



In the Matter of Mud Wharf south of Huntsmoor Lodge,
Iver, Bucks

DECISION

This reference relates to the question of the ownership of the land described above being the land comprised in the Land Section of Register Unit No. CL 228 in the Register of Common Land maintained by the Bucks 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 Iver Parish Council claimed to be the freehold owner of the land in question ("the Register Unit") 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 Aylesbury on 22 February 1979.

The hearing was attended by Mr D E Barlow, the Chairman of Iver Countyside Association, who was authorised by the Parish Council to represent them.

The Register Unit was allotted by an Award made in 1804, the effect of which I decided in the case concerning the Mud Wharf by Clisby's Bridge (Reference No. 203/U/128). The terms of the Award were the same in both that ^{and} this case and my decision in that case, to the effect that the Award did not result in ownership becoming vested in the Parish Council, applies to this case. No other ground for the claim to ownership by the Parish Council was advanced in this case.

In the result I am not satisfied 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 5th day of July 1979

L. J. Lewis Smith

Commons Commissioner