



In the Matter of The Pond and surrounding
Land, Debden

DECISION

This reference relates to the question of the ownership of land above mentioned being the land comprised in the Land Section of Register Unit No. CL 282 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 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 land at Chelmsford on 2 March 1983.

Mr J E Dawkins, Clerk, appeared for Debden Parish Council. After I had explained to Mr Dawkins the effect of S.9 of the Act of 1965 he asked for an opportunity to take instructions from his Council on the question whether the Council should seek to prove ownership, in which case the hearing would be adjourned.

I have now heard from Mr Dawkins that the Parish Council does not wish to set up a claim to ownership.

In the absence of any evidence I am not satisfied that any person is the owner of the land, and it will therefore remain 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

7th

day of

April

1983

Lang Herdick

Commons Commissioner