



COMMONS REGISTRATION ACT 1965

Reference No. 236/D/613

In the Matter of Land at Alfold Crossways and
Loxwood Road, Alfold, Waverley D

DECISION

This dispute relates to the registration at Entry No. 1 in the Land Section of Register Unit No. CL 185 in the Register of Common Land maintained by the Surrey County Council and is occasioned by Objection No. 207 made by the County Council and noted in the Register on 10 September 1970.

I held a hearing for the purpose of inquiring into the dispute at Guildford on 4 March 1981. The hearing was attended by Mr B E H Cotter, Solicitor, of Surrey County Council, by Mr A R Hart, Solicitor, of Waverley District Council, successor Authority to Hambledon R.D.C., the applicant for registration, and by Mr A Thorne, Solicitor, appearing on behalf of Mr J Baptist, who claims to own part of the land.

The Objection relates to the part of the Unit land which is claimed to be in the nature of the highway. Agreement has been reached between the County Council and the District as to the part which should be excluded from the registration: this part is shown on a prepared plan, and I propose to give effect to the agreement by excluding that part.

Mr Baptist, it appears, is the owner of a property called Sunny Hatch, Loxwood Road, and a small triangular piece of land forming part of that property is included in the registration. This piece lies outside the boundary of the highway and is not now claimed to be common land; I shall also exclude this piece, of which a plan has been produced, from the registration. In the result, I confirm the registration modified by the exclusion from the land of the highway part and the Sunny Hatch piece.

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

2 October

1981

L. J. Morris Smith

Commons Commissioner