



COMMONS REGISTRATION ACT 1965

Reference No. 260/U/14

In the Matter of Stidcot Plat,
Tytherington

DECISION

This reference relates to the question of the ownership of land known as Stidcot Plat, Tytherington being the land comprised in the Land Section of Register Unit No. CL 96 in the Register of Common Land maintained by the Gloucestershire 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 Tytherington Parish Council claimed to be the freehold owner of the land in question and no other person 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 Bristol on 25 April 1979.

Mr W T Humphries, clerk to the Tytherington Parish Council appeared and Mr and Mrs W J Stephens and Mr W H G Cornock appeared in person.

Mr Humphries stated that his council had as and when occasion arose, maintained the land and that some time ago it had in co-operation with the Lord of the Manor put up notices inhibiting the use of the land by gipsys. This last mentioned evidence suggests to me that at the time the notices were put up the council recognised the title of the Lord of the Manor who has since died and I was told that his successor cannot be traced. Mr Humphries had no evidence of any acts on the part of his council which in my view could amount to the council entering into possession of the land and dispossessing the true owner.

In the absence of any evidence I am not satisfied that any person is the owner of the land and it will therefore be 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

4th

day of

June

1979

L A Little

Commons Commissioner