



In the Matter of Brewer's Green, Roydon, Norfolk.

DECISION

This reference relates to the question of the ownership of land known as Brewer's Green, Roydon, being the land comprised in the Land Section of Register Unit No CL 190 in the Register of Common Land maintained by the former 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 one 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 14 March 1978.

The hearing was attended by Mr T T Garrett, the Secretary of the Parish Green Committee of the Roydon Parish Council.

The land in question was formerly a piece of rough land. In 1971 the Parish Council drained it by putting in land drains, and in 1973 the Council placed on it playground equipment, comprising a swing, a roundabout, and a see-saw. In my view, this was a taking of possession by the Parish Council. It has, however, not continued long enough for the Council to have acquired a possessory title.

In the absence of any other evidence I am not satisfied that any person is at present 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 25th day of April 1978

CHIEF COMMONS COMMISSIONER