



COMMONS REGISTRATION ACT 1965

Reference No 225/U/56

In the Matter of The Pond, Pilson Green,
South Walsham, Norfolk

DECISION

This reference relates to the question of the ownership of land known as The Pond, Pilson Green, South Walsham, being the land comprised in the Land Section of Register Unit No CL 257 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 23 May 1978.

At the hearing the South Walsham Parish Council was represented by Mr G McDowell-Gould, its Chairman.

For the last 60 years at least the Parish Council has from time to time cleared out the pond and has kept it clean. The Parish Council has mown the grass on the banks and has planted trees in the banks without any objection by anyone claiming to be the owner. In my view, this is just sufficient to prove that the Council have acquired a possessory title to the land.

On this evidence I am satisfied that the South Walsham Parish Council is the owner of the land and I shall accordingly direct the Norfolk County Council, as registration authority, to register the 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

8th

day of

June

1978

Chief Commons Commissioner