



COMMONS REGISTRATION ACT 1965

Reference No. 15/U/102

In the matter of land near
Hay Bridge, Eardisland, Leominster
District, Hereford and Worcester

DECISION

This reference relates to the question of the ownership of land near Hay Bridge, and extending to about $\frac{1}{4}$ of an acre, Eardisland, Leominster District being the land comprised in the Land Section of Register Unit No CL. 230 in the Register of Common Land maintained by the Hereford and Worcester 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 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 Hereford on 20 July 1977. At the hearing Eardisland Parish Council were represented by Mr R J Greene one of their members.

Mr Greene who is now and has been for about 5 years a member of the Parish Council and also has been a member of Weobley Rural District Council, said (in effect):- The land is a strip by the side of the River Arrow. It had for as long as he could remember (say 60 years) been used by children when they paddled in the water. It had never been fenced and the Parish Council were concerned to see that it should never be fenced.

After some discussion, Mr Green said he could offer no evidence of 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 27th day of July — 1977

a. a. Baden Fuller

Commons Commissioner