



COMMONS REGISTRATION ACT 1965

Reference No.214/D/7

In the Matter of Hazeley Heath,
Mattingley, Hampshire (No.1).

DECISION

This dispute relates to the registration at Entry No.1 in the Land section of Register Unit No.CL 100 in the Register of Common Land maintained by the former Hampshire County Council and is occasioned by Objection No.OB 475 made by Messrs Coutts & Co. and noted in the Register on 13th January 1971.

I held a hearing for the purpose of inquiring into the dispute at Reading on 4th November 1975. The hearing was attended by Mr G.Ryan, of counsel, on behalf of the Mattingley Parish Council, the applicant for the registration, Mr F.M.Ferris, of counsel, on behalf of the Objectors, Mr P.J.D. Regester, solicitor, on behalf of Mr F.E.Ratky, the applicant for the registration at Entry No.7 in the Rights section of the Register Unit, Mrs E.R.Moore, the applicant for the registration at Entry No.9 in the Rights section, and Mr F.Marks, the applicant for the registration at Entry No.10 in the Rights section, and Mr H.F.C.Jelf, solicitor, on behalf of Mr E.A.Denton, the successor in title of the Objectors in respect of a very small portion of their land, being part of an area known as Hazeley Lea lying to the west of a line parallel to and 10 ft from the south-eastern face of a house known as Cedar Dale in the occupation of Mr Denton. There was no appearance by or on behalf of other applicants for registrations in the Rights section of the Register Unit.

I was informed that the parties who were represented before me were agreed that the registration should be confirmed, save in so far as it related to Mr Denton's land.

In these circumstances I confirm the registration with the following modification:- namely the exclusion of the land to the west of a line parallel and 10 ft from the south-eastern face of the house known as Cedar Dale. The Parish Council and Mr Denton have agreed a map on which this line is shown and I shall annex a copy of that map to my notice of the final disposal of 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 November 1975


Chief Commons Commissioner