



In the Matter of Chalkpit, West Burton Hill,  
Bury, Chichester D

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DECISION

This reference relates to the question of the ownership of land known as Chalkpit, West Burton Hill, Bury, Chichester D being the part of the land comprised in the Land Section of Register Unit No. CL 237 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 Bury 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 Chichester on 4 October 1979.

Mr Wolstencroft and Mr Grinsted appeared on behalf of Bury Parish Council and produced a Statutory Declaration dated 13 July 1974 made by Mr Grinsted to the effect that he had examined the Bury Enclosure Award dated 8 November 1854, whereby the land in question was allotted to the Churchwardens and the Overseers of the Parish of Bury and that during the period 1941 to date the Parish Council had assumed responsibility for the maintenance, upkeep and control of the chalkpit in question.

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

2<sup>nd</sup>

day of

November

1979

*Y A Little*

Commons Commissioners