



In the Matter of Horspath Common,
Horspath, Oxfordshire

DECISION

This reference relates to the question of the ownership of land known as Horspath Common, Horspath, being the land comprised in the Land Section of Register Unit No. CL 110 in the Register of Common Land maintained by the former 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 Oxford City 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 20 July 1978.

At the hearing the City Council was represented by Mr R J M Peters, its Chief Assistant Solicitor.

The land in question was conveyed to the former Oxford Corporation by a conveyance made 3 October 1952 between (1) Oxford Preservation Trust (2) Mayor, Aldermen and Citizens of Oxford. The land passed to the City Council on 1 April 1974 by virtue of art. 16 and Schedule 4, Part II of the Local Authorities (England) (Property etc.) Order 1973 (S.I.1973 No. 1861).

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

3rd

day of

August

1978

CHIEF COMMONS COMMISSIONER