



In the Matter of Cutlers Green, Thaxted,
Essex (No. 2)

DECISION

These disputes relate to the registration at Entry No 1 in the Land section of Register Unit No VG 69 in the Register of Town or Village Greens maintained by the Essex County Council and is occasioned by Objection No 121 made by Mr S D Hawes and noted in the Register on 26 October 1970 and the conflicting registration at Entry No 1 in the land section of Register Unit No CL 76 in the Register of Common Land maintained by the Council.

I held a hearing for the purpose of inquiring into the dispute at Chelmsford on 4 October 1978. The hearing was not attended by any person entitled to be heard, but before the hearing the Clerk of the Thaxted Parish Council stated in a letter addressed to the Clerk of the Commons Commissioners that the Parish Council would be willing for the registration to be confirmed and asked for an adjournment so that a consent could be signed by the County, District and Parish Councils and the lord of the manor of Thaxted. This request was supported by a letter from solicitors for Mr A T B Shand, the lord of the manor.

A consent so signed would not enable me to deal with the matter without a hearing unless it was also signed by Mr Hawes and by Mrs J Hingston, the applicant for both the registration and the conflicting registration. Furthermore, Mr Shand is not a person entitled to be heard by virtue of being lord of the manor.

In these circumstances it appears to me to be unnecessary for the parties to go to the trouble of preparing a formal consent. In so far as the persons entitled to be heard have made their views known, their wishes can be met at this stage of the proceedings. I therefore confirm this 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 23rd day of October 1978

CHIEF COMMONS COMMISSIONER