



In the Matter of Blackwells End Green, Hartpury,
Gloucestershire.

DECISION

This reference relates to the question of the ownership of land known as Blackwells End Green, Hartpury, being the land comprised in the Land Section of Register Unit No. CL 307 in the Register of Common Land maintained by the former Gloucestershire 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 Gloucester on 9 February 1977.

The hearing was attended by Mr P A Hook and by Mrs S Gough, Chairman of the Hartpury Parish Council.

Mr Hook stated that his father purchased the land in question in 1963 and that it became his on the death of his father in 1973. He was not able to produce his documents of title because he did not wish to pay his solicitor to produce them. However, he gave evidence that his father kept pigs on the land until 1971 and that after 1971 his father and he have sometimes kept cattle on it and sometimes taken a hay crop from it without any adverse claim. Mrs Gough did not contend that Mr Hook does not own the land, so in the absence of any evidence to the contrary I am satisfied that Mr Hook is the owner of the land, and I shall accordingly direct the Gloucestershire 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 26th day of March 1977

Chief Commons Commissioner