



COMMONS REGISTRATION ACT 1965

Reference No. 238/U/78

In the Matter of Bex Lane Waste (part), Cocking,
West Sussex

DECISION

This reference relates to the question of the ownership of land known as Bex Lane Waste (part), Cocking, being the part of the land comprised in the Land Section of Register Unit No.CL.125 in the Register of Common Land maintained by the West Sussex 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 no person claimed to be the freehold owner of the land in question and no one 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 Chichester on 7 May 1982. At the hearing, the Cowdray Trust Ltd and the Dickinson Trust Ltd were represented by Mr R.D.Stafford, their resident agent.

The land the subject of the reference includes a triangular area on the north side of Bex Lane. This area was conveyed to the Cowdray Trust Ltd by a conveyance made 13 November 1919 between (1) Weetman Dickinson, Viscount Cowdray (2) The Cowdray Trust Ltd. The Dickinson Trust Ltd was appointed to be a trustee on 28 August 1953.

On this evidence I am satisfied that the Cowdray Trust Ltd and the Dickinson Trust Ltd are the owners of the triangular area, and I shall accordingly direct the West Sussex County Council, as registration authority, to register them as the owners of that part of the land under section 8 (2) of the Act of 1965.

In the absence of any further evidence I am not satisfied that any person is the owner of the remainder of the land the subject of the reference, which will therefore remain subject to protection under section 9 of the Act of 1965.

I am required by regulation 39 (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

18th

day of

May

1982

Chief Commons Commissioner