



In the Matter of Land at Bullbeggars Lane,  
Horsell, Woking, Surrey (No. 1).

DECISION

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This dispute relates to the registration at Entry No. 1 in the Land section of Register Unit No. CL 239 in the Register of Common Land maintained by the Surrey County Council and is occasioned by Objection No. 127 made by the former Woking Urban District Council and noted in the Register on 22 July 1970.

I held a hearing for the purpose of inquiring into the dispute at Guildford on 6 October 1977. The hearing was attended by Mrs E M J Seymour, the widow of Mr A J Seymour, the applicant for the registration, and the Woking Borough Council was represented by Mr R A Payne, its Principal Legal Assistant.

The land comprised in the Register Unit is a narrow strip leading from Bullbeggars Lane to a large area of land known as Horsell Birch. The narrow strip is shown on a map drawn by one Edward Ryde in 1851 for the Guardians of the Chertsey Union. It is there named as Tracious Lane and numbered 701 and in the schedule accompanying the map parcel No. 701 is described as "public road". There is no evidence that the lane has ever been stopped up by due process of law, so as land forming part of a highway it is excluded from the definition of "common land" in section 22(1) of the Commons Registration Act 1965.

For these reasons I refuse to confirm 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 13<sup>th</sup> day of October 1977

Chief Commons Commissioner