



COMMONS REGISTRATION ACT 1965

Reference No. 204/U/39

In the Matter of Manorial Waste,
Witchford, Cambridgeshire

DECISION

This reference relates to the question of the ownership of land known as Manorial Waste, Witchford, being the land comprised in the Land Section of Register Unit No. CL 39 in the Register of Common Land maintained by the Cambridgeshire 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 the Witchford 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 Cambridge on 25 January 1979.

At the hearing the Parish Council was represented by Mr H J Coles, its Clerk.

Until 1934 the land in question was let for grazing and the Parish Council received the rent. Since 1934 there has been no grazing, but the Council has remained in possession and has demonstrated that it is in possession by planting trees in the land. The Council has thus acquired a possessory title to the land.

On this evidence I am satisfied that the Parish Council is the owner of the land, and I shall accordingly direct the Cambridgeshire County Council, as registration authority, to register the Witchford Parish Council as the owner of the land under section 3(2) 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

20th

day of

March

1979

Chief Commons Commissioner