



In the Matter of Tiltham's Green, Shalford,  
Surrey (No. 2)

DECISION

This dispute relates to the registration at Entry No. 1 in the Rights section of Register Unit No. CL 316 in the Register of Common Land maintained by the Surrey County Council and is occasioned by Objection No. 670 made by the former Surrey County Council and noted in the Register on 1 August 1972.

I held a hearing for the purpose of inquiring into the dispute at Guildford on 16 June 1977. The hearing was attended by Mr P W Pilgrim, solicitor, on behalf of the Objector. There was no appearance by or on behalf of Mr F D Fenston, the applicant for the registration, but Mr Pilgrim informed me that he had been told by Mr Fenston's solicitors that since Mr Fenston's registration at Entry No. 1 in the Ownership section of the Register Unit had become final, it was not possible for him to have a right of common over land in his ownership.

In these circumstances 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 5th day of July 1977

  
Chief Commons Commissioner