



COMMONS REGISTRATION ACT 1965

Reference No. 236/D/339

In the Matter of Compton Common,
Compton, Guildford Borough, Surrey

DECISION

This dispute relates to the registration at Entry No. 1 in the Land Section of Registration Unit No. CL295 in the Register of Common Land maintained by the Surrey County Council and is occasioned by Objection No. 374 made by the said Council and noted in the Register on 13 October 1970.

I held a hearing for the purpose of inquiring into the dispute at Guildford on 28 November 1979. At the hearing (1) Guildford Borough Council as successors of Guildford Rural District Council on whose application the registration was made, were represented by Mr P W Pilgrem, solicitor with the Council; and (2) Surrey County Council were represented by Mr B Cotter, a principal solicitor with the Council.

The land in this Register Unit is a piece nearly $\frac{1}{2}$ a mile long and for the most part 150 yards or more wide; it is east of the Village and crossed by the (among others) B3000 road. In the Ownership Section, Major J R More-Molyneux is registered as the owner of all the land except a small part at the western end registered at HM Land Registry under title No. SY141591. The grounds of Objection are:- "That at the time of registration the land was not common land; to the Objection is attached a plan showing coloured pink the verges of the roads.

Before the hearing the County Council sent a letter dated 16 November 1979 to Major More-Molyneux (copy to the Borough Council) explaining that the Council's objection was on the grounds that part of the land was highway, and enclosing a map prepared by the County Engineer which shows in detail the extent of the highway and its boundaries.

Mr Cotter thought the Borough Council may have acquired the ownership of Major More-Molyneux. However this may be, Mr Pilgrem agreed that the said 1979 plan correctly showed the highway and that their inclusion in the registration was not proper.

In the above circumstances I confirm the registration with the modification that there be removed from the register the lands edged red on the map prepared by the County Engineer and enclosed with the said November 1979 letter.

As required by regulation 35(1) of the Commons Commissioners Regulations 1973 I 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 18th day of December — 1979

A. A. Biden Fuller

Commons Commissioner