



COMMONS REGISTRATION ACT 1965

DECISION

Reference No. 222/U/15

In the Matter of the Parish Allotments,
Scamblesby, Lincolnshire

DECISION

This reference relates to the question of the ownership of land known as The Parish Allotments, Scamblesby being the land comprised in the Land Section of Register Unit No. CL 38 in the Register of Common Land maintained by the Lincolnshire 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 Scamblesby 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 Lincoln on 30 November 1978.

At the hearing Mr R Strawson appeared on behalf of Scamblesby Parish Council ^(of which he is Vice-Chairman) and no one else appeared.

For many years the land was let by the Parish Council in Allotments and its Minute Book records such lettings from 1895 onwards, the rents being paid to the Parish Council. Originally there were eight allotments: This number has diminished and the land has for some years ^{been} let as one plot.

On this evidence I am satisfied that the Parish Council is the owner of the land, and I shall accordingly direct the Lincolnshire County Council, as registration authority, to register Scamblesby 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 12th day of February 1979

L. J. Morris Smith

Commons Commissioner