



In the Matter of Land East of Limpsfield
Common, Tandridge D

DECISION

This dispute relates to the registration at Entry No. 1 in the Land Section and Entries Nos. 1-4 in the Rights Section of Register Unit No. CL 527 in the Register of Common Land maintained by the Surrey County Council and is occasioned by Objections No. 606 and No. 607 made by R H G Leveson-Cower and noted in the Register on 5 June 1972.

I held a hearing for the purpose of inquiring into the dispute at Oxted on 7 May 1981. The hearing was attended by Mr Green, Solicitor, appearing on behalf of Mr Leveson-Cower, and by the applicants for registration in the Rights Section, Miss E P Quigly (Entries No. 1 and No. 2), Mr W Edwards (Entry No. 3), and Mrs A H Edwards (Entry No. 4). The registration in the Land Section was made in consequence of Miss Quigly's application to register rights.

On the 1840 Tithe Map this piece of land appeared to be fenced and titheable and I was told is separate from Limpsfield Common. The registered rights are the Quigly rights and the Edwards rights referred to in the Decisions in CL 415 (Ref: 236/D/421-425) and CL 419 (Ref: 236/D/408-414). Miss Quigly said that she walked over the land from time to time but not that she took anything from it, and the evidence given in CL 415 by the Edwards was applicable in this case: for the reasons given in the Decisions referred to I refuse to confirm the registrations in the Rights Section. There being no suggestion that the land is a waste land of a manor, I refuse to confirm the registration in the Land Section.

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

15 June

1981

L. J. Morris Smith

Commons Commissioner