



In the Matter of Beetley Common Beetley  
Breckland D.

DECISION

This reference relates to the question of the ownership of land known as Beetley Common Beetley Breckland D being the land comprised in the Land Section of Register Unit No.CL.369 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 Official Custodian for Charities 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 Kings Lynn on 26 October 1977. There was no appearance at the hearing.

Prior to the hearing the Charity Commission had sent to the Office of the Commons Commissioners a statutory declaration sworn by P G J Mackey a Higher Executive officer of the Charity Commission to which there was exhibited an order of the Charity Commissioners dated 4 December 1964 whereby the land in question was vested in the Official Custodian for Charities. Mr Mackey further declared in his said statutory declaration that part of the land 1.85 acres was sold in 1965.

In these circumstances I was unable to give a decision without evidence as to the owner of and the identity of the 7.85 acres sold as freehold. As a result of enquiries made by me I have been provided with a copy a conveyance with plan annexed dated 3 November 1965 whereby the Official Custodian for Charities and Trustees of the Fuel Allotment Charity in the Parish of Beetley conveyed the land identified on the said plan to Mitford and Launditch RDC for the purpose of that authorities Water undertaking. The Anglian Water Authority who provided me with the copy of the said conveyance is the successor to the Water undertaking of Mitford and Launditch RDC. A copy of the said plan is annexed to this decision.

On this evidence I am satisfied that Anglian Water Authority is the owner of the land identified on the plan annexed to this decision and the Official Custodian for Charities is the owner of the remainder of the land, and I shall accordingly direct the Norfolk County Council, as registration authority, to register Anglian Water Authority and the Official Custodian for Charities as the owners of their respective lands under section 8 (2) of the Act of 1965..

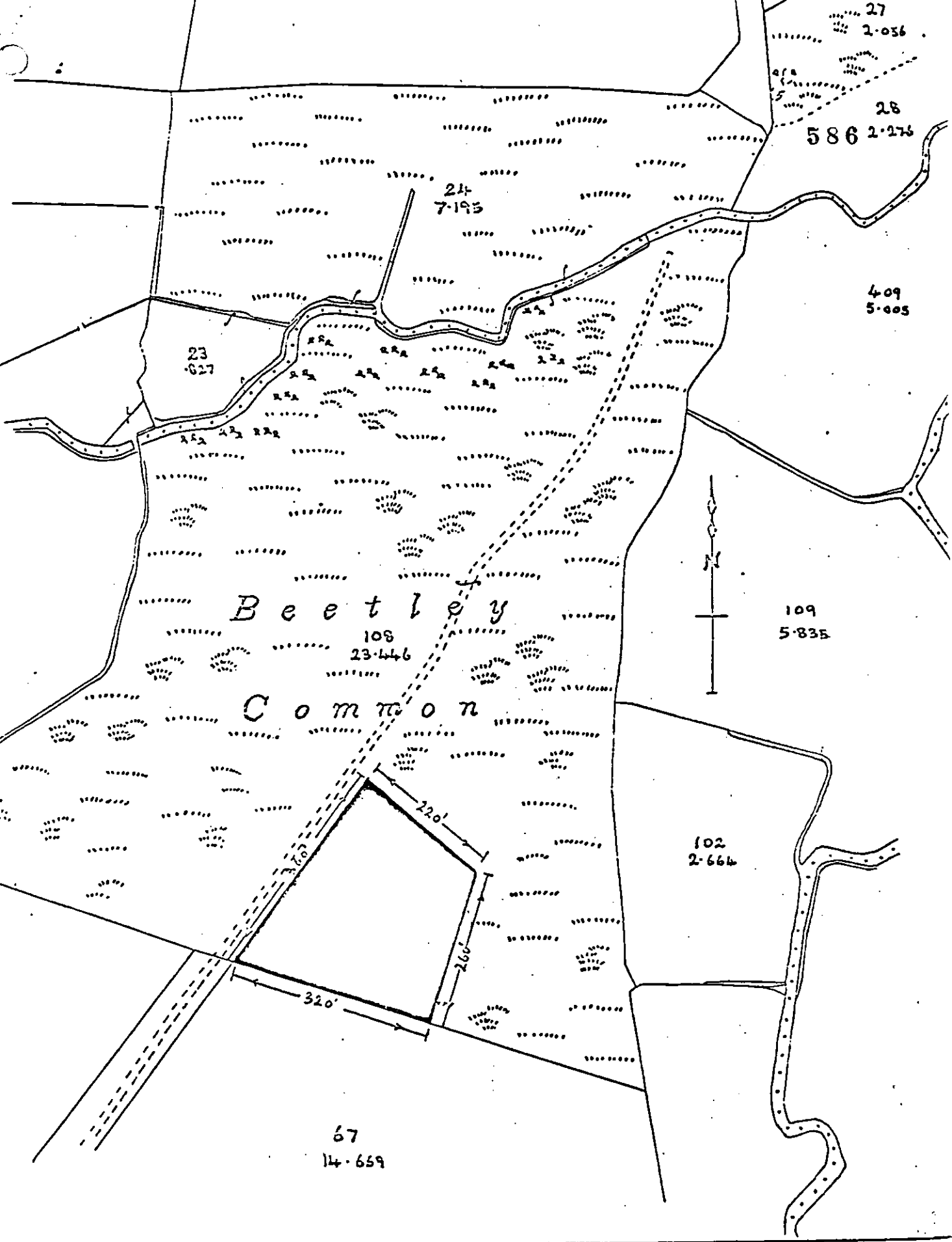


I am required by regulation 30 (1) of the Commons Commissioners Regulations 1971 to explain that a person aggrieved by this decision as being erroneous in point of law may, within 6 weeks from the date on which notice of the decision is sent to him, require me to state a case for the decision of the High Court.

Dated this 17<sup>th</sup> day of March 1978

*G. A. Little*

Commons Commissioner.



This is the plan referred to in  
 the annexed Conveyance dated  
 the 3<sup>rd</sup> day of NOV. 1965

*George Allen Gould*

*Frédéric Freyer*

*Horae Bly*