



COMMONS REGISTRATION ACT 1965

Reference No. 234/U/166

In the Matter of Blaxhall Common (or Big Common),
Blaxhall and Tunstall, Suffolk Coastal D

DECISION

This reference relates to the question of the ownership of land described above being the land comprised in the Land Section of Register Unit No. CL 35 in the Register of Common Land maintained by the Suffolk 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 Blaxhall Parish Council claimed to be the freehold owner of the land in question ("the Unit land") 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 Ipswich on 14 December 1982.

At the hearing Blaxhall Parish Council was represented by a member of the Council, Mrs Fletcher.

The Unit land is a considerable area of common, and Mrs Fletcher told me that it has always been used for recreational purposes by the villagers. The Parish Council with voluntary labour and the co-operation of the Nature Conservancy Council has helped to keep the bracken and gorse down, the paths clear and rubbish removed.

On this 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

31 January

1983

L. J. Morris Smith

Commons Commissioner