

COMMONS REGISTRATION ACT 1965

Reference No. 210/U/42

In the Matter of Eype Down (part), Symondsbury, Dorset

## DECISION

This reference relates to the question of the ownership of land known as Eype Down (part), Symondsbury, being the part of the land comprised in the Land Section of Register Unit No. CL 48 in the Register of Common Land maintained by the Dorset County Council of which no person is registered under section 4 of the Commons Registration Act 1965 as the owner.

Following upon the public notice of this reference no person claimed to be the freehold owner of the land in question and no one claimed to have information as to its ownership.

I held a hearing for the purpose of inquiring into the question of the ownership of the land at Dorchester on 6 March 1980.

At the hearing Mr G Radcliffe appeared in person.

Mr Radcliffe is the owner of an area of land to the east of the land in question, which he purchased 25 years ago. For two seasons after his purchased he used a small triangle of the land in question for storing root crops. Since then he has used the triangle as a means of access from the adjoining road to his land.

I am not satisfied on this evidence that any person is the owner of the land, and it will therefore remain subject to protection under section 9 of the Act of 1965.

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

1980

Chief Commons Commissioner