



COMMONS REGISTRATION ACT 1965

Reference No. 19/D/11

In the Matter of Ewell Minnis and
Scotland Common, Temple Ewell with
River, Kent (No. 1)

SUPPLEMENTAL

DECISION

This dispute relates to the registration at Entry No 1 in the Land Section of Register Unit No. CL.33 in the Register of Common Land maintained by the former Kent County Council and was remitted to me for further hearing by Mr Justice Fox (1977 C 9379)..

I held the further hearing for the purpose of inquiring into the dispute at Folkestone on 23 January 1980. The hearing was attended by Miss Sheila Cameron, of Counsel, on behalf of Mr Alfred Constable, the applicant for the registration, and by Mr Nigel Hague, of Counsel, on behalf of the Secretary of State for Defence, the successor in title of Miss J M Loring and Mrs C M R Brown, the original objectors.

Miss Cameron and Mr Hague informed me that it had been agreed between their respective clients that I should confirm the registration with certain modifications.

In accordance with the agreed terms and the order of Mr Justice Fox I confirm the registration with the following modification, namely, the exclusion of the land to the West of a line shown on a plan agreed between the parties and which will be marked by a red line A-B on a plan to be annexed to the notice of final disposal. This line is the agreed boundary between Ewell Minnis, which is to be excluded, and Scotland Common.

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

24th

day of

March

1980

Chief Commons Commissioner