



Tribunals Service

Adjudicator to HM Land Registry

The Adjudicator to HM Land Registry

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Furley Page LLP Solicitors
DX 5301 Canterbury

Your Ref: BNM/BAB/FR0844/0010

Our Ref: REF/2009/0816

16 March 2010

Dear Sir/Madam,

K947213

**William Offley Hinchliffe Friend vs. Peter Robert Miles
Land adjoining East Northdown Farm, Margate, Kent**

Please find enclosed a copy of the Directions made by the Adjudicator in the above matter for your attention dated 16 March 2010.

Yours faithfully,

Mandy Smart
For the Adjudicator



INVESTOR IN PEOPLE

DIR01.DOT



CUSTOMER SERVICE EXCELLENCE

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ADJUDICATOR TO HER MAJESTY'S LAND REGISTRY

ORDER

Case Number: REF/2009/0816
Title Number: K947213
Property: Land adjoining East Northdown Farm, Margate, Kent
Applicant: William Offley Hinchliffe Friend
Respondent: Peter Robert Miles

Upon hearing Counsel for the Applicant and Counsel for the Respondent
And upon the Respondent giving the undertaking appended hereto

BY CONSENT

IT IS DIRECTED that:

1. The Respondent shall have permission to file and serve an amended Statement of Case in the form produced to the Adjudicator (with typographical errors corrected) by 4pm on 22 March 2010.
2. The Respondent do pay the Applicant's costs of and occasioned by that amendment in any event.
3. The Respondent do provide the Applicant's solicitors with copies of the documents requested by email dated 24 December 2009 and by letter dated 5 March 2010 by 4pm on 12 April 2010.
4. The parties do file and serve the statements of the witnesses of fact upon whose evidence they rely by 4pm on the 28th day after judgment has been handed down in *Miles v Stanton* (HC6TT01414).
5. The parties are to notify the Adjudicator of the judgment in the above case within 7 days of its being handed down and of the decision in that judgment as to the matters referred to in the appended undertaking.
6. This reference is to be listed now for hearing in London on the first available dates after 1 February 2011 with a time estimate of 2 days with a site view on the afternoon before the hearing.
7. In the event that the Respondent withdraws his objection, the Applicant may apply to the Adjudicator to determine the incidence of costs.
8. Both parties have permission to apply.
9. Costs of today are to be costs in the reference.

THE UNDERTAKING

In the event that the Respondent fails to establish a paper title to the orchard land the subject matter of the proceedings in the High court Chancery Division (Ref HC6TT01414) as pleaded in paragraphs 9-12 in the Particulars of Claim the Respondent undertakes to withdraw his objection to the application for first registration of title to the road the subject matter of the current application.

Dated this Tuesday 16 March 2010

Michael Mark

BY ORDER OF THE ADJUDICATOR TO HM LAND REGISTRY