



In the Matter of New Lode, Earith,
Cambridgeshire

DECISION

This reference relates to the question of the ownership of land known as New Lode, Earith, being the land comprised in the Land Section of Register Unit No. CL 28 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 no person claimed to be the freehold owner of the land in question and no one 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 23 February 1983.

At the hearing the Earith Parish Council was represented by Mr D B Wright, one of its members.

The land in question consists of a village hall and its curtilage, which is used as a car park. For over 20 years the Parish Council has let out the hall for weddings and other functions, for which it has received payment. It is difficult to understand how anybody who had read the definition of "common land" in Section 22(1) of the Commons Registration Act 1965 could have applied to have this land registered as common land, but its registration became final because nobody objected to it.

On the 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 Parish Council as the owner of the land under section 8(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

7th

day of

March

1983

[Handwritten signature]

Chief Commons Commissioner