



In the Matter of West Ward Common,
Bradford Peversell, Dorset (No. 1)

DECISION

These disputes relate to the registration at Entry No. 73 in the Land section of Register Unit No. CL 73 in the Register of Common Land maintained by the Dorset County Council and are occasioned by Objection No. 13 made by Mr R H Childs and Mrs M K Childs and Mrs E H Hawkins and noted in the Register on 11 December 1969 and Objection No. 238 made by the British Railways Board, Objection No. 269 made by the Hon. Peter Pleydell-Bouverie, Mr J L Lowther and Mr M P Wyndham (hereafter referred to as "the Ilchester Trustees") and Objection No. 287 made by the Trustees of the late Mr G A Budden (hereafter referred to as "the Budden Trustees") and all noted in the Register on 15 June 1971.

I held a hearing for the purpose of inquiring into the dispute at Dorchester on 3 August 1976. The hearing was attended by Miss R M Cullen, of Counsel, on behalf of the Ilchester Trustees and the Budden Trustees, Mr E V P Reece, of Counsel, on behalf of the British Railways Board, Mr H E F Lock, solicitor, on behalf of Mr and Mrs Childs, and Mr H Kirk, solicitor, on behalf of Kenneth Miles and Sons Ltd, the applicant for the registration.

I was informed that the applicant for the registration did not propose to proceed with it, so it only remains for me to refuse to confirm the registration.

Mr Reece applied for an order for costs against the applicants in respect of the costs incurred by the British Railways Board to 7 July 1976, on which date the Board was informed that the application had been "withdrawn". This application was not contested and I shall make an order for costs to be taxed according to County Court Scale 4.

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

29th

day of September 1976

Chief Commons Commissioner