



In the Matter of the pond and
surrounding land at Fieldgate Farm,
Ugley, Uttlesford District, Essex

DECISION

This reference relates to the question of the ownership of the pond and the surrounding land at Fieldgate Farm, Ugley, Uttlesford District being the land comprised in the Land Section of Register Unit No. CL 221 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 Mr H Markwell of Spurgate, Fieldgate Lane said (letter of 4.7.80) that he is the owner of Spurgate, a plot which adjoins the land in question, and that the Pond on the south was always considered by Mr I Markwell late owner of Spurgate as part of the plot. No person 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 Chelmsford on 29 January 1981. There was no appearance at the hearing.

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 6th — day of February 1981.

a. a. Baden Fuller

Commons Commissioner