



COMMONS REGISTRATION ACT 1965

Reference No. 32/U/103

In the Matter of Hern Lane Common,
Berrow, Somerset.

DECISION

This reference relates to the question of the ownership of land known as Hern Lane Common, Berrow, being the land comprised in the Land Section of Register Unit No. CL 185 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 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 Taunton on 25th March 1975.

At the hearing there were appearances by Mr J.H. Frost, an applicant for the registration of a right of grazing over the land in question and by Mr D. Palmer, agent for Mr E.M.V. Frost and Mrs M.L. Dibble, also applicants for the registration of a right of grazing, but neither Mr Frost nor Mr Palmer had any evidence as to the ownership of the land.

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 14th day of April 1975

Chief Commons Commissioner