



COMMONS REGISTRATION ACT 1965

Reference No 37/U/61

In the Matter of the tracts called  
North Common, Chailey Parish,  
Chailey R.D., East Sussex

DECISION

This reference relates to the question of the ownership of the part ("the specified part") hereinafter defined of the tracts called North Common, Chailey Parish, Chailey Rural District being the land comprised in the Land Section of Register Unit No CL.3 in the Register of Common Land maintained by the East Sussex County Council. The Ownership Section of this Register Unit shows Mr Williams Ivor Grantham as the owner of a number of parts of the land ("the Unit Land") comprised in this Register Unit and this entry being undisputed became final on 1 October 1970; it also shows Chailey Parish Council as the owner of a number of other parts of the Unit Land and this entry being undisputed became final on 1 August 1972. The specified part means that part of the Unit Land of which neither Mr Grantham nor the Parish Council is registered as owner, and which is not registered at H.M. Land Registry under the Land Registration Acts 1925 to 1966 freehold under title Numbers SX 21749 & P.40856 and 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 specified part. Mr Grantham wrote a letter dated 6 November 1972 saying that he had known North Common, Chailey since the days of his childhood before the first of the two World Wars. 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 Lewes on 8 March 1973. The hearing was attended by Chailey Parish Council who were represented by Mr J P E Barrett solicitor of Messrs Blaker Son & Young Solicitors of Lewes and by Mr Grantham in person.

This hearing followed after the hearing relating to Back Lane & Caveridge Lane Common (37/U/59) and Lane End Common (37/U/60) so I had become familiar with the interest of Mr Grantham in the land in this Parish. The Unit Land consists of a number of tracts, the registered ownership of which is very complicated. After a discussion, it appeared that the Parish Council and Mr Grantham were satisfied with the ownership registrations as they now stand in the Ownership Register and that neither could offer any evidence as to the ownership of the specified part.

In the absence of any evidence I am not satisfied that any person is the owner of the specified part 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

27<sup>th</sup>

day of

March

1973

a. a. Baden Fuller

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