



In the Matter of Thwaite Common,
Alby-with-Thwaite, North Norfolk District,
Norfolk.

DECISION.

This reference relates to the question of the ownership of land known as Thwaite Common, Alby-with-Thwaite, North Norfolk District, being the land comprised in the Land Section of Register Unit No. CL.50 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 15 July 1975. At the hearing Alby-with-Thwaite Parish Council were represented by Mr. G.W. Detterding their chairman. Mr. G.E. Duffield (a right to graze 2 horses and 6 cattle is registered as attached to two cottages belonging to him and Mrs. M.C.J. Duffield) attended in person.

Mr. Detterding said the land (in two pieces) is about 50 acres of scrub grazing. Mr. A. Jordan who said that he is a commoner, described the land as one third water, one third furze and one third rough grazing. Mr. Detterding said that the Parish Council could offer no evidence of ownership.

In the absence of any evidence I am not satisfied that any person is 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 23rd — day of July — 1975.

A. A. Baden Fuller

Commons Commissioner.