



In the Matter of Fryerning Green, Ingatestone and Fryerning, Essex.

DECISION

This reference relates to the question of the ownership of land known as Fryerning Green, Ingatestone and Fryerning, being the land comprised in the Land Section of Register Unit No CL 101 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 Lord Petre 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 Chelmsford on 17 January 1978.

At the hearing Lord Petre appeared in person.

The land in question lies within the Manor of Ingatestone. It is a triangular area surrounded on all sides by roads. It is open, unoccupied, and uncultivated, and is, in my view, waste land of the manor. Lord Petre is the lord of the manor by virtue of a conveyance and deed of discharge made 25 November 1935 between (1) Sir Frederick Carne Rasch, bt and Herbert John Anthony Throckmorton (2) Joseph William Lionel, Baron Petre.

On this evidence I am satisfied that Lord Petre is the owner of the land, and I shall accordingly direct the Essex 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 14th day of February 1978

CHIEF COMMONS COMMISSIONER