



COMMONS REGISTRATION ACT 1965

Reference Nos 241/D/43 to 46 inclusive

In the Matter of Heddington Common,
Heddington, North Wiltshire D

DECISION

These disputes relate to the registration at Entry No 1 in the Land Section and Entries 1-5 in the Rights Section of Register Unit No CL. 33 in the Register of Common Land maintained by the Wiltshire County Council and are occasioned by Objection No 2 made by Max Hunt and noted in the Register on 12 October 1970 and Objection No 3 made by John Hunt and noted in the Register on 12 October 1970.

I held a hearing for the purpose of inquiring into the dispute at Trowbridge on 29 June 1977. The hearing was attended by Max Hunt in person and by R C Hunt the executor of John Hunt deceased. Each of these objections is limited to a small plot of land. Max Hunt gave evidence that he had had exclusive occupation of the land referred to in his Objection No 2 as part of his farm in respect of which he claimed grazing rights under Entry No 5 in the Rights Section, that it had been enclosed and used for storage purposes and had not been grazed for more than thirty years. The land the subject of John Hunt's Objection No 3 has buildings on it as disclosed by the map which R C Hunt told me were now in a state of disrepair and this land is clearly as Mr Hunt stated part of the late John Hunt's farm and has been so for a period far in excess of that required for him to acquire a prescriptive title.

For these reasons I sustain the two objections and confirm the Entry in the Land Section modified so as to exclude the areas of land coloured blue and pink on the plan annexed hereto and I confirm the Entries 1 to 5 in the Rights Section as applicable to the modified Entry in the Land Section.

Subsequent to the hearing I had a letter from Mrs D M Hughes stating that she was unavoidably delayed and arrived too late to attend the hearing. I assume she intended to appear in support of the Entry in the Rights Section No 4 made by R H Hughes. Since I have confirmed that Entry there will be no necessity for me to reopen the hearing unless she wishes to contend that she is entitled to graze on the two parcels of land which I have excluded from the Entry in the Land Section. If she does request me to reopen the hearing I shall have ~~an~~ alternative but to accede to that request but she will be at risk as to costs if she does not succeed in resisting the Objections.

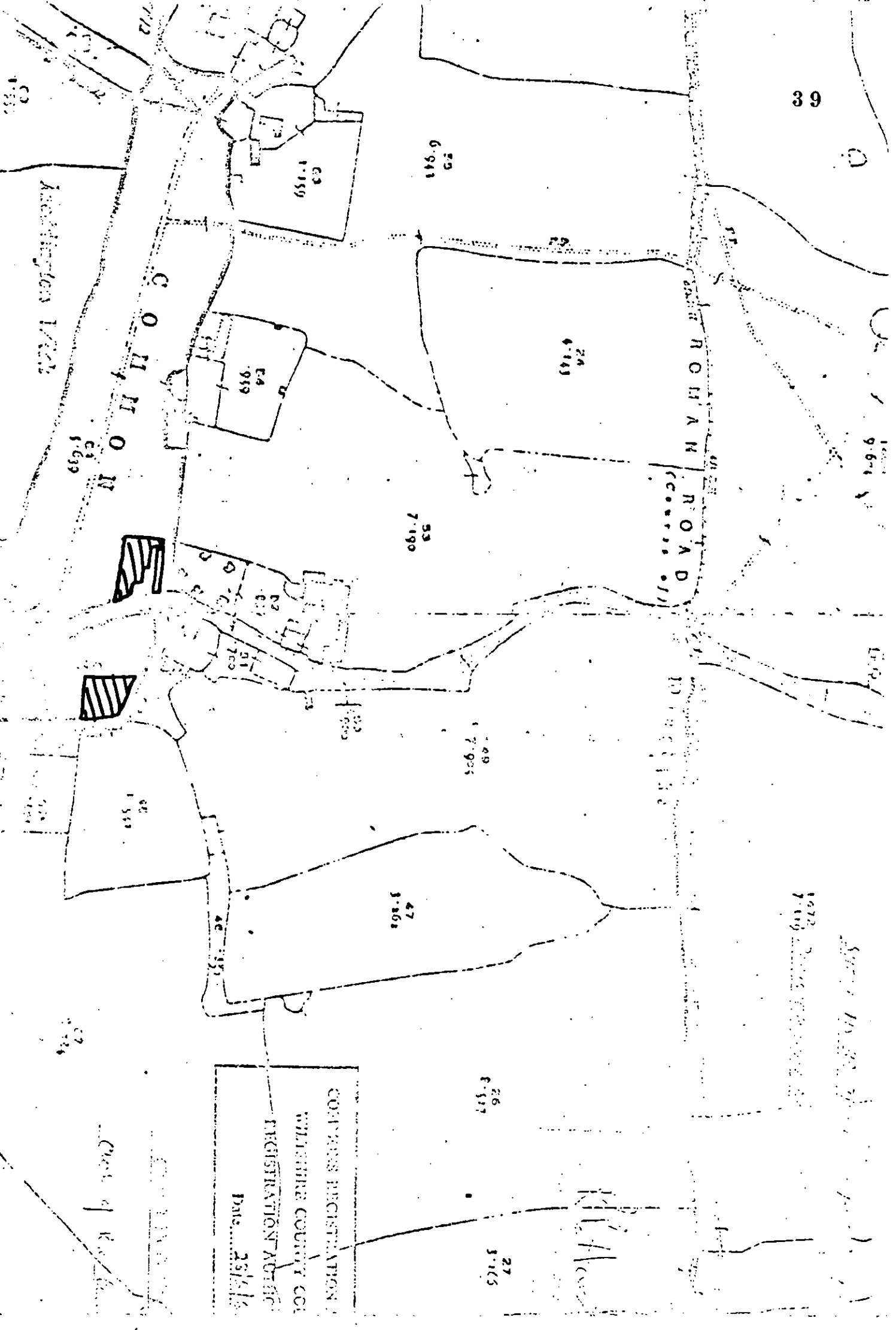
I am required by regulation 30(1) of the Commons Commissioners Regulations 1971 to explain that a person aggrieved by this decision as being erroneous in point of law may, within 6 weeks from the date on which notice of the decision is sent to him, require me to state a case for the decision of the High Court.

Dated this 23rd day of August

1977

G. A. Little

Commons Commissioner



HARRINGTON ROAD

COMHORN ROAD

COMHORN ROAD



COMPASS REGISTRATION
 WILTSHIRE COUNTY CO.
 REGISTRATION OFFICE
 Date 23/4/15

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