



COMMONS REGISTRATION ACT 1965

Reference No. 229/U/1

In the Matter of Cookley Green (excluding  
Highways & Footpaths) in the Parish of Swyncombe

DECISION

This reference relates to the question of the ownership of land known as Cookley Green (excluding Highways and Footpaths and the part of the land comprised at Entry No. 1 in the Ownership Section) being the land comprised in the Land Section of Register Unit No. CL.9 in the Register of Common Land maintained by the Oxfordshire 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 Swyncombe Parish Council 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 Oxford on 29 October 1974.

Mr A.T. Montgomery the chairman of the Swyncombe Parish Council appeared and produced minutes of the Parish Council which established that the Parish Council had exercised rights of ownership over the land in question since the year 1948 and he further stated that as a result of enquiries he had made he was satisfied that for many years prior to that date the Parish Council had exercised rights of ownership and that the adjoining land owners had acquiesced in the exercise of these rights.

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

5<sup>th</sup>

day of November 1974

Commons Commissioner