



COMMONS REGISTRATION ACT 1965

Reference No 238/U/14

In the Matter of land adjoining the  
Old Lime Works, Houghton, Arun  
District, West Sussex

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DECISION

This reference relates to the question of the ownership of land adjoining the eastern boundary of the Old Lime Works (part of OS plot No 57), Houghton, Arun District being the land comprised in the Land Section of Register Unit No CL. 239 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 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 12 and 14 April 1978. At the hearing Schroder Executor & Trustee Company Limited, The Hon Mark Fitzalan Howard and The Hon James Reginald Drummond as personal representatives of The most noble Bernard Marmaduke Duke of Norfolk (he died 31 January 1975) were represented by Mr J S Dean solicitor of Holme Campbell & Co, Solicitors of Arundel.

Mr Dean on the second day of the hearing said that having looked at the Register map, he was satisfied that the land in question was not part of the nearby Lime Works run by the Norfolk Estate and that accordingly on behalf of his clients he made no claim.

In the absence of any evidence 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 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 20<sup>th</sup> day of April — 1978

a. a. Baker Fuller

Commons Commissioner