



In the Matter of Footpath next to Garage,
Earith, Cambridgeshire

DECISION

This reference relates to the question of the ownership of land known as Footpath next to Garage, Earith, being the land comprised in the Land Section of Register Unit No. CL 27 in the Register of Common Land maintained by the Cambridgeshire 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 Cambridge on 23 February 1983.

At the hearing the Earith Parish Council was represented by Mr D B Wright, one of its members.

The land in question is a footpath down which there runs a brick surface water drain. About 30 years ago the Parish Council repaired the drain, renewing some of the bricks.

On this 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 7th day of March 1983

Chief Commons Commissioner