse from 21 May to 12 August and from 2 October to 14 February.

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 8th day of December 1975

C. A. Jetté

Commons Commissioner