



COMMONS REGISTRATION ACT 1965

Reference No. 212/U/238

In the Matter of Pedlars Path,
Danbury, Chelmsford B

DECISION

This reference relates to the question of the ownership of land described above being the land comprised in the Land Section of Register Unit No. CL 64 in the Register of Common Land maintained by the Essex 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 Danbury Parish Council claimed to be the freehold owner of the land in question ("the Unit land") 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 Chelmsford on ~~1 December 1982~~. At the hearing the Parish Council was represented by its Clerk, Mrs V Hillier. By a Deed of Gift dated 6 September 1973 a Mr Eric Burrell who, it appears, was Lord of the Manor of Danbury, conveyed to the Parish Council all his estate and interest in the Unit land. Mrs Hillier told me that the land was not used for any specific purposes - it is a narrow stretch of land with a footpath on it which local people use and brambles from which they pick the berries.

On this evidence I am satisfied that the Parish Council is the owner of the Unit land, and I shall accordingly direct the Essex County Council, as registration authority, to register Danbury 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

31 January

1983

H. J. Morris Smith

Commons Commissioner