



COMMONS REGISTRATION ACT 1965

Reference No.38/U/36

In the Matter of Recreation Ground Road,  
Graffham, West Sussex.

DECISION

This reference relates to the question of the ownership of land known as Recreation Ground Road, Graffham, being the land comprised in the Land Section of Register Unit No.CL.188 in the Register of Common Land maintained by the former 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, but Mr A.Bruce Todd 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 23rd July 1974.

Mr Bruce Todd appeared at the hearing. The land in question is a road giving access to a recreation ground, which was vested in the National Playing Fields Association in 1950. The access road was not included with the recreation ground. The recreation ground has been leased to the Graffham Parish Council for a term of 99 years. Mr Bruce Todd argued that it would be convenient if the road were to be vested in the Parish Council. That course would, no doubt, be a convenient one, but my jurisdiction is not to decide who ought to be the owner of the land, but who is the owner.

In the absence of any evidence as to the ownership I can only say that 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

3rd

day of

August

1974

Chief Commons Commissioner