



COMMONS REGISTRATION ACT 1965

Reference No. 9/U/3

In the Matter of Frithelstock Town,
Frithelstock, Devon

DECISION

This reference relates to the question of the ownership of land known as Frithelstock Town, Frithelstock, being the land comprised in the Land Section of Register Unit No. V.G.46 in the Register of Town or Village Greens maintained by the Devon County Council, of which no person is registered under section 3 of the Commons Registration Act 1965 as the owner.

Following upon the public notice of this reference the Frithelstock Parish Council 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 Barnstaple on 28th March 1972.

The claim of the Parish Council was based on a possessory title. The evidence adduced in support of this seems to me to be somewhat inconclusive, and it seems better to vest the land in the Council under Section 8(3) of the Act.

For these reasons I am not satisfied that any person is the owner of the land, and I shall accordingly direct the Devon County Council as registration authority, to register the Frithelstock Parish Council as the owner of the land under Section 8(3) 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 20th day of April 1972


Chief Commons Commissioner