



COMMONS REGISTRATION ACT 1965

Reference No.13/U/56

In the Matter of Hewelsfield Cliff Wood,
Hewelsfield, Gloucestershire.

DECISION

This reference relates to the question of the ownership of land known as Hewelsfield Cliff Wood, Hewelsfield, being the land comprised in the Land Section of Register Unit No.CL.44 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 Mr.W.K.Martyn claimed to be the freehold owner of part 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 Gloucester on 9th July 1974.

At the hearing Mr.Martyn was represented by Mr.G.V.Williams, solicitor.

The land comprised in the Register Unit has an area of 15.6 acres or thereabouts. A small part of this, having an area of 1.219 acres and being part of Ordnance Survey No.493, was conveyed to Mr.Martyn by a conveyance made 31st December 1963 between (1) Alfred Henderson Cooke (2) William Kenneth Martyn, the root of title being a conveyance made 10th May 1955 between (1) Francis Joseph Pryce-Jenkin and Evan Glyn Evans (2) A.H.Cooke.

On this evidence I am satisfied that Mr.Martyn is the owner of O.S. No. pt. 493, and I shall accordingly direct the Gloucestershire County Council, as registration authority, to register him as the owner of that land under section 8(2) of the Act of 1965.

In the absence of any evidence I am not satisfied that any person is the owner of the remainder of the land comprised in the Register Unit 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 23rd day of

July

1974


Chief Commons Commissioner