



COMMONS REGISTRATION ACT 1965

Reference No 5/U/35

In the Matter of Birch Heath Common,  
Christleton, Chester D

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DECISION

This reference relates to the question of the ownership of land known as Birch Heath Common, Christleton, Chester D being the land comprised in the Land Section of Register Unit No CL. 36 in the Register of Common Land maintained by the Cheshire 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 Chester on 25 January 1977.

Mr CJ Ryding Clerk to the Christleton Parish Council appeared but had no information as to the ownership of the land in question.

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 21<sup>st</sup> day of February

1977

Commons Commissioner