

COMMONS REGISTRATION ACT 1965



Reference No. 206/U/201

In the Matter of St Jidgey Downs(part),
St Issey, Cornwall

DECISION

This reference relates to the question of the ownership of land known as St Jidgey Downs (part), St Issey, being the land comprised in the Land Section of Register Unit No. CL 556 in the Register of Common Land maintained by the Cornwall 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 Mr P G W Roberts claimed to be the freehold owner of part of the land in question and he also claimed to have information as to the ownership of the rest of the land.

I held a hearing for the purpose of inquiring into the question of the ownership of the land at Bodmin on 10 February 1983.

At the hearing Mr Roberts was represented by Mr C A Key, Solicitor.

The land in question is part of the land secondly described in a deed of gift made 20 January 1971 between (1) Percy George Roberts (2) Peter George William Roberts. It is recited in the deed of gift that the land secondly described had been in the possession of the grantor for 15 years and upwards without acknowledgement of the title of any other person thereto. Mr P G Roberts took possession of the land in 1948, after which he drained and cultivated it, and it has since been used by him and by Mr P G W Roberts as arable land.

On this evidence I am satisfied that Mr P G W Roberts is the owner of the land, and I shall accordingly direct the Cornwall County Council, as registration authority, to register him 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.

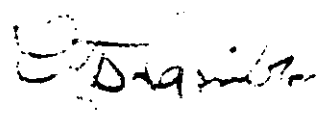
Dated this

3rd

day of

March

1983


Chief Commons Commissioner