



Reference No. 234/U/92

In the Matter of land at Church Road Junction,
Hitchem, Babergh District, Suffolk

DECISION

This reference relates to the question of the ownership of land at the junction of Church Road and the Hitchem to Bildeston road, Hitchem, Babergh District being the land comprised in the Land Section of Register Unit No. VG 79 in the Register of Town or Village Greens 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 Mrs E D Grimwade writing on behalf of joint owners of Lordship of Manor of Hitchem (Mrs B B Clayton, Mrs D M Grimwade and Mrs E D Grimwade) said (letter dated 2 August 1979) that she always understood that the land belonged to the Manor of Hitchem. No other person claimed to be the freehold owner of the land in question or 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 3 October 1979. At the hearing Ipswich County Council as registration authority were represented by Mr J W Gibbs and Mr I Rands of the County Secretary's Department.

The land according to the Register map is a small triangular area at a road junction surrounded on all sides by roads. Mr Gibbs said that the Tithe map for this Parish (in the County Archives) shows this land as part of the highways which join there and that the Award contains no indication of its ownership.

In the absence of any evidence I am not satisfied that any person is the owner of the land, and I shall accordingly direct the Suffolk County Council as registration authority, to register Hitchem Parish Council as the owner of the land under section 8(3) 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 16th — day of October — 1979.

a. a. Baden Fuller

Commons Commissioner

Corrected by substituting "Hitchem" for
"Hitchem" in the four places where this name occurs.
a. a. Baden Fuller

28 Dec 1979