



COMMONS REGISTRATION ACT 1965

Reference No.37/U/100

In the Matter of Manorial Wastes,
Barcombe, East Sussex.

DECISION

This reference relates to the question of the ownership of several pieces of land including Birdshole Lane, Blunts Lane and Green, and Deans Green and addition to Markstakes Common, Barcombe, being the land comprised in the Land Section of Register Unit No.CL 127 in the Register of Common Land maintained by the former East 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 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 Lewes on 19th November 1974.

The hearing was attended by Mr Ivor Grantham, lord of the manor of Balneath. One of the pieces of land the subject of the reference is a track leading from the south-west corner of Markstakes Common. In 1944 Mr Grantham conveyed to a Mr Bartlett such right and interest as he had in this piece of land, and Mr Grantham told me that he believed that Mr Bartlett re-sold his interest almost immediately afterwards. There was no evidence as to who is Mr Bartlett's present successor in title.

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 16th day of December 1974


Chief Commons Commissioner