



In the Matter of The Recreation Ground,
Buxted, East Sussex

DECISION

This reference relates to the question of the ownership of land known as The Recreation Ground, Buxted, being the land comprised in the Land Section of Register Unit No. VG 48 in the Register of Town or Village Greens maintained by the former East Sussex 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 Lewes on 15 November 1978.

At the hearing the Buxted Parish Council was represented by Mr M N Smith.

The land in question was conveyed to the Rev H J Lomax by an indenture made 11 August 1915 between (1) Henry Berkeley Portman (2) Francis John Saville Foljambe and William Henry Westworth Fitzwilliam (3) Henry Joshua Lomax. Mr Smith produced what purported to be a typewritten copy of a conveyance made 19 April 1917 between (1) Henry Joshua Lomax (2) The Board of Agriculture and Fisheries (3) The Parish Council of Buxted, and informed me that search had failed to locate the present whereabouts of this document.

While it would have been more satisfactory if the original conveyance to the Parish Council had been forthcoming, I can say on this evidence I am ~~am~~ satisfied that the Parish Council is the owner of the land, and I shall accordingly direct the East Sussex County Council, as registration authority, to register the Buxted 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

4th

day of

December

1978

Chief Commons Commissioners