



COMMONS REGISTRATION ACT 1965

Reference No.12/U/1

In the Matter of The Common,
Newport, Essex.

DECISION

This reference relates to the question of the ownership of land known as The Common, Newport, being the land comprised in the Land Section of Register Unit No.V.G.36 in the Register of Town or Village Greens 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 the Newport Parish Council claimed to be the freehold owner of the land in question 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 Saffron Walden on 4th December 1973.

Mr. K.E.W. Osborne, the Clerk of the Newport Parish Council, appeared at the hearing.

The land the subject of this reference was allotted by the Inclosure Award dated 24th January 1861, made under the Second Annual Inclosure Act 1856, to the Churchwardens and Overseers of the Poor of the parish of Newport in trust as a place for exercise and recreation for the inhabitants of the parish and neighbourhood.

The land passed to and vested in the Parish Council by virtue of sections 6(1)(c)(iii) and 67 of the Local Government Act 1894.

For these reasons I am satisfied that the Newport Parish Council is the owner of the land, and I shall accordingly direct the Essex 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 21st day of December 1973

Chief Commons Commissioner