



Commons Registration Act 1965

1965 CHAPTER 64

[^{F1}11 Exemption from registration.

- (1) The foregoing provisions of this Act shall not apply to the New Forest or Epping Forest nor to any land exempted from those provisions by an order of the Minister, and shall not be taken to apply to the Forest of Dean.
- (2) The Minister shall not make an order under this section except on an application made to him before such date as may be prescribed.
- (3) The Minister shall not make an order under this section with respect to any land unless it appears to him—
 - (a) that the land is regulated by a scheme under the ^{M1}Commons Act 1899 or the Metropolitan Commons Acts 1866 to 1898 or is regulated under a local Act or under an Act confirming a provisional order made under the ^{M2}Commons Act 1876; and
 - (b) that no rights of common have been exercised over the land for at least thirty years and that the owner of the land is known.
- (4) The Minister shall, before dealing with any application under this section, send copies thereof to the registration authority and to such other local authorities as may be prescribed, and shall inform those authorities whether he has granted or refused the application; and those authorities shall take such steps as may be prescribed for informing the public of the application and its grant or refusal.
- (5) If any question arises under this Act whether any land is part of the forests mentioned in subsection (1) of this section it shall be referred to and decided by the Minister.]

Textual Amendments

- F1** Act repealed (1.10.2006 for E. for the repeal of ss. 8, 9, 13(a), 6.4.2007 for E. for the repeal of s. 13(b), 6.9.2007 for W. for the repeal of ss. 8, 9, 13(a)(b), 1.10.2008 in relation to the pilot areas in E. for the repeal of ss. 1-7, 10-12, 13 in so far as not already in force, 14-16, 19, 1.12.2010 for the repeal of ss. 4-7 (in so far as not already in force), 17, 18, 19(1)(c)(e)(f)(h)(i) and 19(1)(k) (for specified purposes), 12.11.2014 in relation to the pilot areas in E. for specified purposes in relation to the repeal of ss. 1-3, 10-12, 13 (so far as not already in force), 14-16, 19 (so far as not already in force), 15.12.2014 in

Changes to legislation: There are currently no known outstanding effects for the Commons Registration Act 1965, Section 11. (See end of Document for details)

relation to the pilot areas in E. for the remaining purposes of the repeal of ss. 1-3, 10-12, 13 (so far as not already in force), 14-16, 19 (so far as not already in force)) by Commons Act 2006 (c. 26), s. 56, **Sch. 6 Pt. 1** (with s. 60); S.I. 2006/2504, art. 2(h) (with art. 3); S.I. 2007/456, art. 3(e) (with art. 4); S.I. 2007/2386, art. 3(p) (with art. 4); S.I. 2008/1960, art. 2(1)(h) (with art. 3); S.I. 2010/2356, art. 3(2) (with art. 4); S.I. 2014/3026, art. 3(1)(i) (with art. 5)

Marginal Citations

M1 1899 c. 30.

M2 1876 c. 56.

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