



COMMONS REGISTRATION ACT 1965

Reference No 212/U/436

In the Matter of Broadley Common Allotment,
Broadley Common, Roydon, Epping Forest District,
Essex

DECISION

This reference relates to the question of the ownership of land known as Broadley Common Allotment, Broadley Common, Roydon, Epping Forest District being the land comprised in the Land Section of Register Unit No GL175 in the Register of Common Land maintained by the Essex 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 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 Chelmsford on 18 October 1979. At the hearing Roydon Parish Council were represented by Miss E Wells one of their members.

Miss Wells who was born in Roydon, has lived there all her life and has been a member of the Parish Council for upwards of 10 years, in the course of her evidence produced a letter dated 12 October 1979 from the County Archivist saying that he had examined the Roydon Inclosure Award confirmed by the Inclosure Commissioners on 26 July 1860 and the Map which forms part of it, and that plot numbered 27 was awarded to the Churchwardens and Overseers of the Poor of the Parish of Roydon "in trust as an allotment for the labouring (sic) Poor of the said Hamlet of Roydon. He enclosed an extract from the Award map showing this plot.

A comparison of the Award map and the Register map shows plot numbered 27 to be the same as the land in this Register Unit. Miss Wells said that it is now let by the Parish Council for the growing of vegetables.

On this evidence I am satisfied that the Parish Council as successors of the Churchwardens and Overseers are the owners of the land, and I shall accordingly direct the Essex County Council, as registration authority, to register Roydon Parish Council 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 30th day of November 1979

A. A. Borden

Commons Commissioner