



COMMONS REGISTRATION ACT 1965

Reference No.32/U/60

In the Matter of A Triangular Piece of Land
at a Cross-Roads at Woolston Moor, Sampford
Brett, and a Triangular Piece of Land at
Woolston Moor, Bicknoller, Somerset.

DECISION

This reference relates to the question of the ownership of a triangular piece of land at a cross-roads at Woolston Moor, Sampford Brett, and a triangular piece of land at Woolston Moor, Bicknoller, being the land comprised in the Land Section of Register Unit No.CL.152 in the Register of Common Land maintained by the former Somerset 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 Mr. W.G. King claimed to be the freehold owner of part of the land in question and the former Williton Rural District Council 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 Taunton on 8th October 1974.

At the hearing the Somerset County Council was represented by Mr. D.L. Edwards, solicitor. Mr. King did not appear and was not represented.

Mr. Edwards stated that the County Council claimed to be the owner of the triangular piece of land at the cross-roads Woolston Moor, Sampford Brett. This piece of land is bounded by roads on all three sides. It is surrounded by a kerb and the grass on it has been cut by the County Council roadmen in the interests of road safety.

It appears to me that this part of the land the subject of the reference is part of the highway and is vested in the County Council as highway authority, and I shall accordingly direct the Somerset County Council, as registration authority, to register itself, as highway authority, as the owner of the triangular piece of land at the cross-roads at Woolston Moor, Sampford Brett under section 8(2) of the Act of 1965.

In the absence of any evidence I am not satisfied that any person is the owner of the remainder of the land the subject of the reference 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 20th day of October 1974

[Handwritten signature]