



COMMONS REGISTRATION ACT 1965

Reference No. 238/U/53

In the Matter of Hayling Pond, Church Street,
West Chiltonington, Horsham D.C.

DECISION

This reference relates to the question of the ownership of land known as Hayling Pond, Church Street, West Chiltonington being the land comprised in the Land Section of Register Unit No. CL 36 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 Horsham D.C. 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 3 October 1979.

Mr Burton of the Legal Department appeared for Horsham District Council and produced a Conveyance dated 4 June 1946, whereby C, H G and S H Greenfield conveyed the land in question (identified by a plan on an earlier conveyance dated 12 November 1930 to F C Greenfield), was conveyed to Charctonbury R D C. Horsham District Council is the successor to Charctonbury R D C.

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

2nd

day of November

1979

G. A. Little

Commons Commissioner