



In the Matter of Cow Lane, Grove, Oxfordshire.

DECISION

This reference relates to the question of the ownership of land known as Cow Lane, Grove, being the land comprised in the Land Section of Register Unit No. CL 137 in the Register of Common Land maintained by the former Berkshire County Council of which no person is registered under section 4 of the Commons Registration Act 1965 as the owner.

Dollowing 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 Oxford on 26 November 1976.

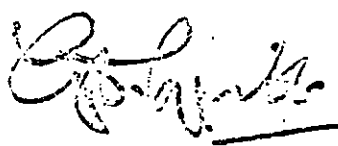
At the hearing the Grove Parish Council was represented by its Clerk, Mr Norman Witter

By the Inclosure Award dated 21 March 1810 made under the Grove and Wantage Inclosure Act of 1803 (43 Geo. III, c.106 (private, not printed)) the land the subject of this reference was set out as a public carriage road and highway by the name of West Hanney Way. Such an award would have no effect on the ownership of the soil over which the public were thereby given a right of passage. There is no evidence before me as to who the owner then was or as to how his title has since devolved.

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 29th day of July 1977


Chief Commons Commissioner