



COMMONS REGISTRATION ACT 1965

Reference No. 225/U/228

In the Matter of (1) a triangular piece of land and track opposite Hill Farm, (2) a nearby triangular verge opposite Denver Lodge and (3) a strip of verge on the south side of the nearby road, all in Denver, West Norfolk District, Norfolk

DECISION

This reference relates to the question of the ownership of land known in three pieces: (1) a triangular piece opposite Hill Farm and track running northwards therefrom towards Nightingale Plantation; (2) a nearly triangular verge west of Denver Lodge; and (3) a strip of verge to the south side of the C32 road (from Denver to Ryston) running west from a point nearly opposite Denver Lodge, all in Denver, West Norfolk District, and being the land comprised in the Land Section of Register Unit No. CL 244 in the Register of Common Land maintained by the Norfolk 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 Norwich on 3 April 1979. At the hearing Denver Parish Council were represented by Mr J C Sharpe.

In the Rights Section of this Register Unit there are 4 registrations of grazing rights, one of which was made on the application of Mr Sharpe. He said (in effect):- The three pieces in question on this reference, are locally considered to be part of a much larger area comprising Whin Common and Sluice Common and nearby strips of land together forming Register Unit No. CL 243, and over which there are the same or similar grazing rights. These rights are regulated by the Denver Common Leet being a meeting of the right holders held annually in May at which those present appoint two pindars and a common reeve (at one time they also appointed an ale taster). He, Mr Sharpe was one of the pindars appointed last May. He believed that Mr E I M Pratt of Wisdon Hall was the owner of the CL 243 land or part of it. However he could offer no evidence about the ownership of the three pieces with which I am concerned.

In the absence of any evidence I am not satisfied that any person is the owner of the land (the said three pieces) 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



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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 23rd — day of April — 1979

a. a. Baden Fuller

Commons Commissioner