

COMMONS REGISTRATION ACT 1965



Reference No. 239/U/97

In the Matter of Knowle Hill Pit, Kenilworth,
Warwickshire

DECISION

This reference relates to the question of the ownership of land known as Knowle Hill Pit, Kenilworth, being the land comprised in the Land Section of Register Unit No. CL 32 in the Register of Common Land maintained by the Warwickshire 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 the Warwick District Council claimed to be the freehold owners 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 Leamington Spa on 8 December 1982.

At the hearing the Warwick District Council was represented by Miss J Doran, its Deputy Secretary, and the Kenilworth Town Council by Mr H L G Sunley, the Town Clerk.

Miss Doran was only able to tell me that she had been informed that gravel had been extracted from the land by the former Kenilworth Urban District Council, but when or for how long this was done she did not know.

In the absence of evidence on these matters 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 50(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

15th

day of

December

1982

Chief Commons Commissioner