



COMMONS REGISTRATION ACT 1965

Reference No.225/U/93

In the Matter of Horsford Pits (Part)
Horsford, Norfolk (No.2)

DECISION

This reference relates to the question of the ownership of land known as Horsford Pits (part), Horsford, being the land comprised in the Land Section of Register Unit No.CL.345 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 the Horsford Parish Council claimed to be the freehold owner of the land in question and the Charity Commissioners 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 23 May 1978.

At the hearing the Trustees of the Horsford Pits Charity were represented by Mr L F Barnes, their Secretary and a Trustee.

The land the subject of this reference was allotted by the Enclosure Award made 4 December 1802 under the Horsford Enclosure Act of 1800 (39 and 40 Geo III c 65 (private) to the Surveyors of the Highways of Horsford for a public clay pit.

By a scheme made by the Charity Commissioners on 30 September 1912 upon applications made by the Horsford Parish Council and the former St.Faith Rural District Council the land was vested in the Official Trustee of Charity Lands and was transferred to the Official Custodian for Charities by the Charities Act 1960.

On this evidence I am satisfied that the Official Custodian for Charities is the owner of the land, and I shall accordingly direct the Norfolk County Council, as registration authority, to register him 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

16th

DAY OF

June

1978


Chief Commons Commissioner