



COMMONS REGISTRATION ACT 1965

Reference No. 234/U/76

In the Matter of Path to Cliff
Cottages, Parish of Corton

DECISION

This reference relates to the question of the ownership of the land described above being the land comprised in the Land Section of Register Unit No. CL 156 in the Register of Common Land maintained by the East 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 Corton 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 26 February 1980.

The Parish Council was represented at the hearing by one of its members, Mr M L Davison.

The Council's Minute Book was produced and the Entries relating to the Unit land confirmed by Mr T Hoyes, a member of the Council, giving evidence. In 1958 three seats were given to the Council and placed on the Unit land. Over the years the Council had repaired the seats and preserved them and a new seat was erected in 1971 at the Council's expense, and it had spent money on tidying and cleaning up the land. No one had challenged its activities and it had given permission to St Johns Ambulance Brigade to site a hut on the Unit land.

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

17 March

1980

L. J. Morris Smith

Commons Commissioner