



COMMONS REGISTRATION ACT 1965

Reference Nos 238/D/21
238/D/22

In the Matter of Manorial Waste near
Highgate Cottage, Ball Cross-Petworth
road, near (south of) Langhurst Common,
Kirdford, Chichester District, West
Sussex

DECISION

These disputes relate to the registration at Entry No 1 in the Land Section of Register Unit No CL. 263 in the Register of Common Land maintained by the West Sussex County Council and are occasioned by Objection No 560 made by the County Surveyor and noted in the Register on 21 July 1972 and by Objection No 499 made by Mr Duncan R S Fisher and noted in the Register on 12 July 1971.

I held a hearing for the purpose of inquiring into the disputes at Chichester on 22 March 1977. At the hearing Rt Hon Pamela Baroness Egremont, Sir Philip Francis de Zulueta and Mr Joseph Frederick Burrell (trustees of the Leconfield Estates) on whose application the registration was made were represented by Mr W M Hamer surveyor with Smith Gore, Chartered Surveyors of Petworth, West Sussex County Council were represented by Mr A Edwards articled clerk to the County Secretary and Mr D R S Fisher attended in person.

Mr Hamer and Mr Edwards handed me the terms of the decision to be given by me signed by or on behalf of all the persons entitled to be heard at the hearing of this dispute, which terms are that the Commons Commissioner do confirm the registration of the land coloured green on the attached plan but refuse to confirm the registration of the land coloured red on the attached plan (being the subject of Objection No 499 made by Mr D R S Fisher. Mr Fisher confirmed the said terms saying that Highgate Cottage was now owned by himself, his wife Mrs I Fisher and his son Mr R S Fisher.

I am willing to give a decision in accordance with the proposed terms and I accordingly confirm the registration with the modification that the land edged red on the plan attached to the said Objection No 499 be removed from the Register.

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 24th day of March — 1977

a. a. Baker Fuller

Commons Commissioner