



COMMONS REGISTRATION ACT 1965

Reference No. 34/U/16

In the Matter of The Recreation Ground
Rumburgh, Waveney D

DECISION

This reference relates to the question of the ownership of land known as The Recreation Ground Rumburgh Waveney D being the land comprised in the Land Section of Register Unit No. VG.7 in the Register of Town or Village Greens maintained by the former 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 Rumburgh Parish Council claimed to be the freehold owner of the land in question 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 21 January 1976.

Mr J M Margaron of Messrs Cross Ram & Co appeared for Rumburgh Parish Council. He produced an Inclosure award of 1850 whereby the land in question (identified on the plan) was allotted and awarded to the Churchwardens and Overseers of the Poor for the Parish of Rumburgh and had available evidence that the Parish Council had maintained the land as a recreation ground ever since the Parish Council became the successor of the Churchwardens and Overseers by virtue of the Local Government Act 1894.

On this evidence I am satisfied that Rumburgh Parish Council is the owner of the land, and I shall accordingly direct the Suffolk County Council, as registration authority, to register Rumburgh Parish Council as the owner of the land under section 8(2) of the Act of 1965. 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 February 1976

C. A. Little.

Commons Commissioner