



COMMONS REGISTRATION ACT 1965

Reference Nos. 236/D/92-94

In the Matter of Waste Lands of the Manors  
of Wotton, Abinger, Paddington Dean and  
Paddington Pembroke, Abinger, Wotton, Ockley  
and Shere, Surrey

DECISION

These disputes relate to the registration at Entry No 1 in the Land Section of Register Unit No. CL.50 in the Register of Common Land maintained by the Surrey County Council and are occasioned by Objection No. 199 made by the former Surrey County Council and noted in the Register on 10 September 1970 and Objection No. 262 made by Mr G E Dyter ~~and the conflicting registration at Entry No. 1 in the Land Section of Register Unit No. WG.99~~ and noted in the register on 25 September 1970 and the conflicting registration at Entry No 1 in the Land Section of Register Unit No. WG.99 in the Register of Town or Village Greens maintained by the Council.

I held a hearing for the purpose of inquiring into the dispute at Guildford on 12 December <sup>1970</sup> and 20 February 1980. The hearing was attended by Mr P A J Trower, the land agent of Mr J P H H Evelyn, the applicant for the registration, Mr P Daniels, Solicitor, on behalf of the Surrey County Council, and Mr H G S Nicol, Solicitor, on behalf of Mrs M W S Dyter, the widow of Mr Dyter.

Mr Trower stated that he did not contest the exclusion from the Register Unit of strips of land 3ft wide on the sides of the roads adjoining the land comprised in the Register Unit and the land the subject of Mr Dyter's Objection.

Mrs <sup>1</sup> E Foster also appeared and asked that a part of the land of which she claimed to be the owner should also be excluded. At the joint request of Mr Trower and Mrs Foster I adjourned this matter. At the adjourned hearing Mr Evelyn was represented by Mr P J Broop, Solicitor, who informed me that he was instructed to agree to the exclusion of the land from the Register Unit, that land having been sold to Mrs ~~Rogers~~ <sup>Foster</sup>.

I refused to confirm the conflicting registrations by my decisions in In the Matter of Mallwood Green (No.2) (1979), Ref.No. 236/D/91.

For these reasons I confirm the registration with the following modifications, namely, the exclusion of strips of land 3ft wide on the sides of the roads adjoining the land comprised in the Register Unit, the land shown marked green on the plan attached to Objection No. 262, and the land of which Mrs Rogers is now the owner to be shown on a plan attached to the notice of final disposal.

I am required by regulation 50 (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

11<sup>th</sup>

day of

March

1981

*[Signature]*  
Chief Commons Commissioner.