



In the Matter of Chiddingfold Green, Chiddingfold,
Surrey (No. 2)

DECISION

These disputes relate to the registration at Entry No. 1 in the Land section of Register Unit No. CL 167 in the Register of Common Land maintained by the Surrey County Council and are occasioned by Objection No. 154 made by the former Surrey County Council and noted in the Register on 1 September 1972 and the conflicting registration at Entry No. 1 in the Land section of Register Unit No. VG 107 in the Register of Town or Village Greens maintained by the Council.

I held a hearing for the purpose of inquiring into the dispute at Guildford on 20 January 1981. The hearing was attended by Mr A R Hart, solicitor, on behalf of the Waverley District Council, the successor authority of the former Farnham Rural District Council, the applicant for both the registration and the conflicting registration, and by Mr B H Cotter, solicitor, on behalf of the Surrey County Council.

Mr Hart informed me that he was instructed not to support the conflicting registration.

The land comprised in the Register Unit is the subject of a commons regulation scheme under the Commons Act 1899 approved by order of the Minister of Agriculture and Fisheries on 22 February. Although the grounds of the Objection are that the land was not common land at the date of registration, Mr Cotter informed me that it was intended only to relate to certain highway verges shown coloured pink on a plan attached to the Objection, and Mr Hart said that he was instructed not to resist the exclusion of this land from the registration.

In these circumstances I confirm the registration with the following modification; namely, the exclusion of the land shown coloured pink on the plan attached to the Objection.

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

5th

day of

February

1981

Chief Commons Commissioner